

# RED HOOK CENTRAL SCHOOL DISTRICT

## Policy Governing the Admission of Non-Resident Students

Policy #1002

### **General Statement of Policy:**

The Red Hook Central School District recognizes that its primary obligation to provide a free public education to all school age children who reside within the District. When the Superintendent of Schools determines that classroom space is available within the District and the District is able to offer such placement without incurring any additional cost to the taxpayers of Red Hook Central School District it shall be the policy of the Board of Education to admit nonresident students to its schools upon the payment of tuition, as set by the Board of Education in accordance with the laws and regulations of the State of New York.

This policy shall have no application to determinations by the committee on special education or a designated screening committee's review and consideration of a student referred to the district on from another public school district's committee on special education for consideration of placement into one of the District's special education programs under Education Law §4401(2) (b); Part 200 of Commissioner's Regulations or the Individuals with Disabilities Education Act.

Nothing in this policy shall authorize the admission or maintenance of a nonresident student whose admission/maintenance as student in the district requires any additional expenditure to the Board of Education, the hiring of additional staff, or a waiver of an existing classroom teacher-student ratio, as established by law, board policy, contract, or regulation.

Notwithstanding its general policy, and subject to the terms and conditions set forth below, tuition shall not be charged for:

- The children of families who have contracted to build or buy a residence in the district as of the semester they expect to become physical residents of the District, in which case they may attend school in the District without payment of tuition. The Fall semester shall run from September 1 through January 31. Spring semester shall run from February 1 through June 30.
- At the beginning of the semester during which the family seeks to enroll a nonresident child, or at the time such child enrolls, the parents of the child shall certify to the District in writing of his or her intention to become residents of and physically residing in the District during such semester, and indicate the expected date they will occupy the residence in the District.
- In the event that the child does not move into the District during the semester indicated in the written certification, and the child has attended school during such semester, the parents of such child shall be liable for tuition during the time in which the child attended as a nonresident student. The Superintendent shall determine a time at which such a non-resident student will be unenrolled.
- A high school senior whose family moves out of the District at any time prior to the end of the school year.

- Students who are accepted to one of the district's special education programs by the Director of Special Education pursuant to a contract with another school district
- Students placed in the District as the result of a mandate from the State or the Commissioner of Education.

### **Terms and Conditions Governing the Admission of Tuition-Paying Non-Resident Students**

Non-resident students shall be admitted to the extent space is available in existing classrooms and upon a determination that the needs of the students can be met within the District's existing programs and by the District's existing staff. The Superintendent of Schools shall be authorized to admit a non-resident student upon his/her determination that:

- The student's educational needs can be met by existing staff;
- Such admission shall not require the expenditure of additional local funds or the hiring of additional staff except to the extent that the Board of Education contracts out for such services for its resident students; and
- The student's admission shall not cause a classroom to exceed student capacity as defined by law, regulation or board policy.
- The student is determined to be a student in good standing in his/district of residence (*i.e.* is not on academic probation or otherwise the subject of any out of school suspensions in the past school year).

As a condition of acceptance of a non-resident student, the Parents of such student and the student, as applicable, agree to the following:

- The Parents shall be responsible for arranging the transportation of the student to and from the District and shall provide the District with the name of another adult who shall be responsible for the transportation of the student, if the parent is not available, in the event of early dismissal.
- Failure to make appropriate arrangements for the transportation of a non-resident student, including on days requiring early dismissal due to emergency or otherwise, shall result in the student's dismissal from the district.
- The student shall be subject to the same rules governing student attendance and student discipline as resident students and shall be required to comply with the same rules. Any violations of school rules, including, but not limited to, excessive tardiness, truancy or other infractions that would result in the suspension of a resident student from school, shall constitute a basis for the student's immediate dismissal.
- Prior to such dismissal, the District shall provide the Parent with written notice of the basis for its determination and shall notify the Parent of the right to request an informal

conference with the Superintendent of Schools, who shall provide an opportunity for the Parent and student to present their concerns.

- The decision of the Superintendent shall be final except a parent may appeal such decision to the Board of Education within thirty (30) days of such determination upon written notice with a statement of the reasons for such appeal.
- A non-resident student dismissed for disciplinary reasons or nonattendance pursuant to this policy shall not be readmitted under this policy.
- Extra Curricular Activities - To the extent otherwise eligible, all non-resident students admitted pursuant to this policy shall be allowed to participate in all activities/sporting opportunities to the same extent as resident students of the District, except that the Parents of such students shall be responsible for their transportation from any after school activities to their home.

### **Policy Review**

This policy shall sunset one year from the date of ratification without the Board's action.

Nothing in this policy shall require the District to assume responsibilities for the education of a non-resident student beyond those specifically outlined above. All services not specifically referred to herein shall remain the obligation of the student's district of residence, including, but not limited to, kindergarten screening, any referrals, evaluations and program reviews by the committee on special education, the provision of any special services to which the student may otherwise be entitled which are not available within the District in a manner consistent with the terms and conditions of the policy set forth herein.

### **Siblings**

Nothing in this policy provides for the automatic admission of a non-resident student on the basis that a sibling is admitted.

Policy Accepted: 8/13/14