



# SCHOOL & COLLEGE LEGAL SERVICES OF CALIFORNIA

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## LEGAL UPDATE

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**To: Superintendents, Member School Districts (K-12)**

**From: Carl D. Corbin *CDC*  
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**Subject: Governor Brown Signs Bill Regarding Student Work Permits (SB 1428)  
Memo No. 28-2018**

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Education Code §§ 49110 et seq. provide that minors under the age of 18, with some limited exceptions, must have a work permit issued by the student’s respective school district, county office of education, or charter school, in order to be employed.

The Governor signed Senate Bill (“SB”) 1428 on September 14, 2018, which effective on January 1, 2019, adds Education Code § 49120.<sup>1</sup>

This new law will remove attendance and grade requirements (including grade point average) established by a Local Educational Agency (“LEA”) for a student to participate in a government-administered employment and training program which occurs during the student’s summer recess or regular school vacation period. LEAs can still impose attendance and grade requirements for work experiences that will occur during the regular school year while school is in session.

Please contact our office with questions regarding this Legal Update or any other legal matter.

*The information in this Legal Update is provided as a summary of law and is not intended as legal advice. Application of the law may vary depending on the particular facts and circumstances at issue. We, therefore, recommend that you consult legal counsel to advise you on how the law applies to your specific situation.*

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<sup>1</sup> Available at: [http://leginfo.ca.gov/faces/billNavClient.xhtml?bill\\_id=201720180SB1428](http://leginfo.ca.gov/faces/billNavClient.xhtml?bill_id=201720180SB1428).