

ASSEMBLY BILL

No. 2203

Introduced by Assembly Member V. Manuel Pérez

February 23, 2012

An act to amend Sections 48200 and 48210 of the Education Code, relating to compulsory education.

LEGISLATIVE COUNSEL'S DIGEST

AB 2203, as introduced, V. Manuel Pérez. Compulsory education: children 5 years of age.

Under existing law, a person between the ages of 6 and 18 years who is not exempted by law is subject to compulsory full-time education. Existing law excludes a child under 6 years of age from the public schools, subject to specified exceptions.

This bill would instead provide that a person from 5 to 18 years of age, inclusive, who is not exempt by law is subject to compulsory education, and would exclude children under 5 years of age from the public schools, except as specified. By increasing the duration of compulsory education provided by public schools, this bill would impose a state-mandated local program.

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 48200 of the Education Code is amended
2 to read:

3 48200. (a) Each person ~~between the ages of 6 and 18 years~~
4 *from 5 to 18 years of age, inclusive*, not exempted under ~~the~~
5 ~~provisions of this chapter or Chapter 3 (commencing with Section~~
6 48400) is subject to compulsory full-time education. Each person
7 subject to compulsory full-time education and each person subject
8 to compulsory continuation education not exempted under ~~the~~
9 ~~provisions of Chapter 3 (commencing with Section 48400)~~ shall
10 attend the public full-time day school or continuation school or
11 classes and for the full time designated as the length of the
12 schoolday by the governing board of the school district in which
13 the residency of either the parent or legal guardian is located and
14 each parent, guardian, or other person having control or charge of
15 the pupil shall send the pupil to the public full-time day school or
16 continuation school or classes and for the full time designated as
17 the length of the schoolday by the governing board of the school
18 district in which the residence of either the parent or legal guardian
19 is located.

20 Unless
21 (b) *Unless* otherwise provided for in this code, a pupil shall not
22 be enrolled for less than the minimum schoolday established by
23 law.

24 SEC. 2. Section 48210 of the Education Code is amended to
25 read:

26 48210. Children under ~~six~~ *five* years of age are excluded from
27 the public schools, except as provided in this code.

28 SEC. 3. If the Commission on State Mandates determines that
29 this act contains costs mandated by the state, reimbursement to
30 local agencies and school districts for those costs shall be made
31 pursuant to Part 7 (commencing with Section 17500) of Division
32 4 of Title 2 of the Government Code.

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