

Business and Noninstructional Operations

The cost of providing student transportation exceeds funding provided by the state. Therefore, the Governing Board may decide to charge fees for home-to-school student transportation at any time.

The Superintendent or designee will submit a transportation fee schedule, for Governing Board approval, if the board chooses to start charging fees for home to school student transportation. The Fees shall be determined on the basis of operating costs in accordance with law.

No charge shall be made for any transportation of students whose individualized education program requires transportation or whose parents/guardians are determined indigent pursuant to administrative regulations.

(cf. 3540- Transportation)
(cf. 3541.2- Transportation for Students with Disabilities)

Legal Reference:

EDUCATION CODE

- 10913 Fees for uses of school buses for community recreation purposes
- 35330 Excursions or field trips
- 39800-39860 Transportation, especially:
 - 39801.5 Transportation fees for adults
 - 39807.5 Payment of transportation cost; amount of payment
 - 39809.5 Excess fees; adjustments
- 39837 Fees for summer employment transportation
- 41850 Home-to-school and special education transportation
- 49557 Applications for free and reduced-price meals
- 49558 Confidentiality of applications and records
- 56026 Individuals with exceptional needs

CODE OF REGULATIONS, TITLE 5

- 350 Fees not permitted

CODE OF FEDERAL REGULATIONS, TITLE 7

- 245.8(a) Nondiscrimination practices for children eligible to receive free and reduced-price meals and free milk

COURT DECISIONS

- Arcadia Unified School District et al v. State Department of Education, 2 Cal. 4th 251 (1992)
- Hartzell v. Connell, 35 Cal.3d 899 (1984)

Management Resources:

CDE MANAGEMENT ADVISORIES

- 0619.92 Fees for Pupil Transportation (#92-05)

CDE PROGRAM ADVISORIES

0609.95 School transportation fee exemption for handicapped children and pupils whose parents or guardians are indigent (LO: 2-95)

Policy
adopted:

WHEATLAND SCHOOL DISTRICT
Wheatland, California

Transportation Fees

AR 3250

Business and Noninstructional Operations

Fee Schedule and Collection

Transportation fees charged by the district, if they choose to charge, shall not exceed the statewide average nonsubsidized cost of providing such transportation to a student on a publicly owned or operated transit system, as determined by the Superintendent of Public Instruction. (Education Code 39807.5)

The total amount received by the district from the state and parent/guardian fees shall not exceed the actual operating cost of home-to-school transportation during the fiscal year. If excess fees are collected due to errors in estimated costs, fees shall be reduced in succeeding years. (Education Code 39809.5)

The Governing Board shall certify to the County Superintendent of Schools that the district has levied fees in accordance with law and that, in the event that excess fees have been charged, the fees have been reduced and excess fee revenue eliminated. (Education Code 39809.5)

Bus passes and tickets may be sold at all district schools and at the district office.

Fees for Additional Services

In addition to charging fees for home-to-school transportation provided in accordance with Education Code 39800, the district may charge fees for students traveling to and from their places of employment during the summer in connection with a summer employment program for youth. (Education Code 39837)

The district may also charge fees for:

1. Students traveling to full-time occupational classes provided by a Regional Occupational Program or Center (Education Code 39807.5)
2. Matriculated or enrolled adults traveling to and from school, or adults pursuing other educational purposes (Education Code 39801.5)
3. Community recreation as provided in Education Code 39835 (Education Code 10913)

(cf. 3541 -Transportation Routes and Services)

Exemption from Fees

At the beginning of the school year and whenever a new student is enrolled, parents/guardians shall receive information about free transportation eligibility standards, application procedures and appeal procedures when the District charges fees for home to school transportation.

(cf. 5145.6- Parental Notifications)

All applications and records related to eligibility for free transportation shall be confidential and used only for purposes directly connected with the free transportation program.

(cf. 4119.23/4219.23/4319.23- Unauthorized Release of Confidential/Privileged Information)
(cf. 5125- Student Records)

Students receiving free transportation shall not be identified by the use of special bus passes, tickets, lines, seats or any other means. They shall in no way be treated differently from other students, nor shall their names be published, posted or announced in any manner or used for any purpose other than the transportation program.

Policy
adopted:

WHEATLAND SCHOOL DISTRICT
Wheatland, California