

Absenteeism Hurts

- **Hurts the students:**

When the students have excessive absents they miss the benefits of education. They fall behind in their studies. They miss concepts that are important to understanding any subject. They miss socialization skills. They miss life skills such as the capacity to understand, follow directions and plan for the future.

- **Hurts other students:**

When a truant returns to school, they require more individual attention from the teacher and deprive other students of the teacher's attention.

- **Hurts the school and the district:**

State financial support for schools is directly linked to student attendance. The more absence, the less revenue to the district. With less revenue, the district has less ability to offer educational programs for all students.

- **Hurts the community:**

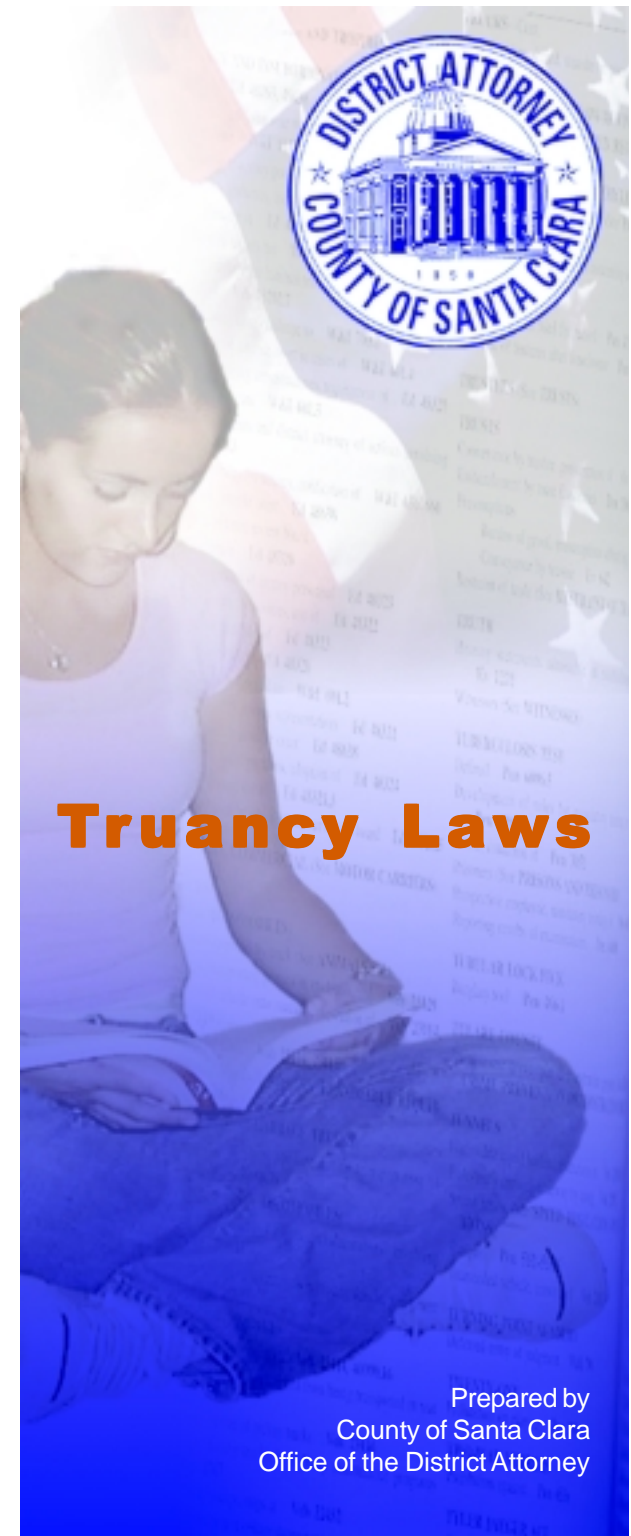
The community loses a productive contributor when a student does not receive an education.

Criminal activity increases when students are not in school.

What can a parent do to help?

- **Monitor your student's attendance. Get an attendance report from the school.**
- **Supervise your student's homework.**
- **Ask about your student's school day.**
- **Speak with your student's teacher(s).**
- **Consult your school for counseling agencies.**

For more information contact your local school district



Prepared by
County of Santa Clara
Office of the District Attorney

What is the truancy law?

Compulsory attendance is the law in California from age 6 until the age of 18. (Education Code Section 482600)

A student who has three unexcused absences or three tardies or absences of more than 30 minutes, or any combination thereof, without valid excuse is considered legally truant. A student who has six unexcused absences or six tardies or absences of more than 30 minutes, or any combination thereof, is considered habitually truant and may be referred to the district attorney's office for legal action. (Education Code Section 48262)

The parent is obligated to compel the attendance of the student at school. Parents who fail to meet this obligation may be subject to prosecution. (Education Code Section 48260.5)

What are the legal charges that may be filed?

- Violation of Education Code Section 48293
Failure to Comply with the Compulsory Education Code – an infraction
- Violation of Penal Code Section 272
Contributing to the Delinquency of a Minor – a misdemeanor

What are the legal consequences?

- Violation of Education Code 48293
A fine of up to \$500
Parenting Classes
- Violation of Penal Code Section 272
A fine of up to \$2500
Up to one year in jail
Any other conditions of probation the court deems appropriate
- Vehicle Code Section 13202.7 allows for a one-year suspension or delay of the California D.L. for an habitual truant age 13-17.

Important Facts every parent and student should know

Students suffer academic set backs when frequent absences occur.

Students with excessive absenteeism have difficulty passing their state required competency tests which are required to receive a high school diploma.

Most daylight juvenile crime is committed by students who are truant.

Students not in school miss out on a healthy socialization process which will aid them throughout life.

Parents have a legal and moral responsibility to contact the school in writing or by telephone when their student is absent.

The Health Department has stated that if a child misses more than 7-10 days of school per year for illness reasons, that student is missing too much.

Students in school on a regular basis do significantly better in school.

Many school districts have alternative educational programs available for students. Parents should inquire with their student's teacher, counselor, vice principal or principal for more information.

Parents and students may be prosecuted for violating compulsory attendance laws.

Studies have shown that students in high school developed patterns of absenteeism while in elementary school.

Parents often do not keep track of how many days of school their child has missed. One or two days per month or every other week may not seem like a lot. However, those days quickly add up. In the course of a school year, the student may have missed more than an entire school month.



**The Santa Clara County
District Attorney's Office is
dedicated to enforcing
those laws that ensure that
every student attends
school regularly and has
the opportunity to achieve
academic and social
success in school.**