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Introduced by Senator Lara

February 23, 2015

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An act to amend Section 49011 of the Education Code, relating to pupil fees.

LEGISLATIVE COUNSEL'S DIGEST

SB 320, as introduced, Lara. Pupil fees.

Existing law prohibits a pupil enrolled in a public school from being required to pay a pupil fee for participation in an educational activity.

This bill would make nonsubstantive changes to that provision.

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

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

- 1 SECTION 1. Section 49011 of the Education Code is amended  
2 to read:  
3 49011. (a) A pupil enrolled in a public school shall not be  
4 required to pay a pupil fee for participation in an educational  
5 activity.  
6 (b) All of the following requirements apply to the prohibition  
7 ~~identified~~ *specified* in subdivision (a):  
8 (1) All supplies, materials, and equipment needed to participate  
9 in educational activities shall be provided to pupils free of charge.  
10 (2) A fee waiver policy shall not make a pupil fee permissible.  
11 (3) School districts and schools shall not establish a two-tier  
12 educational system by requiring a minimal educational standard  
13 and also offering a second, higher educational standard that pupils  
14 may only obtain through *the* payment of a fee or purchase of

1 additional supplies that the school district or school does not  
2 provide.

3 (4) A school district or school shall not offer course credit or  
4 privileges related to educational activities in exchange for money  
5 or donations of goods or services from a pupil or a pupil's parents  
6 or guardians, and a school district or school shall not remove course  
7 credit or privileges related to educational activities, or otherwise  
8 discriminate against a pupil, because the pupil or the pupil's parents  
9 or guardians did not or will not provide money or donations of  
10 goods or services to the school district or school.

11 (c) This article shall not be interpreted to prohibit *the* solicitation  
12 of voluntary donations of funds or property, voluntary participation  
13 in fundraising activities, or school districts, schools, ~~and~~ *or* other  
14 entities from providing pupils prizes or other recognition for  
15 voluntarily participating in fundraising activities.

16 (d) This article applies to all public schools, including, but not  
17 limited to, charter schools and alternative schools.

18 (e) This article is declarative of existing law and shall not be  
19 interpreted to prohibit the imposition of a fee, deposit, or other  
20 charge otherwise ~~allowed~~ *authorized* by law.