

# PENN MANOR SCHOOL DISTRICT

SECTION: PUPILS

TITLE: ELIGIBILITY OF  
NONRESIDENT STUDENTS

ADOPTED: September 13, 2010

REVISED:

202. ELIGIBILITY OF NONRESIDENT STUDENTS	
<p>1. Purpose SC 501, 502, 503</p>	<p>The Board shall operate district schools for the benefit of students residing 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 and continued enrollment of nonresident students in accordance with Board policy.</p> <p>The district shall provide a free education for every individual of school age who, as a matter of law, is entitled to a free education in the district.</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 shall require periodic supporting documentation showing dependency or guardianship to verify the student's right to continue to attend the district's schools.</p>
<p>SC 1302</p>	<p>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.</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 annually in accordance with law. Tuition shall be charged on a semester basis. The tuition charge shall be prorated if attendance commences during a semester.</p>

<p>3. Guidelines</p>	<p>Tuition shall be payable in advance of the student being permitted to attend the district's schools. The tuition payment shall be nonrefundable, whether the student withdraws from school for any reason or is suspended or expelled from school.</p> <p>When significant hardship is documented, the Superintendent, in cooperation with the Administrative Assistant for Business, may structure an adjusted schedule of payments.</p> <p>Although the Board will generally permit only students who reside within the school district to attend the district's schools, the Board may consider requests to permit nonresident students to attend the district's schools. Whether to permit a nonresident student to attend the district's schools shall be reviewed on a case-by-case basis and shall be decided in each instance within the Board's absolute discretion. Whether to permit a nonresident student to attend the district's schools shall be made in advance of the student's attendance; shall be effective only for the school year, or for the balance of the current school year; shall be reviewed annually; and may be continued, or not continued, in the Board's absolute discretion.</p> <p>Although the determination of whether to accept a nonresident student is within the Board's absolute discretion, the Board shall consider in each instance the Superintendent's recommendation which shall consider, among other things, whether space is available; the student's disciplinary record; the particular needs of the student and the student's parents/guardians and the district's ability to accommodate those needs; and the student's academic record.</p> <p>If the Board approves attendance of a nonresident student, the student's attendance shall be subject to payment in advance of the tuition charge; the student's complying with all rules and regulations which are applicable to students who reside within the district; the student's achieving/maintaining a grade average of "C" or better in all academic subjects; the student's providing transportation to and from school; and student's complying with any other reasonable rules and regulations approved by the Superintendent.</p> <p>In the event of noncompliance with any of the foregoing requirements, the nonresident student may be suspended or expelled from attendance, such suspension or expulsion to be effected in the same manner as the suspension or expulsion of a resident student.</p>
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<p>SC 1316</p>	<p>Every nonresident student who is permitted to attend the district shall be required to pay the applicable tuition charge, except as follows:</p> <ol style="list-style-type: none"> <li>1. A student who, while a resident of the district completed 11<sup>th</sup> grade in the district or begins 12<sup>th</sup> grade, may complete his/her senior year at the district subject to payment of fifty percent (50%) of the tuition.</li> <li>2. A student who, while a resident of the district completes the first semester of his/her senior year, may finish his/her senior year on a tuition-free basis.</li> <li>3. Any agriculture student accepted from another school district which does not offer an agriculture program shall be on a tuition basis.</li> <li>4. Except as provided above relating to 12<sup>th</sup> grade students, if a student ceases to be a resident prior to May 1, then the student either shall transfer to the school of the student's residence or may, if accepted as a nonresident student, finish the school year upon payment of the applicable tuition charge; or if the student ceases to be a resident after May 1, then the student either shall transfer to the school of the student's residence or may finish the school year on a tuition-free basis.</li> </ol> <p>If proof of intention to establish residence in the district is provided, for example, a closing date for real estate purchase or dwelling under construction, then a student may be enrolled in a nontuition basis so long as the parents/guardians agree, in the event that residency is not established within thirty (30) days of the enrollment date, that the parents/guardians shall pay tuition from the date on which the student was enrolled.</p> <p>All students attending the district on a tuition basis are subject to the same requirements as nontuition students.</p>
<p>SC 1302 Title 22 Sec. 11.19</p>	<p>Whenever a student of school age is presented for admission to the schools of the district as a nontuition student when the student is living within the school district with a person or persons other than his/her natural parent or parents, the student attempting to enroll shall be referred to the Superintendent or designee who shall, as a condition of permitting the student to enroll on a nontuition basis, require the following:</p> <ol style="list-style-type: none"> <li>1. The person with whom the student is living within the district shall file with the Board Secretary a sworn statement that such a person is a resident of the school district, that s/he is supporting the child gratis, that s/he shall assume all personal obligations for the child relative to school requirements, and that s/he intends to so keep and support the child continually and not merely through the school term.</li> </ol>

	<p>2. The person or persons filing the affidavit referred to above shall be advised that it is the policy of the school district to investigate the facts set forth in such affidavits, and where the affidavits are found to be false, to take such action as permitted by law including the immediate ejection of the student from the schools of the district.</p> <p>3. The person or persons filing such affidavits shall be advised that the giving of a false affidavit constitutes a criminal offense and that in the event the affidavit is found to be false, the person or persons making such affidavit shall be liable to the school district for tuition payments for the period of time during which the student attended the district in reliance upon such false affidavit.</p> <p>4. The person or persons filing such affidavits shall be required, upon request by the Board, to submit additional documentation, as permitted by law, in support of such affidavit in order to substantiate residency and/or dependency.</p> <p><u>Nonresident Children Placed In Resident's Home</u></p>
<p>SC 1305</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 students.</p>
<p>SC 1306, 1307, 1308, 1309, 1310, 2561, 2562 Title 22 Sec. 11.18</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 law.</p> <p><u>Juveniles Incarcerated In Adult Facilities</u></p>
<p>SC 1306.2, 1318</p>	<p>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 school district in the same manner and extent as an expelled student.</p>
<p>SC 1306.2</p>	<p>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 school district in the same manner and extent as a student placed in an alternative education program for disruptive students.</p>

<p>Pol. 251</p> <p>4. Delegation of Responsibility</p>	<p>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.</p> <p>The Superintendent or designee shall develop administrative regulations for the enrollment of nonresident students.</p> <p>The Superintendent has the responsibility to remove from attendance any tuition student from whom the tuition payment has not been made on a timely basis.</p> <p>References:</p> <p>School Code – 24 P.S. Sec. 501, 502, 503, 1301, 1302, 1305, 1306, 1306.2, 1307, 1308, 1309, 1310, 1316, 2503, 2561, 2562</p> <p>State Board of Education Regulations – 22 PA Code Sec. 11.18, 11.19, 11.41</p> <p>Board Policy – 000, 103, 200, 251, 607, 906</p>
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