



## **Nonresident Students**

Consistent with Chapter 28A.225 RCW, any student who resides outside the district may apply to attend a school in the district or file the parental declaration of the intent to provide home-based instruction and enroll for ancillary services, if any. All applications for nonresident attendance or home-based instruction will be considered on an equal basis.

The Mount Vernon School District Board of Directors annually will inform parents of the inter-district enrollment options and parental involvement opportunities. Information on inter-district acceptance policies will be provided to nonresidents on request. Providing online access to the information satisfies the requirements of this policy unless A parent or guardian specifically requests information to be provided in written form. The district will not charge any transfer fees or tuition costs for enrolling eligible nonresident students.

The superintendent will develop an application form that the parent or guardian will complete to apply for the student's admission. The form will gather information such as the child's current legal residence, the school district where the student is currently enrolled or receiving home-based instruction, the basis for requesting release from the resident district, the specific building desired, and grade level (elementary) or course offerings (secondary) in which the student desires to be enrolled if accepted by the district.

The district must use the Standard Choice Transfer System in the Education Data System (EDS) to process those requests for student transfer enrollment into online or alternative learning experience programs or schools.

A student who resides in a district that does not operate a secondary program will be permitted to enroll in secondary schools in this district in accordance with state law and regulation relating to the financial responsibility of the resident district.

### **Standards for accepting or rejecting an application**

The superintendent will accept or reject an application for nonresident admission based upon the following standards:

- A. Whether acceptance of a nonresident student would result in the district experiencing significant financial hardship ("financial hardship" does not include routine programmatic costs associated with serving additional disabled or non-disabled students);

- B. Whether in the grade level or class at the building where the student desires to be enrolled has the capacity for additional students;
- C. Whether appropriate educational programs or services are available to improve the student's condition as stated in requesting release from his or her district of residence;
- D. Whether the student's disciplinary records or other documentation indicate a history of violent or disruptive behavior or gang membership (a gang means a group of three or more persons with identifiable leadership that on an ongoing basis regularly conspires and acts in concert mainly for criminal purposes);
- E. Whether the student has been expelled or suspended from a public school for more than ten consecutive days, in which case the student may apply for admission under the district's policy for readmission and reengagement of suspended or expelled students;
- F. Whether enrollment of a nonresident student would conflict with a district innovation academy cooperative under RCW 28A.340.080; and;
- G. Whether the student has repeatedly failed to comply with requirements for participation in an online school program, such as participating in weekly direct contact with the teacher or monthly progress evaluations.

**Admission or denial: Notice of decision and appeal of decision**

The superintendent, in a timely manner, will provide all applicants with written notification of the approval or denial of a nonresident student's enrollment application. If the student is to be admitted, the superintendent or the superintendent's designee will notify the resident district and make necessary arrangements for the transfer of student records.

If the application is denied, the superintendent will notify the parent or guardian in writing within 45 days from receipt of the parent's application. The notification will include the reason(s) for denial and inform the parent or guardian of their right to appeal the district's denial decision to the superintendent of public instruction or his or her designee as detailed in RCW 28A.225.230.

The parent or guardian may appeal the denial to the district's superintendent or designee. Within five business days of receipt of the parent's appeal submission, the superintendent or designee will provide the parent with a written notification of the final appeal decision to either grant or deny the student's admittance into the district.

### **Children of Full-Time Employees**

Pursuant to RCW 28A.225.225, a nonresident student who is the child of a full-time certificated or classified employee will be permitted to enroll:

- a. At the school where the employee is assigned;
  - b. At a school forming the district's kindergarten through twelfth grade continuum, which includes the school where the employee is assigned;
  - c. the student remains enrolled until he or she completes schooling; or
  - d. At a school in the district that provides early intervention services pursuant to to RCW 28A.155.065 and/or preschool services pursuant to to RCW 28A.155.070, if the student is eligible for such services.
2. The district may reject the application of a student who is the child of a full-time employee if:
- a. Disciplinary records or other evidence supports a conclusion that the student has a history of convictions, violent or disruptive behavior, or gang membership; or
  - b. The student has been expelled or suspended from a public school for more than ten consecutive days (however, the district's policies for allowing readmission of expelled or suspended students and the required reengagement procedures under this rule must apply uniformly to both resident and nonresident applicants seeking admission, pursuant to RCW 28A.225.225(2)(b)); or
  - c. The student has repeatedly failed to comply with requirements for participation in an online school program, such as participating in weekly direct contact with the teacher or monthly progress evaluations.

### **Rescinding/revoking approved Interdistrict Transfers**

A student's continuing attendance in the Mount Vernon School District School may be discontinued/rescinded/revoked during the school year in which the student was accepted if the conditions and restrictions under which the student was accepted change. Those conditions and/or restrictions include:

In the judgment of the building administrator:

1. Parents do not assume responsibility for adequate and timely transportation and supervision of the student to and from school.

2. The programs or services that would improve the student's condition as stated in the requested release from the resident district are no longer available; or are no longer proving to be of benefit to the student. Evidence of the latter may include irregular attendance, unsatisfactory academic performance or lack of effort.
3. The student's attendance does present a risk to the health and safety of other students and staff.
4. The continuing attendance of the student would now result in a programmatic or financial hardship for the district.
5. The student's disciplinary record shows a pattern of behavior that is disruptive to the educational environment of the school. Students and parents/guardians have certain due process and other rights to have student discipline and other corrective action reviewed. Constitutionally and legally sound procedures of due process are outlined below and specified in Chapter 392-400 WAC will be followed in the administration of discipline and in transfer review.
6. A student fails to establish or maintain the residence stated on any application to register or to seek a transfer to/within the district, or, if the application to register or to seek a transfer to/within the district contains any material misstatement of facts.

The Mount Vernon School District reserves the right to and may assign students to attend particular schools or programs for certain specific reasons. These reasons include, but are not limited to, (1) to impose discipline; (2) to establish a plan for re-entry as a result of a suspension or expulsion; (3) to meet academic needs; (4) to provide appropriate programming for special needs students; (5) to protect the health or safety of either the assigned student or other students or staff; (6) to avoid or lessen program disruption; and/or (7) to otherwise meet district or student needs. It is recognized that these exceptional assignments for certain students are only to be made for good reason. Any student or parent/guardian who disagrees with a district assignment to other than the student's resident attendance area school may appeal the assignment to the superintendent or his/her designee.

Legal References

RCW 28A.225.220 Adults, children from other districts, agreements for attending school Tuition

RCW 28A.225.225 Applications from nonresident students or students receiving home-based instruction to attend district school School employees' children

Acceptance and rejection standards Notification

RCW 28A.225.230 Addresses the right to appeal a denied request to OSPI.

RCW 28A.225.240 Apportionment credit

RCW 28A.225.290 Enrollment options information booklet

RCW 28A.225.300 Enrollment options information to parents

WAC 392-137 Finance Nonresident attendance

Cross References

3120 - Enrollment