

FULL-TIME OPEN ENROLLMENT PROGRAM
(Inter-District)

423

Nonresident students residing within the State of Wisconsin shall be permitted to enroll in the district through an open enrollment program consistent with the terms of this Board policy upon application to the District following the procedures set forth in Policy 423, Rule-1.

I. DEFINITIONS

The following definitions will apply to the District's Open Enrollment Program.

- A. Nonresident District
A school district located in Wisconsin which is not a student's district of residence.
- B. Nonresident Student
A student who is a resident or otherwise legally entitled to attend school in another school district in Wisconsin who seeks admission to this District under the Open Enrollment Program.
- C. Tuition Student
A nonresident student who is a resident of the State of Wisconsin and tuition is being paid in accordance with statute.
- D. Full-time Enrollment
Refer to Policy 412.1 – Full-Time Students
A student is enrolled for the entire school day and receives all of his/her required education in this district.
- E. Course Options
Limited to high school students who may participate in no more than two (2) courses at any one time offered by this district. See Policy 423.1.
- F. Class Size
The district's determination of the maximum number of students who can be enrolled in a particular classroom without jeopardizing the quality of the instructional program. Mitigating circumstances for a particular school, class, or program, including enrollment projections established by the Superintendent or his/her designee may be considered in establishing the limit.

- G. Program Size
The enrollment or size restrictions in a specific program within a class or building. The district reserves the exclusive right to establish program size and to limit enrollment based upon the capability to properly allocate available resources, create and maintain a proper learning environment, and comply with contracts, grants, and applicable laws and regulations.
- H. Resident Student
A student who is a resident of the Waunakee Community School District and is consequently entitled to attend school in this district in accordance with policy.
- I. Building Capacity
The maximum number of students who can be enrolled in a school building as determined by the Board.

II. ENROLLMENT OF NONRESIDENT STUDENTS

Determination of Space Availability

- A. Annually at a meeting in January, the Board shall establish the number of regular education and special education spots available for nonresident student attendance at each grade level as well as each school, program, and class for the following school year. The Superintendent or his/her designee shall develop and present to the Board for approval the available spots considering the following:
 - 1. Class size limits as established by the Board Policy 423, Rule-1.
 - 2. Desired pupil-teacher ratios
 - 3. Enrollment projections including resident students and the following students in the count of occupied spaces:
 - a. Pupil's paying tuition to attend school in the district
 - b. Pupil's and siblings of pupil's already attending school in the district through the open enrollment program
- B. Applications received for a grade level for which no spots are available will not be further considered for open enrollment for the applicable school year.

Criteria for Selection of Students for Open Enrollment

- A. Any nonresident student that meets one or more of the following criteria will not be eligible for open enrollment:

1. The student has applied for open enrollment into a program, class, or grade level for which no space is available.
2. The student has been expelled from school by any school district for the current or two (2) preceding school years for any of the following reasons or has a disciplinary proceeding involving the student, based on any of the following reasons, is pending:
 - conveying, or causing to be conveyed any threat or false information concerning an attempt or alleged attempt being made or to be made to destroy any school property by means of explosives.
 - engaging in conduct while at school or while under supervision of a school authority that endangered the health, safety, or property of others.
 - engaging in conduct while not at school or while not under the supervision of a school authority that endangered the health, safety, or property of others at school or under the supervision of a school authority or of any employee of this school district or member of the school board.
 - possessing a dangerous weapon, as defined in s. 939.22(10), while at school or while under the supervision of a school authority.

The superintendent or his/her designee shall make the decision based on the circumstances involved. Other statutory provisions regarding the enrollment of students who have been expelled from school will also apply to this program.

The superintendent or his/her designee may inform the parent of non-acceptance for any of the above-stated reasons any time prior to the beginning of the school year.

3. The special education program or related services described in the child's individualized education program is not available in the district.
4. The student has been referred to the resident school board or identified by the resident school board for evaluation or receipt of special education or related services, but is not yet evaluated by an IEP team appointed by the resident district.
5. The Board determines that the student was habitually truant during any semester of attendance in the District during the current or previous school year.

- Applicants for open enrollment shall be subject to the same rules for determining habitual truancy as resident pupils are subject. Those rules are found in Board Policy 430, Rule 4 and the attendance rules regarding unexcused absences in Policy 430, Rule 2.
 - If the student accumulates unexcused absences sufficient to be designated as habitual truant during a school year in which the student is open enrolled and the student or parent/guardian has been informed of the habitual truancy as provided in Policy 430, Rule 4, the student's habitual truancy may be a basis to terminate a student's open enrollment during the school year upon a recommendation of the Superintendent or designee to the Board.
- B. A student shall be guaranteed open enrollment acceptance if the student is already attending school in the district or his/her sibling is already attending school in the district, even if space is not available. This guarantee does not apply to the sibling of a current open enrollee if the district is the services required by the student's IEP are not available in the District.
- C. If the number of eligible applicants for admission from nonresident students exceeds the number of available enrollment opportunities in a particular class, program, or grade level nonresident students shall be selected for admission using a random selection process established by the Superintendent or his/her designee. The students not selected may be placed on an open enrollment waiting list, if a waiting list is established by the Superintendent. No waiting list will be created for applicants to a particular class, program, or grade level for which the Board determines there are no open enrollment spots available. Board Policy 423, Rule-1 provides the procedures applicable to the waiting list.
- D. The Board may require nonresident students to reapply for admission at a transition grade (5th, 7th, or 9th).
- E. If a student attending the District through open enrollment has an IEP developed or revised any time after acceptance for open enrollment, and the services required by the IEP are not available in the District or if space in the program is not available based on the Board's determination in January for the applicable school year, the parent or guardian shall be notified and the student shall be transferred to the student's resident district.

III. RELEASE OF RESIDENT STUDENTS

- A. The Board shall release any resident student, with the exception noted below, who wishes to apply for enrollment in another school district. The superintendent or his/her designee shall ensure that the records of a resident student who transfers to a nonresident district are sent promptly to the other district.
- B. A student is applying under the alternative criteria (See Policy 423, Rule-1), and the district administrator or designee determines that the criteria relied on by the parent does not apply to the student.
- C. For students that apply under the alternative criteria outlined in Policy 423, Rule-1 for the remainder of the 2015-2016 school year only, the Board may reject their request if the cost of implementing the student's IEP in the non-resident school district with or without the combination of services provided by the Board as resident school district will pose an undue financial hardship on the District.

IV. TRANSPORTATION

- A. The district shall not provide transportation to nonresident students who are accepted under the open enrollment program with the exception of any student with an IEP that requires transportation or as required by the State Superintendent under s. 121.54(3), Wis. Stats. Transportation shall be provided by the parent to and from the assigned school. Parents may contract with the district for transportation services from a scheduled district bus stop.
- B. The district shall not provide transportation to resident students who are accepted as nonresident students in another school district. A non-resident district may not enter into the Waunakee Community School District for the purpose of picking up and dropping off open enrolled students.

V. FEES

Nonresident students enrolled under this policy will be subject to the same student and participation fees as resident students.

VI. CO-CURRICULAR PARTICIPATION

Nonresident students entering the WCSD under disciplinary sanction for violating the co-curricular code of their resident district shall complete the imposed action if it is equal to or more severe than that which would have been imposed had it occurred in the Waunakee School District. If the disciplinary action is less severe than that which would have been imposed in Waunakee, the appropriate Waunakee sanctions shall be imposed.

