

Regulation 5113: Absences And Excuses

Status:

Original Adopted Date: 01/23/2013 | **Last Revised Date:** 01/09/2019 | **Last Reviewed Date:** 01/09/2019

Excused Absences

Subject to any applicable limitation, condition, or other requirement specified in law, a student's absence shall be excused for any of the following reasons:

1. Personal illness, **including absence for the benefit of the student's mental or behavioral health.** (Education Code 48205)
2. Quarantine under the direction of a county or city health officer. (Education Code 48205)
3. Medical, dental, optometrical, or chiropractic **service or** appointment. (Education Code 48205)
4. Attendance at funeral services for a member of the student's immediate family. (Education Code 48205)

Such absence shall be limited to one day if the service is conducted in California or three days if the service is conducted out of state. (Education Code 48205)

5. Jury duty in the manner provided **for** by law. (Education Code 48205)
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6. Illness or medical appointment of a child to whom the student is the custodial parent. (Education Code 48205)
7. Upon advance written request by the parent/guardian and the approval of the principal or designee, justifiable personal reasons including, but not limited to: (Education Code 48205)
 - a. Appearance in court
 - b. Attendance at a funeral service
 - c. Observance of a religious holiday or ceremony
 - d. Attendance at religious retreats for no more than four hours per semester
 - e. Attendance at an employment conference
 - f. Attendance at an educational conference on the legislative or judicial process offered by a nonprofit organization
8. Service as a member of a precinct board for an election pursuant to Elections Code 12302—. (Education Code 48205)

9. To spend time with an immediate family member who is an active duty member of the uniformed services, as defined in Education Code 49701, and has been called to duty for deployment to a combat zone or a combat support position or is on leave from or has immediately returned from such deployment. (Education Code 48205)

Such absence shall be granted for a period of time to be determined at the discretion of the Superintendent Chief Learning Officer or designee. (Education Code 48205)

10. Attendance at ~~the student's~~ naturalization ceremony to become a United States citizen-. (Education Code 48205)

11. **Participation in a cultural ceremony or event which relates to the habits, practices, beliefs, and traditions of a certain group of people. (Education Code 48205)**

12. **For a middle school or high school student, engagement in a civic or political event, provided that the student notifies the school ahead of the absence. Unless otherwise permitted by the Superintendent Chief Learning Officer or designee, students shall be limited to one such school day-long absence per school year. (Education Code 48205)**

- ~~11.~~13. Participation in religious exercises or to receive moral and religious instruction at the student's place of worship or other suitable place away from school **property as designated by the religious group, church, or denomination.** (Education Code 46014)

Absence for student participation in religious exercises or instruction shall not be considered an absence for the purpose of computing average daily attendance if the student attends at least the minimum school day as specified in AR 6112 - School Day, and is not excused from school for this purpose on more than four days per school month. (Education Code 46014)

- ~~12.~~14. Work in the entertainment or allied industry. (Education Code 48225.5)

~~Such absence shall be excused provided that the~~ **Work for a student who holds a work permit authorizing such work and is absent in the entertainment or allied industries** for a period of not more than five consecutive days ~~and~~. **For this purpose, student absence shall be excused for a maximum of up to five absences per school year.** (Education Code 48225.5)

- ~~13.~~15. Participation with a nonprofit performing arts organization in a performance for a public school audience. (Education Code 48225.5)

A student may be excused for up to five such absences per school year provided that the student's parent/guardian provides a written explanation of such absence to the school. (Education Code 48225.5)

16. Other reasons authorized at the discretion of the principal or designee based on the student's specific circumstances. (Education Code 48205, 48260)

- ~~14.~~ For the purpose of the absences described above, immediate family means the student's parent/guardian, brother or sister, grandparent, or any other relative living in the student's household. (Education Code 48205)

Method of Verification

Student absence to care for a child for whom the student is the custodial parent shall not require a physician's note. (Education Code 48205)

For other absences, the student shall, upon returning to school following the absence, present a satisfactory explanation, **either in person or by written note**, verifying the reason for the absence. Absences shall be verified by the student's parent/guardian, other person having charge or control of the student, or the student if age 18 or older. (Education Code 46012; 5 CCR 306)

When an absence is planned, the principal or designee shall be notified prior to the date of the absence when possible.

The following methods may be used to verify student absences:

1. Written note, fax, email, or voice mail from parent/guardian or parent representative.
2. Conversation, in person or by telephone, between the verifying employee and the student's parent/guardian or parent representative. The employee shall subsequently record the following:
 - a. Name of student
 - b. Name of parent/guardian or parent representative
 - c. Name of verifying employee
 - d. Date(s) of absence
 - e. Reason for absence
3. Visit to the student's home by the verifying employee, or any other reasonable method which establishes the fact that the student was absent for the reasons stated. The employee shall document the verification and include the information specified in ~~item~~**item #2** above.
4. Physician's verification.
 - a. When excusing students for confidential medical services or verifying such appointments, district staff shall not ask the purpose of such appointments but may request a note from the medical office to confirm the time of the appointment.
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 - ~~b.~~**a.** If a student shows a pattern of chronic absenteeism due to illness, district staff may require physician verification of any further student absences.

Parental Notifications

At the beginning of each school year, the Superintendent Chief Learning Officer or designee shall:

1. Notify parents/guardians of the right to excuse a student from school in order to participate in religious exercises or to receive moral and religious instruction at their places of worship, or at other suitable places away from school property designated by a religious group, church, or denomination. (Education Code 46014, 48980)
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2. Notify students in grades 7-12 and the parents/guardians of all students enrolled in the district that school authorities may excuse any student from school to obtain confidential medical services without the consent of the student's parent/guardian. (Education Code 46010.1)
3. Notify parents/guardians that a student shall not have a grade reduced or lose academic credit for any excused absence if missed assignments and tests that can reasonably be provided are satisfactorily completed within a reasonable period of time. Such notice shall include the full text of Education Code 48205. (Education Code 48980)

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.

State	Description
5 CCR 306	Explanation of absence
5 CCR 420-421	Record of verification of absence due to illness and other causes
Ed. Code 1740	Employment of personnel to supervise attendance Employment of personnel to supervise attendance
Ed. Code 37201	School month School month
Ed. Code 37223	Weekend classes Weekend classes
Ed. Code 41601	Reports of average daily attendance Reports of average daily attendance
Ed. Code 42238-42250.1	Apportionments Apportionments
Ed. Code 46000	Attendance records Attendance records
Ed. Code 46010-46015	Absences Absences
Ed. Code 46110-46120	Attendance in kindergarten and elementary schools Attendance in kindergarten and elementary schools
Ed. Code 46140-46148	Attendance in junior high and high schools Attendance in junior high and high schools
Ed. Code 48200-48208	Children ages 6-18; compulsory full-time attendance Children ages 6-18; compulsory full-time attendance
Ed. Code 48210-48216	Exclusions from attendance Exclusions from attendance
Ed. Code 48225.5	Work permit; excused absence; entertainment or allied industries; participation in not-for-profit performing arts organization Work permit; excused absence; entertainment

or allied industries; participation in not-for-profit performing arts organization

Ed. Code 48240-48246	Supervisors of attendance Supervisors of attendance
Ed. Code 48260-48273	Truants Truants
Ed. Code 48292	Filing complaint against parent Filing complaint against parent
Ed. Code 48320-48324	School attendance review boards School attendance review boards
Ed. Code 48340-48341	Improvement of student attendance Improvement of student attendance
Ed. Code 48980	Parent/Guardian notifications Parent/Guardian notifications
Ed. Code 49067	Unexcused absences as cause of failing grade Unexcused absences as cause of failing grade
Ed. Code 49701	Provisions of the Interstate Compact on Educational Opportunities for Military Children Provisions of the Interstate Compact on Educational Opportunities for Military Children
Elec. Code 12302	Student participation on precinct boards Student participation on precinct boards
Fam. Code 6920-6930	Consent by minor for medical treatment Consent by minor for medical treatment
W&I Code 11253.5	Compulsory school attendance Compulsory school attendance
W&I Code 601-601.5	Habitually truant minors Habitually truant minors

Management Resources

Attorney General Opinion
Attorney General Opinion
Court Decision

Description

66 Ops.Cal.Atty.Gen. 244 (1983)
87 Ops.Cal.Atty.Gen. 168 (2004)
American Academy of Pediatrics et al v. Lungren et al (1997)
16 Cal.4th 307
Improving Student Achievement by Addressing Chronic Absence, Policy Brief, December 2010

CSBA Publication

Website

[CSBA District and County Office of Education Legal Services](#)

Website

[CSBA](#)

Cross References

Code

0450

Description

~~Comprehensive Safety Plan~~Comprehensive Safety Plan

0450

~~Comprehensive Safety Plan~~Comprehensive Safety Plan

0470

COVID-19 Mitigation Plan

3516	Emergencies And Disaster Preparedness Plan Emergencies And Disaster Preparedness Plan
3516	Emergencies And Disaster Preparedness Plan Emergencies And Disaster Preparedness Plan
4119.41	Employees With Infectious Disease Employees With Infectious Disease
4219.41	Employees With Infectious Disease Employees With Infectious Disease
4319.41	Employees With Infectious Disease Employees With Infectious Disease
5000	Concepts And Roles Concepts And Roles
5020	Parent Rights And Responsibilities Parent Rights And Responsibilities
5020	Parent Rights And Responsibilities Parent Rights And Responsibilities
5112.1	Exemptions From Attendance Exemptions From Attendance
5112.1	Exemptions From Attendance Exemptions From Attendance
5112.2	Exclusions From Attendance Exclusions From Attendance
5112.5	Open/Closed Campus Open/Closed Campus
5112.5	Open/Closed Campus
5113.1	Chronic Absence And Truancy Chronic Absence And Truancy
5113.1	Chronic Absence And Truancy Chronic Absence And Truancy
5113.11	Attendance Supervision Attendance Supervision
5113.12	District School Attendance Review Board District School Attendance Review Board
5113.12	District School Attendance Review Board District School Attendance Review Board
5121	Grades/Evaluation Of Student Achievement Grades/Evaluation Of Student Achievement
5121	Grades/Evaluation Of Student Achievement Grades/Evaluation Of Student Achievement
5131	Conduct Conduct
5131.4	Student Disturbances Student Disturbances
5131.4	Student Disturbances Student Disturbances
5141.21	Administering Medication And Monitoring Health Conditions Administering Medication And Monitoring Health Conditions

5141.21	Administering Medication And Monitoring Health Conditions Administering Medication And Monitoring Health Conditions
5141.22	Infectious Diseases Infectious Diseases
5141.22	Infectious Diseases Infectious Diseases
5141.33	Head Lice Head Lice
5144.1	Suspension And Expulsion/Due Process Suspension And Expulsion/Due Process
5144.1	Suspension And Expulsion/Due Process Suspension And Expulsion/Due Process
5145.6	Parent/Guardian Notifications Parent/Guardian Notifications
5145.6-E PDF(1)	Parent/Guardian Notifications Parent/Guardian Notifications
5145.6-E PDF(2)	Parent/Guardian Notifications Parent/Guardian Notifications
5146	Married/Pregnant/Parenting Students Married/Pregnant/Parenting Students
5147	Dropout Prevention Dropout Prevention
6020	Parent Involvement Parent Involvement
6020	Parent Involvement Parent Involvement
6111	School Calendar School Calendar
6112	School Day School Day
6112	School Day School Day
6141.2	Recognition Of Religious Beliefs And Customs Recognition Of Religious Beliefs And Customs
6141.2	Recognition Of Religious Beliefs And Customs Recognition Of Religious Beliefs And Customs
6145	Extracurricular And Cocurricular Activities Extracurricular And Cocurricular Activities
6145	Extracurricular And Cocurricular Activities Extracurricular And Cocurricular Activities
6154	Homework/Makeup Work Homework/Makeup Work
6158	Independent Study Independent Study
6158	Independent Study Independent Study
6164.2	Guidance/Counseling Services Guidance/Counseling Services
6173.2	Education Of Children Of Military Families Education Of Children Of Military Families
6173.2	Education Of Children Of Military Families Education Of Children Of Military Families

6176	Weekend/Saturday Classes Weekend/Saturday Classes
6177	Summer Learning Programs Summer Learning Programs
6183	Home And Hospital Instruction Home And Hospital Instruction
6184	Continuation Education Continuation Education
6184	Continuation Education Continuation Education
6185	Community Day School Community Day School
6185	Community Day School Community Day School