

Students

SUBJECT: NON-RESIDENT STUDENTS

The Board of Education authorizes the Superintendent of Schools to accept non-resident students without payment of tuition on the basis of any one of the following criteria:

- a) If the parent(s) or guardian(s) of a resident Grade 12 student moves from the District after the year has begun, the parents must make a written request to the Superintendent of Schools. If the Superintendent authorizes the request, the student may continue in attendance for the balance of the school year on a tuition free basis.
- b) If the parent(s) or guardian(s) of a resident student in grades K-11 moves from the District after April 1st, the parent must make a written request to the Superintendent of Schools. If the Superintendent authorizes the request, the student may continue in attendance tuition free for the balance of the school year.
- c) If an emancipated student moves from the School District, similar procedures will be followed as outlined in Section a and b of this policy.
- d) If the parent(s) or guardian(s) of a non-resident student give written assurances of intention to become residents of the District within ninety (90) calendar days of the academic year, the student will be accepted without payment of tuition with the following conditions:
 1. In the case of the purchase of an already built house, the closing on the house must be within ninety (90) calendar days.
 2. In the case of new construction, a notarized letter by the builder indicating that the home will be completed within ninety (90) calendar days.
 3. All transportation to and from school will be the responsibility of the parents while they are residing outside of the District.
 4. Failure of parent or guardian to establish legal residence within the District by the promised date, shall constitute sufficient reason for the Superintendent to charge the parent tuition from the date of child's enrollment.
 5. In case of extenuating circumstances, the Superintendent is authorized to grant an extension.
- e) In order for a non-resident student to become a legal resident she/he must reside in the home of a District resident and that resident must be his/her custodian through written assignment. Both the parents and custodian must complete separate affidavits with both signatures witnessed by a Notary Public or be assigned by the decision of the local Department of Social Services. The student will not be considered registered unless both affidavits are filled out

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SUBJECT: NON-RESIDENT STUDENTS (Cont'd.)

completely and the parent and custodian appear at registration with the new student. If the sole purpose of the student moving into the District with someone other than his/her parents is to allow the child to attend school in the District, the District is not required to accept the student. The District may withdraw the privilege of a non-resident student attending District schools for submission of fraudulent information, disciplinary problems, or if it compromises educational opportunity for any District resident student. If a student is attending Schalmont Schools under fraudulent information, parents/guardians will be charged for such services. Guardianship forms will be approved for only one academic school year.

Tuition Paying Non-Resident Students

The Board of Education authorizes the Superintendent of Schools to accept non-resident students upon written request of their parent, guardian or emancipated student or a neighboring School District, and upon payment of the tuition determined annually by the Board of Education, if space is available.

The Superintendent, prior to accepting any non-resident student, shall determine that in no way will this acceptance compromise the educational opportunity of any resident student

Acceptance of a tuition student presumes that he/she will benefit from the program. He/she must demonstrate satisfactory behavior and academic progress in order to justify and continue the privilege of attending District Schools.

Prior to any residency determination, the District will offer the parent(s)/guardian(s) an opportunity to submit information concerning the child's right to attend school in the District.

The District will provide written notice of any adverse residency determination and the basis for its decision within two (2) business days of its determination. The District will provide written notice of the right to appeal to the Commissioner of Education.

Education Law Sections 1709(13), 2045 and
3202
8 New York Code of Rules and Regulations
(NYCRR) Section 174.2

