

INTERDISTRICT ATTENDANCE AGREEMENT**A. Purpose and Scope**

In accordance with an agreement between the Governing Board and the board of another district, a permit authorizing a student's attendance outside his/her district of residence may be issued upon approval of both the district of residence and the district of proposed attendance.

Interdistrict requests fill a variety of needs for students and parents. With space permitting, interdistrict permits may be granted yearly or longer if in accordance with California Education Codes by the Director of Student Services and Curriculum.

B. General

If a student is accepted for transfer, the student may enroll in a school within TUSD in the current or following school year.

Transportation may not be provided for students attending on a General Interdistrict Agreement.

Transportation The district shall not provide transportation for any interdistrict transfer student beyond any school attendance area. Upon request of a student's parent/guardian, the Superintendent or designee may authorize transportation for an interdistrict transfer student to and from designated bus stops within the attendance area of the school that the student attends if space is available.

B. Reasons for Approval

The Superintendent or designee may approve Interdistrict agreements for the following reasons:

1. When the student has been determined by staff of either the district of residence or district of proposed attendance to be a victim of an act of bullying as defined in Education Code 48900(r). Such a student shall be given priority for interdistrict attendance under any existing interdistrict attendance agreement or, in the absence of an agreement, shall be given consideration for the creation of a new permit. (Education Code 46600)
2. To meet the child care needs of the student. Such a student may be allowed to continue to attend district schools as long as he/she continues to use a child care provider within district boundaries. (Education Code 46601.5)

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3. To meet the student's special mental or physical health needs as certified by a physician, school psychologist, or other appropriate school personnel.
4. When the student has a sibling attending school in the receiving district, to avoid splitting the family's attendance. To complete a school year when his/her parents/guardians have moved out of the district during that year.
5. To allow the student to remain with a class graduating that year from an elementary, middle, or senior high school.
6. To allow a high school senior to attend the same school he/she attended as a junior, even if his/her family moved out of the district during the junior year.
7. When the parent/guardian provides written evidence that the family will be moving into the district in the immediate future and would like the student to start the year in the district.
8. When the student will be living out of the district for one year or less.
9. When recommended by the school attendance review board or by county child welfare, probation, or social service agency staff in documented cases of serious home or community problems which make it inadvisable for the student to attend the school of residence.
10. When there is valid interest in a particular educational program not offered in the district of residence.
11. To provide a change in school environment for reasons of personal and social adjustment.

The Superintendent or designee may deny initial requests for interdistrict attendance permits due to limited district resources, overcrowding of school facilities at the relevant grade level, or other considerations that are not arbitrary. However, once a student is admitted, the district may not deny him/her continued attendance because of overcrowded facilities at the relevant grade level.

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An approved interdistrict agreement shall specify that the agreement may be revoked because of academic failure, excessive tardies and/or absences or disruption of the educational program due to disciplinary matters.

B. Procedure**1. Incoming Students**

All applications for Interdistrict Attendance Agreements must be submitted to the District Office no later than January 15th of each school year. Decisions regarding the approval/disapproval of the requests will be made by the Director of Student Services within thirty days.

TUSD shall decide whether to accept or reject an application and notify both the applicant parent and the school district of residence in writing within 30 days of receiving an application. If the application is rejected, TUSD shall state the reasons for the rejection in the notification. If accepted, the student may enroll in a school in the school district of enrollment in the following school year.

For high school transfers, TUSD shall accept previously awarded credits from another district toward graduation but can ensure the pupil meets the graduation requirements of TUSD.

2. Outgoing Students

Applications must be submitted by January 15th of the preceding school year, so that the Student Services Department can ensure that the enrolling district will receive the transfer application in a timely manner.

A student whose parent/guardian is in active military duty shall not be prohibited from transferring out of the district, provided the school district of proposed enrollment approves the application for transfer. (Education Code 46600, 48307)

The district may limit the number of student transfers out of the district to a school district of choice or based on parent/guardian employment in another district as provided in Board Policy and Education Code 48204 and 48307.

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Within 30 days of a request for an interdistrict permit, the Superintendent or designee shall notify the parents/guardians of a student who is denied interdistrict attendance regarding the process for appeal to the County Board of Education as specified in Education Code 46601. (Education Code 46601)

(cf. 5145.6 - Parental Notifications)

Pending a decision by the two districts or an appeal by the County Board, the Superintendent or designee may provisionally admit a student who resides in another district for a period not to exceed two school months. (Education Code 46603)

Students who are under consideration for expulsion or who have been expelled may not appeal interdistrict attendance denials or decisions while expulsion proceedings are pending or during the term of the expulsion. (Education Code 46601)

Once a student is admitted to a school on the basis of an interdistrict attendance permit, he/she shall not be required to reapply for an interdistrict transfer and shall be allowed to continue to attend the school in which he/she is enrolled, unless reapplication standards are otherwise specified in the interdistrict attendance agreement. Existing interdistrict attendance permits shall not be rescinded for students entering grade 11 or 12 in the subsequent school year. (Education Code 46600)

Appeal of Denial of Interdistrict Transfer Agreement

The parent/guardian of a student who is denied a General Interdistrict transfer request pursuant to Education Code 46600-46611 shall receive timely notice, in accordance with law, regarding the process for appeal to the County Board of Education. Parents/guardians may submit their appeal within 30 calendar days of district denial of an Interdistrict Transfer Agreement. This notice shall be provided by the district denying the request, or, in the absence of an agreement between the districts, by the district of residence.

Students who are under consideration for expulsion or who have been expelled may not appeal Interdistrict attendance denials or decisions while expulsion proceedings are pending, or during the term of the expulsion. (Education Code 46601)

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