

Policy 5148.2: Before/After School Programs

Status: ADOPTED

Original Adopted Date: 11/01/2006 | **Last Revised Date:** 12/01/2021~~2021~~2022 | **Last Reviewed**
Date: 12/01/2021~~2021~~2022

CSBA NOTE: The following optional policy is for use by districts providing expanded learning opportunities beyond the regular school day, including before-school and/or, after-school, summer, vacation, and/or intersessional programs, and should be revised to reflect the program(s) offered by the district. For eligible programs in grades ~~TK~~TK-9, the district may apply for funding from the state's After School Education and Safety Program (ASES) (Education Code 8482-8484.65) and/or the federal 21st Century Community Learning Center~~Centers~~ Program (21st CCLC) (Education Code 8484.7-8484.9; 20 USC 7171-7176). The federal 21st Century High School After School Safety and Enrichment for Teens Program (ASSETs) (Education Code 8420-8428; 20 USC 7171-7176) provides funding for eligible programs in grades 9-12. These programs are optional and have different requirements.

Education Code 46120, as ~~added~~amended by AB ~~130~~181 (Ch. 44~~52~~52, Statutes of 2021), establishes~~2022~~2022 and AB 185 (Ch. 571, Statutes of 2022), provides for the Expanded Learning Opportunities (ELO) Program and allocates funding to districts under a formula based on a district's average daily attendance and percentage of unduplicated students ~~and average daily attendance.~~ , defined as any student who is eligible for free or reduced-price meals, who is an English learner, or who is a foster youth. For the ~~2021-22~~2022-23 school year, districts receiving funds are required to offer access to ELO programs to all unduplicated students in grades TK-6 and to provide access to such programs to at least 50 percent of enrolled unduplicated students. Commencing ~~in~~with the ~~2022-23~~2023-24 school year, districts receiving funds~~with a prior fiscal year local control funding formula (LCFF) unduplicated pupil percentage (UPP) of at least 75 percent~~ are required to offer access to ELO programs to all classroom-based students in grades TK-6 inclusive, and to ensure that access is provided to any student whose parent/guardian requests placement in an ELO program. Commencing with the 2023-24 school year, districts with a prior fiscal year LCFF UPP of less than 75 percent are required to offer access to ELO programs to all unduplicated students in grades TK-6, inclusive, and ensure that access is provided to any unduplicated student whose parent/guardian requests placement in an ELO program. Pursuant to Education Code 46120, on school days, ELO programs must include in-person before or after school programs and, on non-school days, ~~intersession~~intersessional programs of specified lengths of time as described below and in the accompanying administrative regulation. Student participation in an ELO program is optional; however, districts may not opt out of the ELO Program.

See the accompanying administrative regulation for major requirements of each program.

The following policy is applicable to all four programs, unless otherwise noted, and may be adapted by districts that offer other programs through district funding or alternative sources. If the district does not offer ~~both a before-~~any programs beyond the regular school ~~and after-school program~~day, it may modify the following policy as appropriate.

The Governing Board desires to provide before ~~learning opportunities for students beyond the regular~~ school and/or after-school enrichment programs ~~day~~ that support the regular education program in a supervised environment. In order to increase academic achievement of participating students, the content of such programs shall be coordinated with the district's vision and goals for student learning, local control and accountability plan, curriculum, and academic standards.

CSBA NOTE: The following paragraph reflects a requirement for requirements related to collaborative planning for both the programs offered by the district. The ASES program (Education Code 8482.5) and the ASSETs program (Education Code 8422). 21st CCLC programs must be developed in program (Education Code 8484.75), and ELO program (Education Code 46120) have different collaboration with the school(s) the students attend, but collaboration with other entities is at requirements; see the discretion of the district. Districts offering only 21st CCLC programs may revise the following paragraph to reflect district practice accompanying administrative regulation.

The district's Each program offered by the district shall be planned through a collaborative process that includes parents/guardians, students, and representatives of participating schools, governmental agencies including city and county parks and recreation departments, local as required by law enforcement, community organizations, and, if appropriate, the private sector. (Education Code 8422, 8482.5, 8484.75, 46120)

CSBA NOTE: The following optional paragraph may be revised to reflect district practice. Pursuant to Education Code 46120, ~~as added by AB 130~~, districts are required to prioritize ELO programs at school sites in the lowest income communities, as determined by prior year percentages of students eligible for free and reduced-price meals, while maximizing the number of schools and neighborhoods with expanded learning opportunities ELO programs across their attendance area. In addition, pursuant to Education Code 8482.5, in awarding funding for ASES programs, the state gives priority to schools with at least 50 percent of students eligible for free or reduced-price meals. Pursuant to 20 USC 7174, funding for the 21st CCLC and ASSETs programs is restricted to schools receiving federal Title I funding. In addition, 20 USC 7174 and Education Code 8422 and 8484.8 give competitive priority for these federal programs to applications jointly submitted by school districts and community organizations for programs that (1) are located in schools that are implementing comprehensive or targeted support and improvement activities pursuant to 20 USC 6311 or other schools determined by the district to be in need of intervention and support to improve student academic achievement and other outcomes; (2) serve students at risk for academic failure, dropping out of school, involvement in criminal or delinquent activities, or lacking strong positive role models; (3) provide activities not otherwise accessible to participating students or expand accessibility to high-quality services that may be available in the community; (4) continue or expand existing grants; and (5) for 21st CCLC programs, provide year-round expanded learning programming. For a further description of competitive priority for funding, see the California Department of Education's (CDE) "21st CCLC and ASSETs FAQs" and "Request for Applications for Programs Proposing to Serve High School Students." 21st CCLC & ASSETs."

To the extent feasible, the district shall give priority to establishing before ~~expanded learning opportunities beyond the regular~~ school and/or after-school programs ~~day~~ in low-performing schools and/or programs that serve low-income and other at-risk students.

Any expanded learning opportunities, including but not limited to After School Education and Safety Program (ASES), 21st Century Community Learning Center Program (21st CCLC), 21st Century High School After School Safety and Enrichment for Teens Program (ASSETs), ~~or~~ Expanded Learning Opportunities Program (ELO) or any other program to be established pursuant to Education Code 8421, 8482.3 ~~or~~ 8484.75, or 46120, shall be approved by the Board and the principal of each participating school.

CSBA NOTE: The following optional paragraph is applicable to all programs. Pursuant to Education Code 8483.4 (applicable to both ASES and 21st CCLC, and ELO programs), the program administrator is required to establish qualifications for each staff position that, at a minimum, ensure that all staff members who directly supervise students meet the minimum qualifications for an instructional aide pursuant to district policies; see the accompanying administrative regulation. A district offering an ASSETs program must establish its expectations for staff qualifications.

The Superintendent or designee shall ensure that all staff who directly supervise students in the district's ~~before-school and/or after-school program~~ expanded learning opportunity programs possess appropriate knowledge and experience. As needed, staff and volunteers shall receive ongoing training related to their job responsibilities.

~~Each~~ Each before-school, after-school, summer, vacation or intersessional expanded learning opportunity program shall include academic and enrichment elements in accordance with law and administrative regulation. In addition, each program may include support services that reinforce the educational component and promote student health and well-being.

CSBA NOTE: Education Code 8482.6 (applicable to ASES, 21st CCLC, and ELO programs) and Education Code 8422 (applicable to ASSETs programs) authorize the district to charge fees to participating families with certain exceptions as described below.

Option 1 below is for use by districts that choose not to charge family fees. Option 2 is for use by districts that will charge a permissible family fee to cover unfunded costs of the program.

OPTION 1: (For districts that do not charge family fees)

No fee shall be charged for participation in the program.

OPTION 2: (For districts that charge permissible family fees)

A family fee may be charged to participating families based on the actual cost of services.

CSBA NOTE: The following paragraph is for use by districts selecting Option 2 that offer an ASSETs program, and may be modified to reflect program(s) offered by the district. Pursuant to Education Code 8422, ASSETs programs that charge fees to participating families are required to waive or reduce the fees for families with students who are eligible for free or reduced-price meals.

However, for the ASSETs program, a family fee shall be waived or reduced for families with students who are eligible for free or reduced-price meals. (Education Code 8422)

CSBA NOTE: The following paragraph is for use by districts selecting Option 2 that offer an ASES, 21st CCLC program, and/or ELO program, and may be modified to reflect program(s) offered by the district. Pursuant to Education Code 8482.6, ~~as amended by AB 130~~, family fees may not be charged for these programs for a student who is eligible for free or reduced-price meals or if the district knows the participating student is a homeless youth or in foster care. In addition, a program that charges such fees is required to schedule fees on a sliding scale that considers family income and ability to pay.

For ASES, 21st CCLC, and/or ~~Expanded Learning Opportunities~~ **ELOs** programs, no fee shall be charged for a student who is eligible for free or reduced-price meals, or a student who the district knows is a homeless youth or in foster care. In addition, family fees shall be calculated on a sliding scale that considers family income and ability to pay. (Education Code 8482.6, 46120)

CSBA NOTE: The remainder of this policy is for use by districts that selected either Option 1 or 2 above.

The following optional paragraph is for use by districts with programs serving students ages 11-12 years. Welfare and Institutions Code 10273, ~~as renumbered by AB 131 (Ch. 116, Statutes of 2021)~~, provides that the preferred placement for students ages 11-12 years is in a before-school or after-school program rather than in subsidized child care and development services. When subsidized child care services are also available, students ages 11-12 years will be eligible for subsidized child care services only for the portion of care that is not available in a before-school or after-school program. See AR 5148 - Child Care and Development.

~~Eligible students who are 11 or 12 years of age shall be placed in a before-school or after-school program, if and when available, rather than subsidized child care and development services. During the time that the before-school or after-school program does not operate, such students may be provided the option of enrolling in child care and development services in accordance with the enrollment priorities established in AR 5148 - Child Care and Development. (Welfare and Institutions Code 10273)~~

CSBA NOTE: The following optional paragraph may be revised to reflect district practice.

To assist in evaluations of program effectiveness, the district may refer to the ~~CDE~~ **CDE's**, "Quality Standards for Expanded Learning in California: Creating and Implementing a Shared Vision of Quality." In addition, CDE's ~~publication~~, "A Crosswalk Between the Quality Standards for Expanded Learning and Program Quality Assessment Tools" describes available assessment tools that are closely aligned with the program standards. ~~These publications are available on CDE's web site.~~

To the extent consistent with state and federal privacy laws, Education Code 8484.1 authorizes the district to share specified student data (i.e., school day attendance data, statewide assessment scores English language development test placement or reclassification scores, California Healthy Kids Survey results in aggregate form, student engagement and behavioral data, and other academic measures, including grades and course completion) with the operator of an after-school program with which the district has a contract that includes a confidentiality agreement. The

district should consult with [CSBA District and County Office of Education Legal Services or district](#) legal counsel if it has any questions regarding the sharing of student data.

In addition, Education Code 8427 and 8484 require the after-school program to submit data on school and program attendance and program quality to the CDE; see the section "Reports" in the accompanying administrative regulation.

The Board and the Superintendent or designee shall monitor student participation rates and shall identify multiple measures that shall be used to evaluate program effectiveness. Such measures may include, but are not limited to, student outcome data; program self-assessments; feedback from staff, participating students, and parents/guardians; and observations of program activities.

CSBA NOTE: The following paragraph is for use by districts that offer an ASES, 21st CCLC, and/or ELO program, and may be adapted by districts that offer ASSETs or other programs. Pursuant to Education Code 8482.3 and 46120, ~~as added by AB 130, require districts offering~~ [a district that offers](#) an ASES, 21st CCLC, and/or ELO program [is required](#) to review program goals, program content, and outcome measures, selected from among those listed in Education Code 8484, every three years and to retain documentation for five years.

Every three years, the Superintendent or designee shall review the after-school program plan, including, but not limited to, program goals, program content, and outcome measures. Documentation of the program plan shall be maintained for a minimum of five years.

Policy Reference UPDATE Service

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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 |
|----------------------|--|
| Ed. Code 17260-17268 | Plans and specifications for school facilities |
| Ed. Code 17264 | New construction; accommodation of before- and after-school programs |
| Ed. Code 35021.3 | After-school physical recreation instructors |
| Ed. Code 45125 | Criminal record check |
| Ed. Code 45330 | Paraprofessionals; instructional aides |
| Ed. Code 45340-45349 | Paraprofessionals; instructional aides |
| Ed. Code 46120 | Expanded Learning Opportunities Program |
| Ed. Code 49024 | Activity Supervisor Clearance Certificate |
| Ed. Code 49430-49434 | Nutrition standards |

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| Ed. Code 49540-49546 | Child care food program |
| Ed. Code 49553 | Free or reduced-price meals |
| Ed. Code 69430-69460 | Cal Grant program |
| Ed. Code 8263 | Eligibility and priorities for subsidized child development services |
| Ed. Code 8263.4 | Enrollment of students ages 11-12 years |
| Ed. Code 8273.1 | Family fees; exemptions |
| Ed. Code 8281.5 8322 | California Prekindergarten Planning and Implementation Grant Program |
| Ed. Code 8295-8305 | Child development program ; personnel qualifications |
| Ed. Code 8350-8359.1 | Programs for CalWORKS recipients |
| Ed. Code 8360-8370 | Personnel qualifications |
| Ed. Code 8420-8428 | 21st Century High School After-School Safety and Enrichment Program for Teens |
| Ed. Code 8482-8484.65 | After School Education and Safety Program |
| Ed. Code 8484.7-8484.9 | 21st Century Community Learning Centers |
| Ed. Code 8490-8490.7 | Distinguished After School Health Recognition Program |
| W&I Code 10207-10490 | Child Care and Development Services Act |
| W&I Code 10273 | Preferred placement for otherwise eligible children ages 11 or 12 |

Federal

20 USC 6311

20 USC 6314

20 USC 7171-7176

42 USC 11434a

42 USC 1766-1766a

7 CFR 226.17

Management Resources

California Department of Education Publication

California Department of Education Publication

Description

State plan

Title I schoolwide program

21st Century Community Learning Centers

Education for homeless children and youths

Child and Adult Care Food Program

Child care center nutrition standards

Description

Quality Program Improvement Plan Instructions: Instructions for Completing a Quality Program Improvement Plan for Expanded Learning Programs in California, ~~August 2020~~[January 2022](#)

21st CCLC and ASSETs FAQs, ~~September 2020~~[October 2022](#)

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| California Department of Education Publication | Request for Applications: 21st Century High School Community Learning Centers and After School Safety and Enrichment for Teens, September 2020 2022 |
| California Department of Education Publication | Request for Applications: 21st Century Community Learning Centers Elementary/Middle Schools, September 2020 |
| California Department of Education Publication | Expanded Learning Opportunities Program FAQs, October 2021 July 2022 |
| California Department of Education Publication | A Crosswalk Between the Quality Standards for Expanded Learning and Program Quality Assessment Tools, 2014 |
| California Department of Education Publication | Early Release and Late Arrival Guidance, December 2021 |
| California Department of Education Publication | California After School Physical Activity Guidelines, 2009 |
| California Department of Education Publication | Quality Standards for Expanded Learning in California: Creating and Implementing a Shared Vision of Quality, 2014 |
| U.S. Department of Education Publication | 21st Century Community Learning Centers, Nonregulatory Guidance, February 2003 |
| Website | CSBA District and County Office of Education Legal Services |
| Website | California Department of Education, Expanded Learning |
| Website | U.S. Department of Agriculture |
| Website | California Afterschool Network |
| Website | California School-Age Consortium |
| Website | Partnership for Children and Youth |
| Website | California Healthy Kids Survey |
| Website | Commission on Teacher Credentialing |
| Website | CSBA |
| Website | U.S. Department of Education |

Cross References

| Code | Description |
|------|---|
| 0000 | Vision |
| 0200 | Goals For The School District |
| 0410 | Nondiscrimination In District Programs And Activities |
| 0450 | Comprehensive Safety Plan |
| 0450 | Comprehensive Safety Plan |

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| 0460 | Local Control And Accountability Plan |
| 0460 | Local Control And Accountability Plan |
| 0470 | COVID-19 Mitigation Plan |
| 0500 | Accountability |
| 1240 | Volunteer Assistance |
| 1240 | Volunteer Assistance |
| 1312.3 | Uniform Complaint Procedures |
| 1312.3 | Uniform Complaint Procedures |
| 1312.3-E(1) | Uniform Complaint Procedures |
| 1312.3-E(2) | Uniform Complaint Procedures |
| 1330 | Use Of School Facilities |
| 1330 | Use Of School Facilities |
| 1330-E(1) | Use Of School Facilities |
| 1330.1 | Joint Use Agreements |
| 1400 | Relations Between Other Governmental Agencies And The Schools |
| 1700 | Relations Between Private Industry And The Schools |
| 3260 | Fees And Charges |
| 3260 | Fees And Charges |
| 3280 | Sale Or Lease Of District-Owned Real Property |
| 3280 | Sale Or Lease Of District-Owned Real Property |
| 3540 | Transportation |
| 3550 | Food Service/Child Nutrition Program |
| 3550 | Food Service/Child Nutrition Program |
| 3552 | Summer Meal Program |
| 3552 | Summer Meal Program |
| 3553 | Free And Reduced Price Meals |
| 3553 | Free And Reduced Price Meals |
| 3554 | Other Food Sales |
| 3554 | Other Food Sales |
| 3580 | District Records |

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| 3580 | District Records |
| 4112.4 | Health Examinations |
| 4112.5 | Criminal Record Check |
| 4112.5-E(1) | Criminal Record Check |
| 4131 | Staff Development |
| 4212.4 | Health Examinations |
| 4212.5 | Criminal Record Check |
| 4212.5-E(1) | Criminal Record Check |
| 4222 | Teacher Aides/Paraprofessionals |
| 4222 | Teacher Aides/Paraprofessionals |
| 4231 | Staff Development |
| 4312.4 | Health Examinations |
| 4312.5 | Criminal Record Check |
| 4312.5-E(1) | Criminal Record Check |
| 4331 | Staff Development |
| 5030 | Student Wellness |
| 5131.6 | Alcohol And Other Drugs |
| 5131.6 | Alcohol And Other Drugs |
| 5131.62 | Tobacco |
| 5131.62 | Tobacco |
| 5137 | Positive School Climate |
| 5141.21 | Administering Medication And Monitoring Health Conditions |
| 5141.21 | Administering Medication And Monitoring Health Conditions |
| 5141.23 | Asthma Management |
| 5141.23 | Asthma Management |
| 5141.27 | Food Allergies/Special Dietary Needs |
| 5141.27 | Food Allergies/Special Dietary Needs |
| 5141.52 | Suicide Prevention |
| 5141.52 | Suicide Prevention |
| 5144 | Discipline |
| 5144 | Discipline |

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| 5145.6 | Parent/Guardian Notifications |
| 5145.6-E(1) | Parent/Guardian Notifications |
| 5145.9 | Hate-Motivated Behavior |
| 5147 | Dropout Prevention |
| 5148 | Child Care And Development |
| 5148 | Child Care And Development |
| 6011 | Academic Standards |
| 6020 | Parent Involvement |
| 6020 | Parent Involvement |
| 6142.4 | Service Learning/Community Service Classes |
| 6142.6 | Visual And Performing Arts Education |
| 6142.7 | Physical Education And Activity |
| 6142.7 | Physical Education And Activity |
| 6142.91 | Reading/Language Arts Instruction |
| 6142.92 | Mathematics Instruction |
| 6142.93 | Science Instruction |
| 6145 | Extracurricular And Cocurricular Activities |
| 6145 | Extracurricular And Cocurricular Activities |
| 6154 | Homework/Makeup Work |
| 6159 | Individualized Education Program |
| 6159 | Individualized Education Program |
| 6163.4 | Student Use Of Technology |
| 6163.4-E(1) | Student Use Of Technology |
| 6170.1 | Transitional Kindergarten |
| 6171 | Title I Programs |
| 6171 | Title I Programs |
| 6173 | Education For Homeless Children |
| 6173 | Education For Homeless Children |
| 6173-E(1) | Education For Homeless Children |
| 6173-E(2) | Education For Homeless Children |
| 6173.1 | Education For Foster Youth |

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| 6173.1 | Education For Foster Youth |
| 6175 | Migrant Education Program |
| 6175 | Migrant Education Program |
| 6176 | Weekend/Saturday Classes |
| 6177 | Summer Learning Programs |
| 6178 | Career Technical Education |
| 6178 | Career Technical Education |
| 6179 | Supplemental Instruction |