

**SCHOOL-CONNECTED ORGANIZATIONS**

The Board of Education recognizes that parents/guardians and community members may wish to organize parent organizations and/or booster clubs for the purpose of supporting district and extracurricular programs, such as athletic teams, debate teams, or musical groups. The Board appreciates the contributions made by such organizations and encourages their interest and participation in supporting district activities and helping to achieve the district's vision for student learning.

*(cf. 0200 - Goals for the School District)*

*(cf. 6020 - Parent Involvement)*

The Board recognizes that school-connected organizations are separate legal entities, independent of the district. However, in order to help the Board fulfill its legal and fiduciary responsibility to manage district operations, any school-connected organization that desires to raise money to benefit any district student shall submit a request for authorization to the Board, in accordance with Board policy and administrative regulation. In addition, the Superintendent/Principal or designee shall establish appropriate internal controls for the relationship between school-connected organizations and the district.

*(cf. 1321 - Solicitation of Funds from and by Students)*

*(cf. 1330 - Use of School Facilities)*

*(cf. 3452 - Student Activity Funds)*

The Board encourages school-connected organizations to consider the impact of fund-raising activities on the overall school program. School-connected organizations may consult with the Superintendent/Principal to determine school needs and priorities. Activities by school-connected organizations shall not conflict with law, Board policies, administrative regulations, or any rules of the sponsoring school.

*(cf. 3290 - Gifts, Grants and Bequests)*

*(cf. 3554 - Other Food Sales)*

*(cf. 5030 - Student Wellness)*

*(cf. 6145 - Extracurricular and Cocurricular Activities)*

*(cf. 6145.2 - Athletic Competition)*

*Legal Reference: (see next page)*

**SCHOOL-CONNECTED ORGANIZATIONS (continued)**

*Legal Reference:*

EDUCATION CODE

200-262.4 *Prohibition of discrimination on the basis of sex*  
35160 *Authority of governing boards*  
38130-38138 *Civic Center Act, use of school property for public purposes*  
48931 *Authorization for sale of food by student organization*  
48932 *Authorization for fund-raising activities by student organization*  
49431 *Sale of food to elementary students during the school day*  
49431.2 *Sale of food to middle, junior, or high school students*  
49431.5 *Sale of beverages at elementary, middle, or junior high schools*  
51520 *Prohibited solicitation on school premises*  
51521 *Fund-raising project*

BUSINESS AND PROFESSIONS CODE

17510-17510.95 *Solicitations for charitable purposes*  
25608 *Alcohol on school property; use in connection with instruction*

GOVERNMENT CODE

12580-12599.7 *Fundraisers for Charitable Purposes Act*

PENAL CODE

319-329 *Lottery, raffle*

CODE OF REGULATIONS, TITLE 5

4900-4965 *Nondiscrimination in elementary and secondary education programs*  
15500 *Food sales in elementary schools*  
15501 *Food sales in high schools and junior high schools*

CODE OF REGULATIONS, TITLE 11

300-312.1 *Fundraising for charitable purposes*

UNITED STATES CODE, TITLE 20

1681-1688 *Discrimination based on sex or blindness, Title IX*

COURT DECISIONS

*Serrano v. Priest, (1976) 18 Cal. 3d 728*

*Management Resources:*

CALIFORNIA DEPARTMENT OF EDUCATION LEGAL ADVISORIES

1101.89 *School District Liability and "Hold Harmless" Agreements, LO: 4-89*

WEB SITES

CSBA: <http://www.csba.org>

California Office of the Attorney General, charitable trust registry: <http://caag.state.ca.us/charities>

California State PTA: <http://www.capta.org>

**SCHOOL-CONNECTED ORGANIZATIONS**

Persons proposing to establish a school-connected organization shall submit a request to the Board of Education for authorization to operate at the school. The request for authorization shall contain:

1. The name and purpose of the organization
2. The date of application
3. Bylaws, rules, and procedures under which the organization will operate, including procedures for maintaining the organization's finances, membership qualifications, if any, and an agreement that the group will not engage in unlawful discrimination
4. The names, addresses, and phone numbers of all officers
5. A list of specific objectives
6. An agreement to grant the district the right to audit the group's financial records at any time, either by district personnel or a certified public accountant
7. The name of the bank where the organization's account will be located and the names of those authorized to withdraw funds
8. The signature of the principal of the supporting school
9. Planned use for any money remaining at the end of the year if the organization is not continued or authorized to continue in the future
10. An agreement to provide evidence of liability insurance as required by law

*(cf. 1330 - Use of School Facilities)*

Requests for subsequent authorization shall be presented to the Superintendent/Principal or designee annually, along with a financial statement showing all income and expenditures from fund-raisers. If the Superintendent/Principal or designee proposes to deny the request for reauthorization, he/she shall present his recommendation to the Board for approval.

Upon consent of the Superintendent/Principal or designee, school-connected organizations may use the school's name, school team's name, or any logo attributable to the school or district.

**SCHOOL-CONNECTED ORGANIZATIONS** (continued)

School-connected organizations are prohibited from hiring or directly paying district employees. Organizations may make donations to the district to cover the costs of additional employees, but only if such positions are approved in advance by the Board. At their discretion, employees may volunteer to perform activities for school-connected organizations during non-working hours.

*(cf. 4127/4227/4327 - Temporary Athletic Team Coaches)*