

Version A

Book Policy Manual
Section 200 Pupils
Title Eligibility of Nonresident Students
Code 202
Status Review
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Last Revised
Last Reviewed
Prior Revised Dates

Purpose

The Board shall operate district schools for the benefit of students residing in this district who are eligible for attendance.[\[1\]](#)[\[2\]](#)[\[3\]](#)

Authority

The Board may permit the admission of nonresident students in accordance with Board policy.[\[4\]](#)[\[5\]](#)[\[6\]](#). Applications are due by July 1st for the fall semester and December 1st for the spring semester.[\[4\]](#)[\[5\]](#)[\[6\]](#)

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.[\[7\]](#)[\[8\]](#)

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.[\[7\]](#)

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.[\[7\]](#)[\[9\]](#)

The Board shall not be responsible for transportation to or from school for any nonresident student residing outside school district boundaries.

Tuition rates shall be determined annually in accordance with law. Tuition shall be charged and paid prior to the start of each semester, in advance of attendance.[\[5\]](#)[\[10\]](#)[\[11\]](#)

Guidelines

Nonresident Children Placed in Resident's Home

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 students.[\[12\]](#)

Residents of Institutions

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 law.[10][13][14][15][16][17][18][19]

Prospective Residents

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 September 30th may be enrolled with payment of tuition, which shall be refunded when the child becomes a resident of the district.[5]

Parents/Guardians of students who claim admission on the basis of future residency shall be required to demonstrate proof of the anticipated residency.

Former Residents

Regularly enrolled students whose parents/guardians have moved out of the school district may be permitted to continue attendance under certain conditions. If the move has occurred within the last half of any marking period, the student may be permitted to complete that period in the district without payment of tuition.

Documentation as to local parental supervision is required.

If the move has occurred within the last semester of the student's senior year, they may complete that year without payment of tuition.[5]

Other Nonresident Students

A nonresident student may be admitted to district schools without payment of tuition where attendance is justified on the grounds that the student lives full-time and not just for the school year with district residents who have assumed legal dependency or guardianship or full residential support of the student.[7][8]

The district shall immediately enroll homeless students, even if the student or parent/guardian is unable to produce the required documents, in accordance with Board policy, laws and regulations.[20]

Children Residing With a Resident Adult Other Than The Natural Parent

A child residing with a resident adult other than their natural parents is entitled to school privileges without the payment of tuition only upon meeting certain conditions and providing satisfactory evidence of the same. The conditions are that the resident adult that the child is residing with must file with the Superintendent or designee the following:

1. Appropriate legal documentation showing dependency or guardianship.
2. A sworn (notarized) statement that the signer is a resident of the district, is supporting the child gratis (without personal compensation or gain) will assume all personal obligations for the child relative to school requirements, intends to so keep and support the child continuously and not merely through the school term, and, when required, reasonable information submitted by the resident to substantiate the sworn statement. Each adult resident that the child lives with must provide a sworn statement.

Juveniles Incarcerated in Adult Facilities

A juvenile who is eligible for educational services and is confined to an adult local correctional institution following conviction for a criminal offense shall receive educational services from the district in the same manner and extent as an expelled student.[\[21\]](#)[\[22\]](#)

A juvenile who is eligible for educational services and is confined to an adult local correctional institution following a charge for a criminal offense shall receive educational services from the district in the same manner and extent as a student placed in an alternative educational program for disruptive students.[\[21\]](#)

Delegation of Responsibility

The Superintendent or designee shall develop **administrative regulations** for the enrollment of nonresident students.

The Superintendent shall recommend to the Board for its approval the admission of qualified **nonresident** students.

Legal

1. 24 P.S. 501
2. 24 P.S. 502
3. 24 P.S. 503
4. 24 P.S. 1301
5. 24 P.S. 1316
6. Pol. 200
7. 24 P.S. 1302
8. 22 PA Code 11.19
9. Pol. 906
10. 24 P.S. 2561
11. Pol. 607
12. 24 P.S. 1305
13. 24 P.S. 1306
14. 24 P.S. 1307
15. 24 P.S. 1308
16. 24 P.S. 1309
17. 24 P.S. 1310
18. 24 P.S. 2562
19. 22 PA Code 11.18
20. Pol. 251
- 24 P.S. 1306.2
- 24 P.S. 2503
- 22 PA Code 11.41
- Pol. 103
- Pol. 103.1