FEES AND CHARGES

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

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

(cf. 3100 - Budget)

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 socioeconomic conditions of students’ families and their ability to pay.

(cf. 0410 - Nondiscrimination in District Programs and Activities)
(cf. 3553 - Free and Reduced Meals)
(cf. 5143 - Insurance)
(cf. 9323.2 - Actions by the Board)

The prohibition against student fees shall not prevent the District from soliciting for donations, conducting fundraising activities, or providing prizes or other recognition for participants in such activities and events. The Superintendent/designee shall emphasize that participation of students, parents/guardians, District employees, volunteers, or educational or civic organizations in such activities and events is voluntary. 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. The District also shall not remove or threaten to remove from a student any 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 – Fundraising, Solicitations)
(cf. 3290 - Gifts, Grants, and Bequests)
Business and Noninstructional Operations

FEES AND CHARGES (Continued)

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

(cf. 4131 - Professional Development)

Complaints

A complaint alleging District noncompliance with the prohibition against requiring student fees, deposits, or other charges shall be filed in accordance with the District 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/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 annual notification of uniform complaint procedures to be provided to all students, parents/guardians, employees, and other interested parties pursuant to 5 CCR 4622. (Education Code 49013)

Collection of Debt

The Superintendent/designee shall, in accordance with law, recover any debt owed to the District as a result of unpaid permissible student fees approved by the Board. However, the District shall not bill a current or former student for accumulated debt, nor take negative action against a student or former student because of such debt, including, but not limited to, any of the following: (Education Code 49014)
Business and Noninstructional Operations

FEES AND CHARGES (Continued)

1. Denying full credit for any class assignment.

2. Denying full and equal participation in any classroom activity.

3. Denying access to the library or other on-campus educational facilities.

4. Denying or withholding grades.

5. Denying or withholding a diploma.

6. Limiting or barring participation in an extracurricular activity, club, or sport.

7. Limiting or excluding the student from participation in an educational activity, field trip, or school ceremony.

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
8422  21st Century High School After School Safety and Enrichment for Teens programs
8482.6  After School Education and Safety programs
8760-8774 Outdoor science, conservation, and forestry programs
17453.1 District sale or lease of Internet appliances or personal computers to parents of students
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
38080-38086.1 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
49014  Public School Fair Debt Collection Act
49065  Charge for copies
Business and Noninstructional Operations

FEES AND CHARGES (Continued)

49066 Grades, effect of physical education class apparel
49091.14 Prospectus of school curriculum
49557.5 Unpaid school meal fees
51810-51815 Community service classes
52612 Tuition for adult classes
52613 Nonimmigrant foreign nationals
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 Nonimmigrant students

COURT DECISIONS

Policy
CHULA VISTA ELEMENTARY SCHOOL DISTRICT
Adopted: 05/08/19
Chula Vista, California