5152 ADMISSION OF NON-RESIDENT STUDENTS

The Board of Education affirms that its primary responsibility is to provide the best possible educational opportunities for the children who are legal district residents and who are of legal age to attend school.

However, a non-resident student may be admitted to district schools upon payment to the district of the Board-adopted tuition charge, if and only if, in the judgment of the Superintendent of Schools:

1. there is sufficient space to accommodate the non-resident student;
2. no increase in the size of faculty or staff will be necessary to accommodate them;
3. the non-resident student *is* in good academic and disciplinary standing and has maintained consistent attendance in their current and prior school(s); and
4. the admission of such non-resident student is and continues during the enrollment period to be in the best interests of the district.

To be considered for acceptance all prior academic records inclusive of transcripts, report cards, standardized test results, attendance records, discipline records, Individualized Education Plans (IEP), and 504 plans shall be provided upon request.

All non-resident tuition agreements shall be reviewed and required on an annual (fiscal year) basis and continuous enrollment is not guaranteed. Continued enrollment is at the discretion of the District and will be considerate of the aforelisted criteria.

Homeless students entitled to attend district schools under federal and state law and regulations, who may not be currently residing in the district, are covered in policy 5151, Homeless Children. Homeless students who are not entitled to attend district schools under federal and state laws may be considered for non-resident enrollment under this policy.

This policy is not intended to cover students who are placed in district programs by agreement with, and paid for by, another school district.

Future Residents

The children of families who have signed a contract to buy or build a residence in the school district, or who have signed a lease for rental, may be enrolled during the semester in which they expect to become residents, without payment of tuition, subject to the following:

1. At the time of application for enrollment, the parent(s)/legal guardian(s) shall be required to furnish the district with a copy of the lease or contract that establishes their future residence within the district within sixty (60) calendar days of the student(s)' enrollment, and the parent(s)/legal guardian(s) shall be required to substantiate that they have become residents of the district, in accordance with policy 5150.
2. At the time of enrollment, the parent(s)/legal guardian(s) shall also be required to execute an acknowledgement that failure, for any reason, to provide appropriate evidence of residency within said sixty (60) day period will result in the student(s)' immediate removal from school in the district, and the parent(s)/legal guardian(s) responsibility for immediate payment of tuition from the date of enrollment through the date of removal at the annual rate established by the Board of Education pursuant to the formula set forth by the New York State Education Department.
3. In the case of extraordinary circumstances, the Superintendent, or his/her designee, may grant a thirty (30) day extension of time to substantiate residency.

Former Residents

Students whose families have moved out of the district on or after May 1st may continue to attend district schools for the rest of the school year without payment of tuition. Students in 12th grade whose families have moved out of the district after the start of the second semester, and who have attended district schools since 9th grade, may complete the senior year without payment of tuition. However, students who are no longer district residents due to homelessness are addressed in policy 5151, Homeless Children.

Termination

continued attendance of tuition-paying and former resident students shall be conditioned upon proper behavior in accordance with the district's Code of Conduct. Any violation of the Code of Conduct by the student(s) during the period of continued attendance, whether or not the violation results in suspension from school, may result in the student's immediate removal from attendance after minimal due process, such as notice and an opportunity to respond prior to termination. Excessive absences and tardiness may also result in the student's removal from attendance.

Transportation

Transportation to and from school will be not provided for non-resident students, and shall be the sole responsibility of the parent/guardian.

Cross-ref:

5151, Homeless Children

Ref:

Education Law §3202(2)

Adoption date:

Revised: 5/23/23

Irvington Union Free School District