

# MONTGOMERY AREA SCHOOL DISTRICT

SECTION: PUPILS

TITLE: ELIGIBILITY OF NON-RESIDENT STUDENTS

ADOPTED: February 16, 1981

REVISED: March 15, 2005

202. ELIGIBILITY OF NONRESIDENT STUDENTS	
<p>1. Purpose SC 501, 502</p>	<p>The Board shall operate district schools for the benefit of students <b>residing</b> in this district who are eligible for attendance.</p>
<p>2. Authority SC 1301, 1316 Pol. 200</p>	<p>The Board may permit the admission of nonresident students in accordance with Board policy.</p>
<p>SC 1302 Title 22 Sec. 11.19</p>	<p>The Board shall require that appropriate legal documentation showing dependency or guardianship or a sworn statement of full residential support be filed with the Board Secretary before an eligible nonresident student may be accepted as a student in district schools. The Board may require a resident to submit additional, reasonable information to substantiate a sworn statement, in accordance with guidelines issued by the Department of Education and criteria listed in this policy.. The Board reserves the right to verify claims of residency, dependency and guardianship and to remove from school attendance a nonresident student whose claim is invalid.</p>
<p>SC 1302 Pol. 906</p>	<p>If information contained in the sworn statement of residential support is found to be false, the student shall be removed from school after notice is given of an opportunity to appeal the student's removal, in accordance with Board Policy 906, Public Complaints.</p> <p>The Board shall not be responsible for transportation to or from school for any nonresident student residing outside school district boundaries.</p>
<p>SC 1316, 2561 Pol. 607</p>	<p>Tuition rates shall be determined in accordance with statute. Tuition shall be charged monthly, semi-annually or annually based on a written agreement with parent/guardian. The tuition rates charged shall be computed by the Supervisor of Business Services in accordance with requirements of Section 2561 of the School Code.</p>

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<p>3. Guidelines</p> <p>SC 1305</p> <p>SC 1306, 1307, 1308, 1309, 1310 Title 22 Sec. 11.18</p> <p>SC 1316</p> <p>SC 1316</p> <p>SC 1302 Title 22 Sec. 11.19</p> <p>4. Delegation of Responsibility</p>	<p><u>Nonresident Children Placed In The District</u></p> <p>Any child placed in the home of a district resident by a court or government agency shall be admitted to district schools and shall receive the same benefits and be subject to the same responsibilities as resident children.</p> <p><u>Residents Of Institutions</u></p> <p>A child who is living in or assigned to a facility or institution for the care or training of children that is located within this district is not a legal resident of the district by such placement; but s/he shall be admitted to district schools, and a charge shall be made for tuition in accordance with statute.</p> <p><u>Future Residents</u></p> <p>A student eligible for attendance whose parent/guardian has executed a contract to buy, build or rent a residence in this district for occupancy by July 1 may be enrolled without payment of tuition at the beginning of the school year, provided that the anticipated date of residency is not later than October 1 of the same school year.</p> <p>If the student does not become a resident of the district by the end of the period for which free attendance is given, tuition shall be required until residency is established.</p> <p>Parents/Guardians of students who claim admission on the basis of future residency shall be required to demonstrate proof of the anticipated residency.</p> <p><u>Former Residents</u></p> <p>Regularly enrolled students whose parents/guardians have moved out of the school district may be permitted to finish the school year without payment of tuition when the student is completing the senior year and will graduate.</p> <p><u>Other Nonresident Students</u></p> <p>A nonresident student may be admitted to district schools without payment of tuition where attendance is justified on the grounds that the student lives fulltime and not just for the school year with district residents who have assumed legal dependency or guardianship or full residential support of the student.</p> <p>The Superintendent or designee shall develop procedures for the enrollment of nonresident students which:</p> <ol style="list-style-type: none"> <li>1. Admit such students only on proper application and submission of required documentation by the parent/guardian.</li> </ol>
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<p>Pol. 103</p>	<p>2. Verify claims of residency.</p> <p>3. Do not exclude any eligible student on the basis of race, creed, color, gender, sexual orientation, national origin, ancestry, or handicap/disability.</p> <p>4. Deny admission where the educational facilities or program maintained for district students is inadequate to meet the needs of the applicant.</p> <p>5. Make continued enrollment of any nonresident student contingent upon maintaining established standards of attendance, discipline and academics.</p> <p>The Superintendent shall recommend to the Board for its approval the admission of qualified applicants.</p> <p>References: School Code – 24 P.S. Sec. 501, 502, 1301, 1302, 1305, 1306, 1306.2, 1309, 1310, 1316, 2503, 2561</p> <p>State Board of Education Regulations – 22 PA Code Sec. 11.18, 11.19, 11.41</p> <p>Board Policy – 103, 200, 609, 906</p>
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