

# HAMPTON TOWNSHIP SCHOOL DISTRICT

SECTION: PUPILS

TITLE: ELIGIBILITY OF  
NONRESIDENT STUDENTS

ADOPTED: February 18, 2004

REVISED: June 10, 2024

	<p style="text-align: center;">202. ELIGIBILITY OF NONRESIDENT STUDENTS</p> <p>Purpose The Board shall operate district schools for the benefit of students residing in this district who are eligible for attendance. [1][2][3]</p> <p>Authority The Board may permit the admission of nonresident students in accordance with terms of this policy. [4][5][6]</p> <p>The Board shall require that appropriate legal documentation showing dependency or guardianship or a sworn statement of full residential support be filed with the Board Secretary before an eligible nonresident student may be accepted as a student in the district schools. The Board may require a resident to submit additional reasonable information to substantiate a sworn statement, in accordance with guidelines issued by the Pennsylvania Department of Education. [7][8]</p> <p>The Board reserves the right to verify claims of residency, dependency and guardianship and to remove from school attendance a nonresident student whose claim is invalid. [7]</p> <p>If information contained in the sworn statement of residential support is found to be false, the student shall be removed from school after notice is given of an opportunity to appeal the student’s removal, in accordance with Board policy [7][9]</p> <p>The Board shall not be responsible for transportation to or from school for any nonresident student residing outside school district boundaries.</p> <p>Tuition rates shall be determined annually in accordance with law. Tuition shall be charged quarterly in advance of attendance. [5][10][11]</p> <p>Guidelines <u>Nonresident Children Placed in Resident’s Home</u></p> <p>Any child placed in the home of a district resident by a court or government agency shall be admitted to district schools and shall receive the same benefits and be subject to the same responsibilities as resident students. [12][13]</p>
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Residents of Institutions

A child who is living in or assigned to a facility or institution for the care or training of children that is located within this district is not a legal resident of the district by such placement; but the student shall be admitted to district schools, and a charge shall be made for tuition in accordance with law.

[10][13][14][15][16][17][18][19][20]

Students Experiencing Educational Instability

The district shall immediately admit students experiencing homelessness, foster care and other forms of educational instability, even if the required documents are unavailable, in accordance with Board policy, law and regulation. [13][21]

Former Residents

Regularly enrolled students whose parents/guardians have moved out of the school district, shall be subject to the following guidelines: [5]

1. If the parents/guardians of a twelfth grade, senior student move to another school district and thus become nonresidents any time after the close of the junior year, the senior student, if the parents so desire, will be allowed to finish the twelfth grade tuition free.
2. If the parents/guardians of a student in any other grade move to another school district and thus become nonresidents during the course of a school year, the parents must submit a written request to the Superintendent or designee, through the building principal, to have the student remain enrolled in the district. Tuition will be applicable at the daily rate for the number of school days left in the school term, payable quarterly in advance. An eleventh grade, junior student whose parents become nonresidents and who pay tuition shall not be eligible for free twelfth grade, senior tuition.

The Superintendent or designee is authorized to exercise judgment concerning an individual student remaining in the district should parents/guardians become nonresidents as a result of family upheaval, catastrophe, or similar mitigating circumstances. The Board shall be informed of each decision.

Tuition Students

The Board ensures a free and appropriate public education for students resident in this district. However, the district recognizes that occasionally nonresidents or prospective residents may wish to enroll students in this school district because of a justified need.

Written application for nonresident students to attend as tuition students may be considered for buildings or grade levels where adequate space is available. A letter of application shall be directed to the Superintendent or designee in a timely manner and contain an explanation as to why the parents/guardians seek to have a student admitted as a nonresident student. The Superintendent or designee shall present each request to the Board for approval. All decisions of the Board regarding the admission of nonresident students on a tuition basis are final and not subject to appeal.

Permission to attend as a tuition student shall be for one (1) school year, or less. Annual reapplication shall be required, at least sixty (60) days prior to the opening of school for the fall term.

Student transportation to and from school shall be the responsibility of the parents.

Should a tuition student become an attendance, academic, or discipline problem, parents shall be notified by the building principal that the student may be withdrawn if the problem is not corrected.

Students whose parents/guardians are planning to move into the district may be permitted to enroll under the following terms and conditions:

1. Upon registration, parents/guardians shall make an advance payment of tuition.
2. Parents/guardians shall continue to make quarterly payments, in advance, until residence within the district is established.
3. Upon verification of residence, a refund will be made for any portion of an advance payment applicable to the date after residence is established.
4. The Board reserves the right to require proof of planned residence, such as a building permit or sales contract.
5. No students of prospective residents will be registered in the district unless the required tuition amounts are paid.

Other Nonresident Students

A nonresident student may be admitted to district schools without payment of tuition where attendance is justified on the grounds that the student lives full-time and not just for the school year with district residents who have assumed legal dependency or guardianship or full residential support of the student. [7][8]

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Delegation of Responsibility	<p>The Superintendent or designee shall develop administrative regulations for the enrollment of nonresident students.</p> <p>The Superintendent shall recommend to the Board for its approval the admission of qualified nonresident students.</p> <p>Legal References</p> <ol style="list-style-type: none"><li>1. <u>24 P.S. 501</u></li><li>2. <u>24 P.S. 502</u></li><li>3. <u>24 P.S. 503</u></li><li>4. <u>24 P.S. 1301</u></li><li>5. <u>24 P.S. 1316</u></li><li>6. Pol. 200</li><li>7. <u>24 P.S. 1302</u></li><li>8. <u>22 PA Code 11.19</u></li><li>9. Pol. 906</li><li>10. <u>24 P.S. 2561</u></li><li>11. Pol. 607</li><li>12. <u>24 P.S. 1305</u></li><li>13. <u>24 P.S. 1331.1</u></li><li>14. <u>24 P.S. 1306</u></li><li>15. <u>24 P.S. 1307</u></li><li>16. <u>24 P.S. 1308</u></li><li>17. <u>24 P.S. 1309</u></li><li>18. <u>24 P.S. 1310</u></li><li>19. <u>24 P.S. 2562</u></li><li>20. <u>22 PA Code 11.18</u></li><li>21. Pol. 251</li><li><u>24 P.S. 1306.2</u></li><li><u>24 P.S. 2503</u></li><li><u>22 PA Code 11.41</u></li><li>Pol. 103</li><li>Pol. 103.1</li></ol>
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