

STUDENTS

SUBJECT: Exemptions from Attendance

The County Superintendent of Schools may grant exemptions from compulsory attendance to students as allowed by law and in the best interest of the student. Parents/guardians of students granted exemptions shall not incur penalties for violations of the compulsory attendance laws.

Exemptions shall not be used to remove students who are disciplinary problems. Suspension, expulsion, transfer to alternative programs and other administrative measures shall be used with these students.

(cf. 5111 - Admission)
(cf. 5112.2 - Exclusions from Attendance)
(cf. 5113.2 - Work Permits)
(cf. 5144 - Discipline)
(cf. 5144.1 - Suspension and Expulsion/Due Process)
(cf. 6158 - Independent Study)
(cf. 6183 - Home and Hospital Instruction)

Legal Reference:

EDUCATION CODE

33190 Affidavit by persons conducting private school instruction
46113 Minimum schoolday for grades four through eight
48200-48204 Persons included (Compulsory Education Law)
48220-48232 Pupils exempt (Compulsory Education Law)
48400-48454 Compulsory continuation education
48410 Persons exempted from continuation classes
48800.5 Petition for enrollment as special full-time student
49076 Access to records by persons without written consent or under judicial order
49408 Information of use in emergencies
49451 Parent's refusal to consent

HEALTH AND SAFETY CODE

120230 Exclusion of persons from school
120325-120380 Educational and child care facility immunization requirements
121475-121520 Tuberculosis tests for students
124025-124110 Child Health and Disability Prevention Program

CODE OF REGULATIONS, TITLE 5

202 Exclusion of students with a contagious disease

LABOR CODE

1295.5 Employment of minors; performance of sports-attending services
1390-1399 Employment of minors

UNITED STATES CODE, TITLE 20

1681-1688 Title IX, Discrimination

UNITED STATES CODE, TITLE 29

794 Section 504 of the Rehabilitation Act of 1973

CODE OF FEDERAL REGULATIONS, TITLE 34

106.40 Marital or parental status

COURT DECISIONS

Thomas v. Atascadero Unified School District, (1987) 662 F.Supp. 342