

<b>Vermont School Boards Association</b>	<b>Code:</b>	<b>C26</b>
<b>Windsor Southeast Supervisory Union Policy Statement</b>	<b>First Reading:</b>	<b>6/20/2019</b>
	<b>Second Reading:</b>	<b>7/29/2019</b>
	<b>Date Adopted:</b>	<b>7/29/2019</b>

## Tuition Payment

The Windsor Southeast Supervisory Union (Hartland and Weathersfield School Districts) will provide tuition for students attending grades 9-12 in accordance with state law and the criteria outlined below.

1. Tuition will be paid to schools attended by legal pupils who are residents of the Windsor Southeast Supervisory Union (Hartland and Weathersfield School Districts) as defined by 16 V.S.A. §1075. Tuition payments will be made according to a schedule developed by the superintendent or his or her designee, taking into consideration any payment schedules established by receiving schools.
2. Tuition will be paid only to schools approved by the State Board of Education. In the case of a school with a religious affiliation, the board shall perform two steps. First, the board shall determine whether the school is approved by the State Board of Education. If the school is approved, the board shall make a determination as to whether payment to the school would violate state or federal law, including the Establishment Clause of the First Amendment to the United States Constitution.
3. Tuition payments will be made as follows:
  - A. Tuition payments will be made to approved receiving schools when preceded by a written application from the student and/or his or her parent or guardian. The application must be made prior to a date determined by the board/superintendent of the school year for which such payment is requested. Requests for retroactive tuition payments will not be granted unless received by a date determined by the Board/Superintendent of the school year for which retroactive payment is sought.
  - B. If an eligible pupil becomes a resident after September 1, an application for tuition will be considered by the board at its first special or regular meeting following receipt of the application and, if approved, payments will be prorated from the date of the pupil's enrollment to the end of the then current school year.
4. All tuition payments will be made directly to approved schools attended by qualified pupils.
5. The superintendent shall make recommendations to the board prior to board action on applications for tuition assistance made in compliance this policy. If the board denies tuition assistance for a student, written notification of the denial shall be sent to the student if over the age of majority, or the parent or legal guardian of a minor student, by the superintendent or his or her designee within seven days of the decision. Unless otherwise provided by law, the Board's decision shall be final.

*Date Warned:* 6/20/2019

*Date Adopted:* 7/29/2019

*Legal Reference(s):*

*16 V.S.A. §§821 et seq. (Tuition requirements)*

*16 V.S.A. §1075 (Legal residence)*

*Campbell v. Manchester Board, 161 VT 441, 641 A.2d 352 (1994)*

*Chittenden Town School District v. Department of Education, 169 VT 710, 738 A.2d 539 (1999)*

*Cross Reference:*

*Admission of Resident Students (F13)*