

Instruction

Home and Hospital Instruction

A student with a temporary disability which makes school attendance impossible or inadvisable shall receive individual instruction in the student's home or in a qualifying hospital. A temporary disability consists of a physical, mental or emotional disability, after which the student can reasonably be expected to return to regular day classes or an alternative education program without special intervention. A temporary disability shall not include a disability for which a pupil is identified as an individual with exceptional needs pursuant to Education Code [56026](#). (Education Code [48206.3\(b\)\(2\)](#))

The district shall provide home or hospital instruction only when a student is expected not to attend regular day classes or an alternative education program for two (2) weeks or more. Such instruction is for students with temporary disabilities and therefore, typically should not be provided for more than one (1) semester (i.e., 18 weeks).

Home or hospital instruction shall be provided only by teachers with valid California teaching credentials who consent to the assignment. (Education Code [44865](#)) The students' regular site-based teacher(s), however, shall continue to issue course grades for students receiving home or hospital instruction, unless home or hospital instruction is provided for 10 weeks or more during a semester. When a student receives 10 weeks or more of home or hospital instruction during a semester, his or her home or hospital teacher shall issue the course grades for that semester.

The district shall offer at least one hour of instruction for every day of instruction offered by the district in the regular education program. No student shall be credited with more than five days of attendance per calendar week or credited with more than the total number of calendar days that regular classes are offered by the district in any fiscal year. (Education Code [48200](#), [48206.3](#))

Each home or hospital teaching session shall not exceed three (3) hours in duration, and the student shall receive a maximum of five (5) hours per week of individual instruction.

Courses Available Through Home or Hospital Instruction

K-6 and core curriculum subjects, such as English, Social Studies, Math, and Science (not labs), generally are available through home and hospital instruction. Courses such as advanced placement, honors, choir, instrument, courses with labs, foreign languages, other electives, etc., are not available through home and hospital instruction.

Procedures for Home and Hospital Instruction Requests

The Superintendent or designee shall require the parent(s) to complete a REQUEST FOR HOME AND HOSPITAL INSTRUCTION form and return that form to the Site Administrator. The form shall require, among other things, the names of and contact information for all health care providers diagnosing a health condition that prevents the student from attending school and an authorization for the district to exchange information with those health care providers. The form shall also include a physician verification describing the limitations and/or restrictions on the home teacher when teaching the student and the calendar date the student will return to his/her site-based school program.

A licensed medical physician shall provide a written description of the student's disabling condition. The physician shall specifically state that the student's temporary disability makes school attendance in regular

day classes or an alternative education program impossible or inadvisable. The physician also shall confirm that the student will not expose the teacher to any contagious diseases.

If a parent or guardian requests temporary home or hospital instruction for a student due to an emotional disability, such disability must be diagnosed by a licensed clinical psychologist or psychiatrist authorized to make that diagnosis.

Students who are pregnant or have become new mothers are not eligible, on either of these bases alone, to receive home or hospital instruction. However, students who experience medically-related complications during and/or after pregnancy may be eligible for home or hospital instruction if/when such complications satisfy the definition of "temporary disability." The district shall require written verification from a licensed physician of the student's medically-related complications and shall determine whether such complications constitute a temporary disability and make participation in regular day classes or an alternative education program impossible or inadvisable.

Home or hospital instruction shall not be denied to students with Hepatitis B, herpes or HIV/AIDS, as long as the home or hospital practices current preventive protocol as determined by the U.S. Centers for Disease Control.

The Superintendent or designee may require additional verification that the student requires home or hospital instruction.

In the event a student requires home or hospital instruction beyond the calendar date the physician initially anticipated the student would return to his/her site based school program, the parent(s) shall complete another REQUEST FOR HOME AND HOSPITAL INSTRUCTION form, including all of the information described above, and return it to the student's school.

Home Instruction

If the district approves temporary home instruction for a student with a temporary disability, the home teacher(s) will contact the student's parent or guardian to schedule the day(s) and time(s) for the individual instruction at the student's home.

Individual instruction shall occur in the student's home, unless another location is approved by the Superintendent or designee. The parents/guardians must provide a study area which is safe, quiet and conducive to learning.

A parent, guardian, or other responsible adult must be present at all times during the individual instruction.

To the extent possible, the home teacher shall consult with the student's current classroom teacher(s) to provide a continuity of instruction that enables student to keep up with the regular school program.

If students do not follow guidelines, including keeping scheduled appointments, unless ill, temporary instruction may be suspended.

Non-district Students

An out-of-district student with a temporary disability who is receiving care in a hospital or other residential health facility, excluding state hospitals, that is located within the district shall be deemed to have complied with the residency requirements for school attendance and shall receive individual instruction from the district.

It is the primary responsibility of the parent or guardian to notify the district in which the student with a temporary disability is deemed to reside of his or her presence in a qualifying hospital.

Upon receipt of such notification, the Superintendent or designee shall:

1. Within five working days of receipt of the notification, determine whether the student will be able to receive individualized instruction and, if the determination is positive, when the individualized instruction may commence. Individualized instruction shall commence no later than five working days after the positive determination has been rendered.
2. Provide the student with individualized instruction pursuant to Education Code [48206.3](#). The school district may enter into an agreement with the school district in which the pupil previously attended regular day classes or an alternative education program, to have the school district the pupil previously attended provide the pupil with individualized instruction pursuant to Education Code [48206.3](#).
3. Within five working days of the commencement of individualized instruction, provide the school district in which the student previously attended regular day classes or an alternative education program with written notice that the student shall not be counted by that district for purposes of computing average daily attendance pursuant to Education Code [42238.5](#), effective the date on which individualized instruction commenced.

Alternatively, the Superintendent or designee may enter into an agreement with the district in which the student previously attended regular day classes or an alternative education program, to have that school district provide the individualized instruction.

The Superintendent or designee may require additional verification that the student requires home or hospital instruction.

Final determination of eligibility and approval for home or hospital instruction will be made by the Superintendent or designee.

(cf. [4119.42/4219.42/4319.42](#) - Exposure Control Plan for Bloodborne Pathogens)

(cf. [4119.43/4219.43/4319.43](#) - Universal Precautions)

(cf. [5112.2](#) - Exclusions from Attendance)

(cf. [5141.22](#) - Infectious Diseases)

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