

**TRANSPORTATION FEES****BOARD POLICY**

Because the cost of providing student transportation exceeds funding provided by the state, the Governing Board finds it necessary to charge fees for home-to-school student transportation.

The Superintendent or designee shall annually submit proposed transportation fee schedules for Board approval. 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 require 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)

(6/92 12/92) 10/97