

**BETHEL SCHOOL DISTRICT #52
BOARD OF EDUCATION POLICY STATEMENT**

Subject: Admission of Nonresident Students

Policy Number: JECB Effective Date: 1/2022

Date of Original Policy and Revisions: 1/84, 9/95, 5/00, 10/07, 2/12, 7/14, 6/15, 9/19

Cancels Policy: N/A Dated: N/A

Date of Next Review: 1/2025

POLICY

The District may enroll students whose legal residence is outside District boundaries as follows:

Interdistrict Transfer Agreement. By written consent of the affected school boards, the student becomes a resident of the attending district thereby allowing the attending district to receive State School Fund moneys;

Tuition Paying Student. By admitting nonresident student with tuition, whereby neither affected district is eligible for State School Fund moneys.

Court Placement. If a juvenile court determines it is in the student's best interest, a student placed in a substitute care program outside the District will continue to be considered a resident student and allowed to attend the school the student attended prior to placement. The public agency placing the student in a substitute care program will be responsible for the transportation of the student, if public agency funds are available.

The Board shall deny regular school admission to nonresident students who are under expulsion from another district for a weapons policy violation. The Board may deny admission to nonresident students who are under expulsion from another district for reasons other than a weapons policy violation.

Consent for Admission of a Nonresident Student by Interdistrict Transfer

Annually, by March 1, the Board shall establish the number of student transfer requests into the District, and out of the District, to which consent will be given for the upcoming school year.

The Board may not consider nor ask for any information from the student about race, religion, sex, sexual orientation, ethnicity, national origin, disability, health, whether a student has an individualized education program (IEP) or the terms of that IEP, identified as talented and gifted, income level, residence, proficiency in English, athletic ability, or academic records. The Board may not request or require the student to participate in an interview, tour any of the schools or facilities, or otherwise meet with any representatives of the school or District prior to the District deciding whether to give consent.

The Board may ask for the student's name, contact information, date of birth, grade level, whether the student may be given priority on consent for admission, information about which schools the student prefers to attend, and whether the student is currently expelled.

Requests for an interdistrict transfer must be made by the guardian (or emancipated minor or student age 18 or older) and submitted in writing (on forms provided by the District) to the principal or designee of the school the student wishes to attend.

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If the number of students seeking consent exceeds the number of spaces, the Board will use an equitable lottery selection process. The process may give priority to students already attending on an interdistrict transfer; students who have siblings currently enrolled in the District; or students who previously received consent for admission because of a change in legal residence.

The Board may revise the maximum number of students to whom consent will be given at a time other than the annual date established by the Board if there are no pending applications for consent.

If the Board decides not to give consent to a student, the Board must provide a written explanation to the student.

The District may require minimum standards of behavior and/or attendance once the student has been accepted. The minimum standards must be the same for all students that are given consent. The District is not allowed to establish minimum standards for academics as a criteria for the student to remain in the District. Students whose consent is revoked for violation of set attendance and/or behavior standards will not be allowed to apply for consent to return to this District in the same or the following school year.

The Board may determine the length of time consent is given. Any limitations in length of time must be applied consistently among all students to whom consent is given.

The District is not required to provide transportation outside the boundaries of the District. The student will be allowed to use existing bus routes and transportation services of the District. Transportation will be provided if required by federal law.

The attending district is responsible for a free appropriate public education for those students on an IEP.

Consent for Admission of a Tuition Paying Student

1. The application for admission must be submitted through the Superintendent's office.
2. Admission and annual renewal must be approved by the Superintendent or designee.
3. Admission of students paying tuition will result in a tuition agreement between the parties and will be filed with the business office for billing and payment control.
4. The business manager shall prepare semester bills for all tuition paying students, and any student whose tuition remains unpaid for 15 days after presentation of bills shall be excluded; the Superintendent or designee may grant additional time for payment should circumstances warrant it.
5. The length of time for consent is the current academic year upon enrollment. Students receiving consent must resubmit an application annually.

The Board designates the Superintendent or designee to develop and maintain processes to implement this policy.

REPORTS

None.

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ATTACHMENTS

None.

END OF POLICY

REFERENCES / COMMENTS

Legal Reference(s):

[ORS 327.006](#)

[ORS 329.485](#)

[ORS 335.090](#)

[ORS 339.115](#) - [ORS 339.133](#)

[ORS 339.141](#)

[ORS 339.250](#)

[ORS 343.221](#)

[ORS 433.267](#)

[OAR 581-021-0019](#)