

## **Fresno Unified Administrative Regulations (AR) 5112.1 Exemptions From Attendance**

### **Exemptions from Regular Education Program**

A student may be exempted from full-time attendance in the district's regular education program if they:

Requests for exemption from compulsory full-time attendance shall include satisfactory evidence of conditions upon which an exemption can be legally justified.

Students may be exempted from full-time attendance in the district's regular education program if they:

1. Are being instructed in a private full-time day school and the Superintendent or designee 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 consist of study and recitation for, at least three hours a day for 175 days of each calendar year (Education Code 48224)
3. Hold a work permit to work temporarily in the entertainment or allied industries. (Education Code 48225, 48225.5)

*(cf. 5113.2 - Work Permits)*

4. Hold a work permit and attend 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)

*(cf. 5112.3 - Student Leave of Absence)*

7. Attends a community college as a special full-time student on the grounds that they 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 they: (Education Code 48410)

1. Has graduated from a public or private 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

In the case of a private school, the exemption shall be granted only if the Superintendent or designee 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 their parent/guardian.

*(cf. 6146.2 - Certificate of Proficiency/High School Equivalency)*

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

*(cf. 6200 - Adult Education)*

5. Is attending a regional occupational program or center pursuant to Education Code 48432

*(cf. 6178.2 - Regional Occupational Center/Program)*

6. Is disqualified because of their physical or mental condition or because of personal services that must be rendered to their dependents

*(cf. 5141.22 - Infectious Diseases)*

*(cf. 5146 - Married/pregnant/Parenting Students)*

*(cf. 6158 - Independent Study)*

*(cf. 6183 - Home and Hospital Instruction)*

*(cf. 6184 - Continuation Education)*

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 they are 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)

*Fresno Unified School District prohibits discrimination, harassment, intimidation, and bullying based on actual or perceived race, color, ethnicity, national origin, immigration status, ancestry, age, creed, religion, political affiliation, gender, gender identity, gender expression, genetic information, mental or physical disability, sex, sexual orientation, marital status, pregnancy or parental status, medical information, military veteran status, or association with a person or a group with one or more of these actual or perceived characteristics or any other basis protected by law or regulation, in its educational program(s) or employment.*

Regulation FRESNO UNIFIED SCHOOL DISTRICT  
approved: September 23, 1993 Fresno, California  
revised: March 12, 1998  
revised: October 8, 1998  
revised: March 30, 2005  
revised: September 28, 2021

*Policy Section: 5000 Students*