

AVON GROVE SCHOOL DISTRICT

SECTION: PUPILS

TITLE: ELIGIBILITY OF
NONRESIDENT STUDENTS

ADOPTED: April 25, 2000

REVISED: August 25, 2005

202. ELIGIBILITY OF NONRESIDENT STUDENTS	
<p>1. Purpose SC 501 Title 22 Sec. 11.11</p>	<p>The Board shall operate the schools of this district for the benefit of children resident in this district and eligible for attendance. To be considered a resident of the Avon Grove School District, a child must live in a residence located within the school district boundaries with either his natural or birth parents, with the parent or another individual having legal custody or with a legal appointed guardian.</p>
<p>2. Authority SC 1301</p> <p>SC 1302</p> <p>SC 1309, 2503, 2561</p>	<p>The Avon Grove School District will not accept for education in its schools nonresident students, except as required by the Public School Code of 1949, as amended or as specifically authorized in the policy.</p> <p>The Board reserves the right and hereby authorizes the administration to verify the residency of any student and to require a sworn statement and documentation of residential support for the student, who resides with a person other than his/her parent, court appointed guardian or custodian.</p> <p>Tuition rates, where required, shall be determined in accordance with statute. Tuition shall be charged monthly, in advance of attendance.</p> <p>The Board shall not be responsible for the transportation to or from school of any student residing outside of school district boundaries except as required by law.</p>
<p>3. Guidelines SC 1305</p> <p>SC 1306, 1307, 1308, 1309 Title 22</p>	<p><u>Nonresident Children Placed In The District</u></p> <p>Any child placed in the home of a resident of this district by a court or an agency of government shall be admitted to the schools and shall receive the same benefits and be subject to the same duties as resident children. The District may request verification, in the form of a letter from the appropriate agency, that the child is residing with a foster parent or is in a pre-adoptive or adoptive home.</p> <p><u>Residents Of Institutions</u></p> <p>A child who is a resident of an institution for the care or training of children located within this district is not a legal resident of the district by such placement, but shall be admitted to the schools of this district and a charge shall be made for tuition in</p>

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Sec. 11.18	accordance with statute.
SC 1316	<p><u>Future Residents</u></p> <p>Children of families who expect to become residents and who have signed a contract to purchase a residence in the district shall be admitted to the appropriate school. Parents will pay tuition and provide transportation prior to occupying their home.</p> <p>Parents will be charged a tuition rate as set by the business manager in accordance with state statutes for the period of time they are nonresidents. Parents who anticipate moving into the District during September may, upon application, have the tuition refunded for the period of the month they are residents of the school district. Parents must provide transportation for their non-resident student.</p>
SC 1361	<p><u>Former Residents</u></p> <p>All resident students who cease to live within the boundaries of the district on or after April 1 shall be allowed to finish the school year at no tuition charge. Parents must provide transportation for their non-resident student.</p> <p>All resident students who cease to live within the boundaries of the district before April 1 may be allowed to finish the school year on a tuition basis, upon approval of the Superintendent or designee. Parents must provide transportation for their non-resident student.</p> <p>Seniors who have previously completed at least five (5) continuous years of attendance in the district may complete their senior year tuition free if a signed request is made by their parents or legal guardian. Parents must provide transportation for their non-resident student.</p> <p>Seniors who have previously completed fewer than five (5) continuous years in the District may complete their senior year with a tuition reduction calculated as the ratio of the actual number of continuous years of attendance in the District divided by five (5) years. Parents must provide transportation for their non-resident student.</p> <p>At the end of the school year all parents or guardians of students who have moved outside of the district must withdraw these students from District Schools.</p> <p><u>Nonresident Child Living with a Resident Adult Other than a Parent</u></p>

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SC 1302 Title 22 Sec. 11.19	<p>If a child lives in the home of an adult who is a legal resident of the Avon Grove School District and is supporting the child without personal compensation other than that permitted by law, the child may attend school in the Avon Grove School District if the following conditions are met:</p> <ol style="list-style-type: none">1. The adult assumes the full responsibility for the child's conduct, attendance, discipline, maintenance, financial needs and all other personal obligations relative to school and attests thereto in a signed and notarized affidavit.2. The adult makes the request to the Superintendent or his/her designee and secures his/her approval. <p>The resident shall provide required enrollment information, including, but not limited to, proof of support gratis.</p> <p><u>Foreign Exchange Students</u></p> <p>A non-resident student who is visiting this country as an exchange student in a recognized program and who lives in the district may be admitted to this district upon review and approval of the Superintendent, without payment of tuition for a period of up to one (1) year. Host families are required to notify the Superintendent in writing to seek approval for the enrollment of an exchange student at least thirty (30) days prior to the expected date of entry. Host families must also provide required documentation and registration information before students may be admitted to district schools.</p> <p><u>Foreign Students</u></p> <p>Students with visas of any type must comply with the terms and conditions of that visa, including payment of tuition when required.</p> <p>District staff may not inquire regarding the immigration status of a student as part of the enrollment process.</p> <p><u>Parental Joint Custody</u></p> <p>When a student's parents reside in different school districts due to separation, divorce or other reasons, the student shall attend school in the district of residence of the parent with whom the child lives for the majority of the time (at least 51%), unless a court order or court approved custody agreement specifies otherwise. If the parents have joint custody and time is evenly divided, the parents must declare a designated residence from which the child will be enrolled in public school for the school year.</p> <p>A form, verifying residence, with supporting documentation, shall be completed by</p>
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<p>42 U.S.C. §§ 11431 et. seq</p>	<p>the student’s parent who resides in the district and shall be cosigned by the non-resident parent, attesting to the child’s designated residence.</p> <p>Parents must provide transportation from the home located out of the district if the child resides there during the school year.</p> <p><u>Emancipated Youth</u></p> <p>A student who is less than eighteen (18) years of age residing independently in the district and not supported or supervised by his/her parents or another adult, may be registered as an adult in his/her own right assuming the person presents proof of residency and provides written verification of emancipation.</p> <p><u>Homebound/Hospital Instructional Services</u></p> <p>Resident students who attend non-public schools may access homebound/hospital instructional services from the district only by enrolling in public school during the period of such services. The student must meet residency requirements as well as standards of eligibility for homebound instruction.</p> <p><u>Homelessness</u></p> <p>Students who are or become homeless shall be enrolled in the district without being required to provide proof of residency. The district will comply fully with all applicable local, state and federal statutes and requirements.</p> <p><u>Children of Military Personnel</u></p> <p>When a Pennsylvania resident who is military personnel is deployed and his/her children are living with relatives or family friends residing in the school district, the students are entitled to attend school in the school district. These students should be enrolled utilizing the procedure for a nonresident child living with a resident adult other than a parent, except support without personal compensation or gain (gratis) shall not be considered by the district.</p> <p><u>Enforcement of Residential Status and Due Process Rights</u></p> <p>The district has the responsibility and right to use legal means available to assure that students enrolled in the district’s schools are legal residents meeting the standards of residency cited in this policy. The district will utilize standard investigation procedures including home visits, surveillance of students, verification of information with third parties, social agencies, schools and governmental organizations and agencies. The district recognizes that access to public education is a basic property right which persons cannot be denied without due process.</p>
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<p>4. Delegation of Responsibility</p>	<p>In cases where non-residency is suspected, parents and guardians shall be guaranteed the following due process rights:</p> <ul style="list-style-type: none">• Notice of the specific charges;• The right to an informal hearing;• The right to retain legal counsel;• The right to be presented with the names of witnesses against them and copies of their statements;• The right to have such witnesses appear in person and answer questions or be cross-examined.• The right to testify and present witnesses on their behalf.• The right to waive the hearing. <p>Procedures and regulations necessary for the implementation of this policy shall be adopted by the Board of School Directors, upon the recommendation of the administration and shall be in the form of an administrative rule.</p> <p>The Superintendent shall develop procedures for the enrollment of nonresident children which:</p> <ol style="list-style-type: none">1. Admit such children only on the proper application of the parent or guardian.2. Do not exclude any child, otherwise eligible, on the basis of such child's race, creed, color, national origin, or ancestry.3. Deny admission where the educational facilities or programs maintained for the children of this district are inadequate to meet the needs of the applicant.4. Make continued enrollment of any nonresident student contingent upon maintaining good standards of citizenship and discipline.5. Verify claims of residency. The verification procedure would require the registrant to produce at the time of registration and annually thereafter, documentation of residency. <p>With respect to guardianship status or other non-resident status for a student, an official guardianship form must be obtained from the administration office and properly completed. The guardianship form must then be returned to the Superintendent or his/her designee to determine the propriety of admission. The Superintendent will notify the building principals of the status of the student.</p> <p>Students attending the Avon Grove School District who have neither legal residency nor proper guardianship shall be withdrawn from the rolls.</p> <p>When a dispute arises regarding enrollment of a student, the individual attempting to</p>
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	enroll the student may file a complaint with the Superintendent <u>or the Pennsylvania Department of Education's School Services Unit.</u>
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