

SMYRNA SCHOOL DISTRICT

District Policy

Article: 5000 Students

Title: Eligibility of Nonresident Students

Policy #: 5111

PURPOSE:

The Board shall operate the schools of this district for the benefit of children residing in this district and eligible for attendance. By following the provisions of state statute, no pupil shall be transferred from one school district to another school district without the written approval of the School Board of both the sending and receiving districts. The receiving district shall collect a tuition charge for a nonresident student (Delaware Code §201 and §202). Tuition will not be charged for students who are children of district employees.

The Board may permit the admission of nonresident students in accordance with the terms of this policy (Delaware Code §602).

AUTHORITY:

A. Nonresident Children Placed in the District

Any child placed in the home of a resident of this district by a court or an agency of government shall be admitted to the schools and shall receive the same benefits and be subject to the same duties as resident children.

The Board reserves the right to verify the residency of any student and to require a sworn statement of residential support for the student who resides with a person other than his/her parent, guardian or custodian.

B. Future Residents

A child otherwise eligible for attendance whose parent has executed a contract to buy, build or rent a residence in this district for occupancy, may be enrolled. Parents of children who claim admission on the basis of future residency shall be required to demonstrate proof of the anticipated residency. The Board reserves the right to verify such claims, and to remove from school a nonresident student whose claim is invalid.

C. Former Residents

Regularly enrolled students in grades K-11 whose parents have moved out of the school district may be permitted to finish the semester without payment of tuition. Regularly enrolled students in grade 12 whose parents have moved out of the school district may be permitted to finish the school year without payment of tuition.

D. Other Nonresident Students

The Superintendent, with the principal, shall develop procedures for the enrollment of nonresident children based upon proper application of the parent or guardian. These procedures may not (1) exclude any child, otherwise eligible, on the basis of such child's race, creed, color, national origin or ancestry and verification of residency; (2) deny admission where the educational facilities or program maintained for the children of this district are inadequate to meet the needs of the applicant; or (3) make continued enrollment of any nonresident student contingent upon maintaining good standards of citizenship and discipline.

DELEGATION OF RESPONSIBILITY:

The Superintendent, upon advice of the principal and presentation of proper conditions, shall report to the Board annually information on the enrollment of each nonresident student. The Board shall not be responsible for the transportation to or from school of any student residing outside of school district boundaries.

Tuition rates shall be determined in accordance with statute (Delaware Code §602b).

Tuition charges shall be paid by the School Board of the sending district in which the pupil is a resident (Delaware Code §602a).

Approved by Board of Education 08/28/90