

## Students

### Open Enrollment - Students with Disability

School District allows open enrollment on a case by case basis.

#### APPLICATION

All School District employees who live outside the district boundaries may enroll their children in the School District, subject to the Hardship Declaration and the other factors set forth in this policy.

Parents of a student with special needs may request open enrollment for their other children to attend the same school where special services are being provided.

This District will take no action to prohibit or prevent application by its students to attend school at another district or attend another school within this district provided, however, that the District has sufficient financial resources, class space, case load and/or available program capacity to accommodate the student and his/her needs. Other open enrollment circumstances may be considered by the building administrator and team in accordance with school district policies.

A student's parent/guardian must apply annually for admission to a school in this district or to another school within this district on a form provided by the Idaho State Department of Education. An out-of-district open enrollment application is to be accompanied by the student's cumulative record, including Individual Education and or 504 Plan when applicable, and must be submitted to this district by February 1 for enrollment during the following school year. The notice of application must also be given to the home district. Students with disabilities are not treated differently from non-disabled students with respect to consideration for placement in the school of their choice, unless the District has made an individual determination that disability related needs of a particular student with a disability cannot be reasonably met at the school of their choice due to appropriate consideration of teacher and staff, resources, program availability, hardship to the District, Declaration of Hardship and/or other factors.

The superintendent, principal, or designated team will as a part of a group of at least three persons, who are knowledgeable of the student, the student's academic history, the student's disability evaluation data, if any, and/or the placement options have discretion to review and accept or deny the Open Enrollment applications on a case by case basis. Students with disabilities are not treated differently, unless it imposes a hardship on the district as determined by a team and based on individual needs. This district will notify the applicant within sixty (60) days of the Open Enrollment deadline whether the request for open enrollment in this district, or enrollment in another school is accepted or denied. Any denial will include a written explanation. Information and/or details regarding such placement decisions, including all persons involved in making the placement decision, will be documented and recorded as part of the District's open enrollment record-keeping.

The district may deny out-of-district student enrollment for circumstances that constitute a hardship, or fall within the scope of any Hardship Declaration, if any, including, but not limited to, enlarged student-teacher ratios; overcapacity of any program such as special education, classes, as well as overcapacity of any grade level, or building, or any other factors pertaining to staffing, student-teacher ratios, caseload and/or to protect the health, safety, and welfare of its existing students and/or its educational processes.

Upon agreement between the home school district and this district, or between the affected schools within this district, the deadline for applications may be waived.

## **TRANSPORTATION**

For those students attending this district's schools from out-of-district or from schools outside of attendance zones, the parent/guardian shall be responsible for transporting the student to and from the school or to an appropriate bus stop within this district.

## **PARTICIPATION IN EXTRACURRICULAR ACTIVITIES**

No student will gain eligibility to participate in extracurricular activities in violation of policies governing eligibility as a result of enrollment option transfer to this district.

## **INELIGIBLE STUDENTS**

If a student applies and is accepted in this district from out of district, but fails to attend, that student will be ineligible to apply again for an enrollment option in this district.

This district will take no action to prohibit or prevent application by its students to attend school at another district.

A student who has been suspended, expelled, or may otherwise be lawfully denied enrollment, is ineligible for enrollment in this district pursuant to the provisions of this policy.

## **LEGAL REFERENCE:**

Idaho Code Section 33-205  
33-1401 et seq.  
Policy 631

**ADOPTED:** June 12, 2018

**3000 Series---Students**