

INTERDISTRICT ATTENDANCE

The Governing Board recognizes that students who reside in one district may choose to attend school in another district and that such choices are made for a variety of reasons.

(cf. 0520.3 - Title I Program Improvement Districts)
(cf. 5111.12 - Residency Based on Parent/Guardian Employment)
(cf. 5116.1 - Intradistrict Open Enrollment)

Interdistrict Attendance Permits

Upon request by students' parents/guardians, the Superintendent or designee may approve interdistrict attendance permits with other districts on a case-by-case basis to meet individual student needs.

The interdistrict attendance agreement shall not exceed a term of five years and shall stipulate the terms and conditions under which interdistrict attendance shall be permitted or denied. (Education Code 46600)

The Superintendent or designee may deny applications for interdistrict transfers because of overcrowding within district schools or limited district resources.

Legal Reference:

EDUCATION CODE

- 41020 Annual district audits*
- 46600-46611 Interdistrict attendance agreements*
- 48204 Residency requirements for school attendance*
- 48300-48316 Student attendance alternatives, school district of choice program*
- 48915 Expulsion; particular circumstances*
- 48915.1 Expelled individuals: enrollment in another district*
- 48918 Rules governing expulsion procedures*
- 48980 Notice at beginning of term*
- 52317 Regional Occupational Center/Program, enrollment of students, interdistrict attendance*

ATTORNEY GENERAL OPINIONS

- 87 Ops. Cal. Atty. Gen. 132 (2004)*
- 84 Ops. Cal. Atty. Gen. 198 (2001)*

COURT DECISIONS

- Crawford v. Huntington Beach Union High School District, (2002) 98 Cal.App.4th 1275*

Management Resources:

WEB SITES

- CSBA: <http://www.csba.org>*
- California Department of Education: <http://www.cde.ca.gov>*

Policy
adopted: 3/23/10
(4/12/05)

SELMA UNIFIED SCHOOL DISTRICT
Selma, California

INTERDISTRICT ATTENDANCE

Interdistrict Attendance Permits

The Superintendent or designee may approve an interdistrict attendance permit for a student for any of the following reasons:

1. To meet the child care needs of a student

Such students may be allowed to continue to attend district schools only as long as they continue to use a child care provider within district boundaries.

2. To meet the student's special mental or physical health needs as certified by a physician, school psychologist, or other appropriate school personnel

(cf. 6159 - Individualized Education Program)

3. When the student has a sibling attending school in the receiving district, to avoid splitting the family's attendance
4. To allow the student to complete a school year when his/her parents/guardians have moved out of the district during that year
5. To allow the student to remain with a class graduating that year from an elementary, junior, or senior high school
6. To allow a high school senior attend the same school he/she attended as a junior, even if his/her family moved out of the district during the junior year
7. When recommended by the School Attendance Review Board or by county child welfare, probation, or social service agency staff in documented cases of serious home or community problems which make it inadvisable for the student to attend the school of residence

(cf. 5113.1 - Truancy)

8. When there is valid interest in a particular educational program not offered in the district of residence
9. To provide a change in school environment for reasons of personal and social adjustment

Every interdistrict attendance permit shall stipulate the terms and conditions under which the permit may be revoked. (Education Code 46600)

The Superintendent or designee may deny initial requests for interdistrict attendance permits if school facilities are overcrowded at the relevant grade level or based on other

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considerations that are not arbitrary. However, once a student is admitted, the district may not deny him/her continued attendance because of overcrowded facilities at the relevant grade level.

Within 30 days of a request for an interdistrict permit, the Superintendent or designee shall notify the parents/guardians of a student who is denied interdistrict attendance regarding the process for appeal to the County Board of Education as specified in Education Code 46601.

(cf. 5145.6 - Parental Notifications)

Students who are under consideration for expulsion or who have been expelled may not appeal interdistrict attendance denials or decisions while expulsion proceedings are pending, or during the term of the expulsion. (Education Code 46601)

(cf. 5119 - Students Expelled from Other Districts)
(cf. 5144.1 - Suspension and Expulsion/Due Process)

Enrollment Priorities

1. Based on availability of space, all students residing within a school's attendance area shall be eligible to attend that school.
2. During the first two weeks of each school year, no student currently residing within a school's attendance area shall be displaced by another student.
3. A child of an employee who resides within the district and works in a given school attendance area shall be considered a resident of that attendance area.
4. No student who resides within the school attendance area and is currently on a waiting list shall be displaced by students transferring from outside the attendance area.
5. Once a parent/guardian rejects an opportunity for placement from a waiting list, that child's name shall be removed from the waiting list.
6. Based on availability of space, students will be admitted to a school in the following order:
 - a. Children who reside in the attendance area, as verified by residency requirement (AR 5111.1).
 - b. Children of employees who live in the district and work at the school site.
 - c. Children whose parents/guardians have filed an "Affidavit of Residence" with the appropriate verification (AR 5111.1).

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- d. Children whose parents/guardians have filed an "Affidavit of Residence," but do not have appropriate verification (AR 5111.1).
- e. Children on approved intradistrict transfers.
- f. Children of employees who have an interdistrict transfer on file.
- g. Children on interdistrict transfers.