

## Nonresident Students

Consistent with [Chapter 28A.225 RCW](#), any student who resides outside the district may apply to attend a school in the district or file the parental declaration of the intent to provide home-based instruction and enroll for ancillary services, if any. All applications for nonresident attendance or home-based instruction will be considered on an equal basis.

The Pateros Board of Directors annually will inform parents of the inter-district enrollment options and parental involvement opportunities. Information on inter-district acceptance policies will be provided to nonresidents on request. Providing online access to the information satisfies the requirements of this policy unless a parent or guardian specifically requests information to be provided in written form. The district will not charge any transfer fees or tuition costs for enrolling eligible nonresident students.

The superintendent will develop an application form that the parent or guardian will complete to apply for the student's admission. The form will gather information such as the child's current legal residence, the school district where the student is currently enrolled or receiving home-based instruction, the basis for requesting release from the resident district, the specific building desired, and grade level (elementary) or course offerings (secondary) in which the student desires to be enrolled if accepted by the district.

The district must use the Standard Choice Transfer System in the Education Data System (EDS) to process those requests for student transfer enrollment into online or alternative learning experience programs or schools.

A student who resides in a district that does not operate a secondary program will be permitted to enroll in secondary schools in this district in accordance with state law and regulation relating to the financial responsibility of the resident district.

### **Standards for accepting or rejecting an application**

The superintendent will accept or reject an application for nonresident admission based upon the following standards:

- A. Whether acceptance of a nonresident student would result in the district experiencing significant financial hardship ("financial hardship" does not include routine programmatic costs associated with serving additional disabled or non-disabled students);
- B. Whether in the grade level or class at the building where the student desires to be enrolled has the capacity for additional students;
- C. Whether appropriate educational programs or services are available to improve the student's condition as stated in requesting release from his or her district of residence;
- D. Whether the student's disciplinary records or other documentation indicate a history of violent or disruptive behavior or gang membership (a gang means a group of three or more persons with identifiable leadership that on an ongoing basis regularly conspires and acts in concert mainly for criminal purposes);
- E. Whether the student has been expelled or suspended from a public school for more than ten consecutive days, in which case the student may apply for admission under the district's policy for readmission and reengagement of suspended or expelled students; and

- F. Whether enrollment of a nonresident student would conflict with a district innovation academy cooperative under [RCW 28A.340.080](#).
- G. Whether the student has repeatedly failed to comply with requirements for participation in an online school program, such as participating in weekly direct contact with the teacher or monthly progress evaluations.

**Admission or denial: Notice of decision and appeal of decision**

The superintendent, in a timely manner, will provide all applicants with written notification of the approval or denial of a nonresident student's enrollment application. If the student is to be admitted, the superintendent or the superintendent's designee will notify the resident district and make necessary arrangements for the transfer of student records.

If the application is denied, the superintendent will notify the parent or guardian in writing within 45 days from receipt of the parent's application. The notification will include the reason(s) for denial and inform the parent or guardian of their right to appeal the district's denial decision to the Superintendent of Public Instruction or his or her designee as detailed in [RCW 28A.225.230](#).

The parent or guardian may appeal the denial to the district's superintendent or designee. Within five business days of receipt of the parent's appeal submission, the superintendent or designee will provide the parent with a written notification of the final appeal decision to either grant or deny the student's admittance into the district.

**Revocation of Acceptance**

The district may revoke its acceptance of a nonresident student's admission for the same reasons it could deny admission, which are described above. Additionally, the district may revoke its acceptance if the nonresident student's transfer request materials are false or inaccurate or if the nonresident student provided incomplete information on his or her application.

Once the district decides to revoke its acceptance, it will provide written notice of the revocation to the resident school district and the nonresident student's parent or guardian. The notice of revocation will specify the reason for revocation and notify the nonresident student's parent or guardian of the right to appeal. The same appeal procedures that apply to denials of applications apply to decisions to revoke acceptance.

The resident school district becomes responsible for the nonresident student's education once it receives written notice of the revocation.

**Children of full-time employees**

1. Pursuant to [RCW 28A.225.225](#), a nonresident student who is the child of a full-time certificated or classified employee will be permitted to enroll:
  - a. At the school where the employee is assigned;
  - b. At a school forming the district's kindergarten through twelfth grade continuum, which includes the school where the employee is assigned; the student remains enrolled until he or she completes schooling; or
  - c. At a school in the district that provides early intervention services pursuant to [RCW 28A.155.065](#) and/or preschool services pursuant to [RCW 28A.155.070](#), if the student is eligible for such services.

2. The district may reject the application of a student who is the child of a full-time employee if:
- a. Disciplinary records or other evidence supports a conclusion that the student has a history of convictions, violent or disruptive behavior, or gang membership; or
  - b. The student has been expelled or suspended from a public school for more than ten consecutive days (however, the district's policies for allowing readmission of expelled or suspended students and the required reengagement procedures under this rule must apply uniformly to both resident and nonresident applicants seeking admission, pursuant to [RCW 28A.225.225\(2\)\(b\)](#));
  - c. Enrollment of the nonresident child would displace a child who is a resident of the district (however, if a nonresident student is the child of a full-time employee and has been enrolled under section 1 above, the student must be permitted to remain enrolled in the school or in the district's transitional kindergarten through twelfth grade continuum); or
  - d. The student has repeatedly failed to comply with requirements for participation in an online school program, such as participating in weekly direct contact with the teacher or monthly progress evaluations.

Cross References:

3120 – Enrollment  
3155 – Homeless Students - Enrollment Rights and Services

Legal References:

RCW 28A.225.220 Adults, children from other districts, agreements for attending school — Tuition  
RCW 28A.225.225 Applications from nonresident students or students receiving home-based instruction to attend district school — School employees' children — Acceptance and rejection standards — Notification  
RCW 28A.225.230 Appeal from certain decisions to deny student's request to attend nonresident district - Procedure  
RCW 28A.225.240 Apportionment credit  
RCW 28A.225.290 Enrollment options information booklet RCW 28A.225.300 Enrollment options information to parents  
RCW 28A.250.070 Rights of students to attend nonresident school district for the purposes of enrolling in alternative learning experience programs— Standard release form.  
WAC 392-137 Finance — Nonresident attendance

Management Resources:

2018 – December Issue  
2015 - October Policy Issue  
Policy News, June 2003 Enrolling children of School Employees  
Policy News, September 1999 School safety bills impact policy

Adoption Date: Nov 2002

Pateros School District

Classification: Essential

Revised Dates: 1.2009; 12.2015; 2.2019; 4.2022