

## **Business and Noninstructional Operations**

### **FEES AND CHARGES**

**BP 3260**

The Governing Board recognizes its responsibility to ensure that books, materials, equipment, supplies, and other resources necessary for students' participation in the district's educational program are made available to them at no cost.

No student shall be required to pay a fee, deposit, or other charge for his/her participation in an educational activity which constitutes an integral fundamental part of the district's educational program, including curricular and extracurricular activities. (Education Code 49010, 49011; 5 CCR 350)

*(cf. 3100 - Budget)*

*(cf. 6145 - Extracurricular and Cocurricular Activities)*

As necessary, the Board may approve fees, deposits, and other charges which are specifically authorized by law. When approving such fees, deposits, or charges, establishing fee schedules, or determining whether waivers or exceptions should be granted, the Board shall consider relevant data, including the socio-economic conditions of district students' families and their ability to pay.

*(cf. 3250 - Transportation Fees)*

*(cf. 3515.4 - Recovery for Property Loss or Damage)*

*(cf. 3553 - Free and Reduced Price Meals)*

*(cf. 5143 - Insurance)*

*(cf. 9323.2 - Actions by the Board)*

The prohibition against student fees shall not restrict the district from soliciting for voluntary donations, participating in fundraising activities, and providing prizes or other recognition for participants in such activities and events. However, the district shall not offer or award to a student any course credit or privileges related to educational activities in exchange for voluntary donations or participation in fundraising activities by or on behalf of the student and shall not remove, or threaten to remove, from a student any course credit or privileges related to educational activities, or otherwise discriminate against the student, due to a lack of voluntary donations or participation in fundraising activities by or on behalf of the student.

*(cf. 1321 - Solicitation of Funds from and by Students)*

*(cf. 3290 - Gifts, Grants and Bequests)*

Whenever district employees, volunteers, students, parents/guardians, or

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educational or civic organizations participate in such events or activities, the Superintendent or designee shall emphasize that participation in the event or activity is voluntary.

A complaint alleging district noncompliance with the prohibition against requiring student fees, deposits, or other charges shall be filed in accordance with the district's procedures in BP/AR 1312.3 - Uniform Complaint Procedures. (Education Code 49013)

*(cf. 1312.3 - Uniform Complaint Procedures)*

If, upon investigation, the district finds merit in the complaint, the Superintendent or designee shall recommend and the Board shall adopt an appropriate remedy to be provided to all affected students and parents/guardians in accordance with 5 CCR 4600.

Information related to the prohibition against requiring students to pay fees for participation in an educational activity shall be included in the district's annual notification required to be provided to all students, parents/guardians, employees, and other interested parties pursuant to 5 CCR 4622. (Education Code 49013)

*(cf. 4112.9/4212.9/4312.9 - Employee Notifications)*

*(cf. 5145.6 - Parental Notifications)*

The Superintendent or designee may provide additional information or professional development opportunities to administrators, teachers, and other personnel regarding permissible fees.

*(cf. 4131 - Staff Development)*

*(cf. 4231 - Staff Development)*

*(cf. 4331 - Staff Development)*

#### *Legal Reference:*

##### EDUCATION CODE

8239 - Preschool and wraparound child care services

8250 - Child care and development services for children with disabilities

8263 - Child care eligibility

8482.6 - After School Education and Safety programs

8760-8774 - Outdoor science and conservation programs

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17453.1 - District sale or lease of Internet appliances or personal computers to students or parents

17551 - Property fabricated by students

19910-19911 - Offenses against libraries

32033 - Eye protective devices

32221 - Insurance for athletic team member

32390 - Fingerprinting program

35330-35332 - Excursions and field trips

35335 - School camp programs

38080-38086 - Cafeteria establishment and use

38120 - Use of school band equipment on excursions to foreign countries

39801.5 - Transportation for adults

39807.5 - Payment of transportation costs

39837 - Transportation of students to places of summer employment

48050 - Residents of adjoining states

48052 - Tuition for foreign residents

48904 - Liability of parent or guardian

49010-49013 - Student fees

49065 - Charge for copies

49066 - Grades, effect of physical education class apparel

49091.14 - Prospectus of school curriculum

51810-51815 - Community service classes

52612 - Tuition for adult classes

52613 - Nonimmigrant aliens

56504 - School records; students with disabilities

60410 - Students in classes for adults

#### GOVERNMENT CODE

6253 - Request for copy; fee

#### CALIFORNIA CONSTITUTION

Article 9, Section 5 - Common school system

#### CODE OF REGULATIONS, TITLE 5

350 - Fees not permitted

4600-4687 - Uniform complaint procedures

#### UNITED STATES CODE, TITLE 8

1184 - Foreign students

#### COURT DECISIONS

*Driving School Assn of CA v. San Mateo Union HSD* (1993) 11 Cal. App. 4th 1513

*Arcadia Unified School District v. State Department of Education* (1992) 2 Cal 4th 251

*Steffes v. California Interscholastic Federation* (1986) 176 Cal. App. 3d 739

*Hartzell v. Connell* (1984) 35 Cal. 3d 899

*CTA v. Glendale School District Board of Education* (1980) 109 Cal. App. 3d 738

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#### *Management Resources:*

##### CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

*Pupil Fees, Deposits, and Other Charges: Cap and Gown for High School Graduation Ceremony, Addendum to Fiscal Management Advisory 12-02, October 4, 2013*

*Fees, Deposits and Other Charges, Fiscal Management Advisory 12-02, April 24, 2013*

##### WEB SITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov>

#### **Policy**

**Adopted:** September 15, 1995

**Revised:** April 24, 2014; December 18, 2014

#### **PASADENA UNIFIED SCHOOL DISTRICT**

Pasadena, California