

AMENDED IN SENATE MAY 24, 2007

AMENDED IN SENATE APRIL 24, 2007

**SENATE BILL**

**No. 621**

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**Introduced by Senator Harman**  
**(Coauthors: Senators Aanestad and Battin)**  
(Coauthors: Assembly Members Garrick, Maze, and Strickland)

February 22, 2007

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An act to amend ~~Section 46010.1~~ *Sections 46010.1 and 48980* of the Education Code, relating to pupils.

LEGISLATIVE COUNSEL'S DIGEST

SB 621, as amended, Harman. Pupils: confidential medical services: parental notification.

**Existing**

(1) *Existing* law authorizes a minor to obtain various medical, dental, mental health, and counseling services without the consent of his or her parent or guardian and requires the governing board of a school district to notify pupils and the parents or guardians of those pupils that school authorities may excuse a pupil from school to obtain confidential medical services without that consent. Existing law authorizes a school district to include that notice with any other notice made to a parent or guardian of a pupil pursuant to existing law.

This bill instead would require a school district to print that notice on ~~a an existing~~ piece of paper ~~separate from any other notice or information~~ in a boldface font that is at least 14 point in size and centered between the margins of the page, thereby imposing a state-mandated local program.

(2) *Existing* law requires the governing boards of school districts, at the beginning of the first semester or quarter of each school year, to

*notify parents or guardians of minor pupils of specified rights and responsibilities of the parent or guardian and of specified school district policies and procedures.*

*The bill would require school districts to include in the annual notification sent to parents and guardians a statement that a minor may obtain various medical, dental, mental health, and counseling services without the consent of his or her parent or guardian and the school authorities may excuse a pupil from school to obtain confidential medical services without that consent, thereby imposing a state-mandated local program.*

**The**

(3) *The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.*

*This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 46010.1 of the Education Code is  
2 amended to read:

3 46010.1. (a) The governing board of each school district shall,  
4 each academic year, notify pupils in grades 7 to 12, inclusive, and  
5 the parents or guardians of pupils enrolled in the district, that school  
6 authorities may excuse a pupil from the school for the purpose of  
7 obtaining confidential medical services without the consent of the  
8 pupil's parent or guardian.

9 (b) The notice required pursuant to this section may be included  
10 with any other notice given pursuant to this code if all of the  
11 following requirements are satisfied:

12 (1) ~~The notice shall be printed on a piece of paper separate from~~  
13 ~~any other notice or information. For purposes of this paragraph,~~  
14 ~~“separate” means that no other notice or information may appear~~  
15 ~~on the piece of paper other than the notice required pursuant to~~  
16 ~~this section.~~

1 ~~(2) If the notice is included with any other notice in a packet~~  
2 ~~containing multiple notices, the piece of paper on which the notice~~  
3 ~~required pursuant to this section appears may be no smaller than~~  
4 ~~the largest piece of paper in the packet.~~

5 *on an existing piece of paper.*

6 ~~(3)~~

7 (2) The notice shall be printed in a boldface font that is at least  
8 ~~12 point in size and centered on the piece of paper. 14 point in size~~  
9 ~~and centered between the margins of the page.~~

10 *SEC. 2. Section 48980 of the Education Code is amended to*  
11 *read:*

12 48980. (a) At the beginning of the first semester or quarter of  
13 the regular school term, the governing board of each school district  
14 shall notify the parent or guardian of a minor pupil regarding the  
15 right or responsibility of the parent or guardian under Sections  
16 35291, 46014, 48205, 48207, 48208, 49403, 49423, 49451, 49472,  
17 and 51938 and Chapter 2.3 (commencing with Section 32255) of  
18 Part 19.

19 (b) The notification also shall advise the parent or guardian of  
20 the availability of individualized instruction as prescribed by  
21 Section 48206.3, and of the program prescribed by Article 9  
22 (commencing with Section 49510) of Chapter 9.

23 (c) The notification *also* shall ~~also~~ advise the parents and  
24 guardians of all pupils attending a school within the district of the  
25 schedule of minimum days and pupil-free staff development days,  
26 and if any minimum or pupil-free staff development days are  
27 scheduled thereafter, the governing board shall notify parents and  
28 guardians of the affected pupils as early as possible, but not later  
29 than one month before the scheduled minimum or pupil-free day.

30 (d) The notification also may advise the parent or guardian of  
31 the importance of investing for future college or university  
32 education for their children and of considering appropriate  
33 investment options including, but not limited to, United States  
34 Savings Bonds.

35 (e) Commencing with the ~~2000-01~~ 2000-01 school year, and  
36 each school year thereafter, the notification shall advise the parent  
37 or guardian of the pupil that, commencing with the ~~2003-04~~  
38 2003-04 school year, and each school year thereafter, each pupil  
39 completing 12th grade will be required to successfully pass the  
40 high school exit examination administered pursuant to Chapter 8

1 (commencing with Section 60850) of Part 33. The notification  
2 shall include, at a minimum, the date of the examination, the  
3 requirements for passing the examination, and shall inform the  
4 parents and guardians regarding the consequences of not passing  
5 the examination and shall inform parents and guardians that passing  
6 the examination is a condition of graduation.

7 (f) Each school district that elects to provide a fingerprinting  
8 program pursuant to Article 10 (commencing with Section 32390)  
9 shall inform parents or guardians of the program as specified in  
10 Section 32390.

11 (g) The notification *also* shall ~~also~~ include a copy of the district's  
12 written policy on sexual harassment established pursuant to Section  
13 212.6, as it relates to pupils.

14 (h) The notification shall advise the parent or guardian of all  
15 existing statutory attendance options and local attendance options  
16 available in the school district. That notification shall include all  
17 options for meeting residency requirements for school attendance,  
18 programmatic options offered within the local attendance areas,  
19 and any special programmatic options available on both an  
20 interdistrict and intradistrict basis. That notification *also* shall ~~also~~  
21 include a description of all options, a description of the procedure  
22 for application for alternative attendance areas or programs, an  
23 application form from the district for requesting a change of  
24 attendance, and a description of the appeals process available, if  
25 any, for a parent or guardian denied a change of attendance. The  
26 notification *also* shall ~~also~~ include an explanation of the existing  
27 statutory attendance options including, but not limited to, those  
28 available under Section 35160.5, *Section 46010.1*, Chapter 5  
29 (commencing with Section 46600) of Part 26, subdivision (f) of  
30 Section 48204, and Article 1.5 (commencing with Section 48209)  
31 of Chapter 2 of Part 27. The department shall produce this portion  
32 of the notification and shall distribute it to all school districts.

33 (i) It is the intent of the Legislature that the governing board of  
34 each school district annually review the enrollment options  
35 available to the pupils within their districts and that the school  
36 districts strive to make available enrollment options that meet the  
37 diverse needs, potential, and interests of California's pupils.

38 (j) The notification shall advise the parent or guardian that ~~no~~  
39 a pupil ~~may~~ *shall not* have his or her grade reduced or lose  
40 academic credit for any absence or absences excused pursuant to

1 Section 48205 if missed assignments and tests that can reasonably  
2 be provided are satisfactorily completed within a reasonable period  
3 of time, and shall include the full text of Section 48205.

4 (k) The notification shall advise the parent or guardian of the  
5 availability of state funds to cover the costs of advanced placement  
6 examination fees pursuant to Section 52244.

7 ~~SEC. 2.~~

8 *SEC. 3.* If the Commission on State Mandates determines that  
9 this act contains costs mandated by the state, reimbursement to  
10 local agencies and school districts for those costs shall be made  
11 pursuant to Part 7 (commencing with Section 17500) of Division  
12 4 of Title 2 of the Government Code.