

**EXEMPTIONS FROM ATTENDANCE**

Each student between the ages of 6 and 18 shall be subject to compulsory full-time education. (Education Code 48200)

However, the Yolo County Superintendent of Schools may grant exemptions from compulsory attendance to a student as allowed by law and in the best interest of the student. Exemptions shall not be used to remove a student from the school for disciplinary purposes.

As needed, the County Superintendent may require a student or his/her parent/guardian to submit written documentation that the student fulfills one of the conditions specified in law and administrative regulation for which exemption is authorized.

**Policy Reference Disclaimer:**

These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

<b>State</b>	<b>Description</b>
5 CCR 11522	Parental consent for exemption based on high school proficiency certificate
Ed. Code 33190	Affidavit by persons conducting private school instruction
Ed. Code 46100-46147	Minimum school day
Ed. Code 46170	Minimum school day, continuation education
Ed. Code 48200-48341	Compulsory education law
Ed. Code 48400-48454	Compulsory continuation education
Ed. Code 48800-48802	Attendance at community college
Ed. Code 49110-49119	Permits to work
Ed. Code 49130-49135	Permits to work full time
Lab. Code 1285-1312	Employment of minors
Lab. Code 1390-1399	Employment of minors
<b>Federal</b>	<b>Description</b>

## EXEMPTIONS FROM ATTENDANCE (continued)

SP 5112.1

34 CFR 106.40

Marital or parental status

### Management Resources

### Description

Court Decision

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

Website

California Department of Education, Attendance Improvement

### Cross References

### Code

### Description

5111

Admission

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**Students****Exemptions from Regular Education Program**

A student may be exempted from full-time attendance in the County Office's regular education program if he/she:

1. Is being instructed in a private full-time school and the County Office verifies that the private school has filed an affidavit pursuant to Education Code 33190 (Education Code 48222, 48223)
2. Is being instructed by a private tutor who holds a valid state credential for the grade taught, provided that the instruction consists of study and recitation for at least three hours a day for 175 days of each calendar year (Education Code 48224)
3. Holds a work permit to work temporarily in the entertainment or allied industries (Education Code 48225, 48225.5)
4. Holds a work permit and attends part-time classes (Education Code 48230)
5. Is between the ages of 12 and 18 and enters a school attendance area from another state within 10 days of the end of the school term, with the exemption applicable for the remainder of the term (Education Code 48231)
6. Is at least age 15 and is taking a leave of absence for up to one semester for the purpose of supervised travel, study, training, or work not available to the student under another educational option (Education Code 48232)
7. Attends a community college as a special full-time student on the grounds that he/she would benefit from advanced scholastic or vocational work (Education Code 48800.5)

**Exemptions from Continuation Education**

A student who would otherwise be subject to compulsory continuation education pursuant to Education Code 48400 or 48402 may be exempted if he/she: (Education Code 48410)

1. Has graduated from a public high school maintaining a four-year course above grade 8 or has had an equal amount of education in a private school or from a private tutor

**AR 5112.1(b) EXEMPTIONS FROM ATTENDANCE (continued)**

In the case of a private school, the exemption shall be granted only if the **Yolo** County Superintendent has verified that the private school has filed an affidavit pursuant to

Education Code 33190. (Education Code 48415)

- 2. Has successfully demonstrated proficiency equal to or greater than standards established by the California Department of Education and has verified approval submitted by his/her parent/guardian
- 3. Is attending a public or private full-time day school or satisfactory part-time classes maintained by other agencies
- 4. Is attending adult school for not less than four hours per calendar week ~~ref~~
- 5. Is attending a regional occupational program or center pursuant to

Education Code 48432

- 6. Is disqualified because of his/her physical or mental condition or because of personal services that must be rendered to his/her dependents
- 7. Is between the ages of 12 and 18 and enters a school attendance area from another state within 10 days of the end of the school term, with the exemption applicable for the remainder of the term pursuant to Education Code 48231

In addition, a student who is between the ages of 16 and 18 may be exempted from continuation education if he/she is taking a leave of absence for up to two semesters for the purpose of supervised travel, study, training, or work not available to the student under another educational option. (Education Code 48416)

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Ed. Code 33190	Affidavit by persons conducting private school instruction
Ed. Code 46100-46147	Minimum school day
Ed. Code 46170	Minimum school day, continuation education

## EXEMPTIONS FROM ATTENDANCE

AR 5112.1

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<b>Federal</b>	<b>Description</b>
34 CFR 106.40	Marital or parental status
<b>Management Resources</b>	<b>Description</b>
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Website	<a href="#">California Department of Education, Attendance Improvement</a>

### Cross References

Code	Description
5111	<a href="#">Admission</a>
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**YOLO COUNTY OFFICE OF EDUCATION**  
Woodland, California