

## California Education Code and Private Schools

48222	Private schools are required to maintain a record of attendance for students. Every absence for a half day or more must be documented.
49069, 49061	Private school parents have an absolute right to access any and all pupil records related to their children that are maintained by the school. Editing or withholding records is prohibited.
49068, 49070	Whenever a pupil transfers from a public school district to private school, or transfers from a private school to a school district, the pupil's permanent record or a copy thereof must be transferred by the former district or private school upon request. Parents have a right to receive a copy of the record and to challenge the content of the record at a hearing.
39831.5	Private schools must maintain for one year a record of the school bus safety instruction provided by the school.
33190	Private schools are required to file an affidavit with the Superintendent of Public Instruction between the first and fifteenth day of October of each year
§§ 48222	Private schools must be taught in the English language except when educationally advantageous to pupils.
CA Civ. Code 54.1.	Individuals with disabilities are entitled to full and equal access as other members of the general public to private schools.
48222	Children instructed in private full-time day schools by "persons capable of teaching" are exempt from public school attendance under the compulsory education law.
44237, 44341	The California Commission on Teacher Credentialing must forward to private schools on a monthly basis a list of all teachers who have had their state teaching credential revoked or suspended. Private schools may request information regarding the fitness of any applicant for a teaching position from the Commission.
48222	Students attending private schools are exempt from California's compulsory attendance law if the schools offer instruction in the several branches of study required in the public schools of the state.
41311, 49530.5, 49531	California provides financial assistance to private and parochial schools under the Child Nutrition Program.
Health & Safety Code § 3381	Private elementary and secondary schools cannot unconditionally admit a student unless he has been fully immunized for: diphtheria, haemophilus influenzae type B (except for children who have reached the age of 4 years, six months), measles, mumps and pertussis (except for students who have reached 7 years), poliomyelitis, rubella, tetanus and any other disease deemed appropriate by the State Department of Health Services.
Health & Safety Code §§ 3450, 3453	Prior to employment at a private or parochial elementary or secondary school, individuals must present a certificate showing that they have been examined within the last 60 days found to be free of communicable tuberculosis. Volunteers must also present a certificate that they have been found free of communicable tuberculosis within the last 4 years. At the discretion of the governing authority of a private school, this section shall not apply to volunteers whose functions do not necessitate frequent or prolonged contact with pupils.
Health & Safety Code § 324.2.	Under the Child Health and Disability Prevention Program for Medicaid Recipients, private schools with first grade students and/or kindergartners are required to report by January 15 of each year to the State Department of Health Services and the State Department of Education: (1) the total number of children enrolled in first grade; (2) the number of children who have had a health screening examination; and (3) the ' number of children whose parents waived the health screening examination. Private schools serving first graders and/or kindergartners must inform parents of this provision.
Health & Safety Code §§ 3500, 3501, 3503, 3504 and 3505	Private elementary and secondary students are eligible to receive the topical application of fluoride or other decay-inhibiting agent to the teeth through the State Department of Health Services within the school year.

Health & Safety Code § 13146.3	Private school buildings are subject to an annual inspection through the State Fire Marshall's office.
32020.	Private schools entirely enclosed (except for building walls) by fences or walls must maintain gates of sufficient size to permit the entrance of ambulances, police equipment, and fire fighting apparatus. Locking devices must be designed to permit ready entrance by chain or bolt cutting devices.
44237	California requires new non-certified employees at private elementary and high schools having contact with minor pupils to obtain criminal record summaries from the Department of Justice (DOJ) and the Federal Bureau of Investigation.
32030-32032	Private schools have a duty to equip schools with eye protective devices for students, teachers and visitors and to require eye protective devices to be worn when observing or participating in an activity where the use of hazardous substances are likely to cause injury to the eyes.
32040	Private schools are required to equip the school with a first aid kit to accompany pupils, whenever they are taken on school-sponsored field trips.
32064-66 <sup>I</sup> ,	Art and craft materials deemed to contain a toxic substance by the Office of Environmental Health Hazard Assessment or a toxic substance causing chronic illness are prohibited for use by students in K-6 grade private schools. Materials containing toxic substances causing chronic illness may not be used by students in 7-12 grade private schools unless it meets labeling standards.
35295-35297 <sup>I</sup>	The governing board of each private school must establish an earthquake emergency procedure system in every private school building having an occupant capacity of 50 or more pupils or more than one classroom.
48222, 39808,	County Superintendents may provide transportation to pupils attending private schools upon the same terms, in the same manner and over the same routes as provided for pupils attending public schools.
1251	County superintendents of schools may enter into agreements with nonpublic private schools to provide for the use of audiovisual curriculum materials, including equipment and apparatus.
CAL. Pub. Res. Code § 5010.2	Private schools are exempt from state park fees for school field trips arranged through the Department of Parks and Monuments. The exemption extends to pupils K-12, their escorts, teachers, supervisory personnel, and bus drivers.
CA. Rev. & T. Code § 6361.5, 6370	Private schools and nonprofit parent-teacher associations are "consumers" rather than "retailers" for sales tax purposes with respect to 1) yearbooks and catalogs prepared for distribution to students by the school and 2) tangible personal property sold by the parent-teacher organization if the profits are used exclusively for the organization.
CA. Rev. & T. Code § 6363.	School meals provided to students by private schools are exempt from sales tax.
48904	Private schools may withhold grades, diplomas, or transcripts based on a minor's willful misconduct that results in personal injury or property damage until reparations are made. The school must afford the student his due process rights and notify the parents in writing before taking any action.
49110.1	County superintendents may authorize private school officials to issue work permits to students in accordance with state provisions governing the employment of minors.