

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 NMSD Board of Directors annually shall 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 shall develop an application form that the parent or guardian shall 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 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.
- F. Whether enrollment of a nonresident student would conflict with a district innovation academy cooperative under RCW 28A.340.080.

- 1 G. Whether the student or family has a history of actions that would violate the district's ci-
 2 vility policy
 3 H. Whether the student has repeatedly failed to comply with requirements for participation
 4 in an online school or program, such as participating in weekly direct contact with the
 5 teacher or monthly progress evaluations.
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7 **Admission or denial: Notice of decision and appeal of decision**

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

12 If the application is denied, the superintendent shall notify the parent or guardian in writing
 13 within 45 days from the receipt of the parent's application. The notification will include the rea-
 14 son(s) for denial and inform the parent or guardian of their right to appeal the district's denial de-
 15 cision to the Superintendent of Public Instruction or his or her designee detailed in RCW
 16 28A.224.230.

17 The parent or guardian may appeal the denial to the district's superintendent or designee. Within
 18 five business days of receipt of the parent's appeal submission, the superintendent or designee
 19 will provide the parent with a written notification of the final appeal decision to either grant or
 20 deny the student's admittance into the district.
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22 **Children of full-time employees**

23 1. Pursuant to RCW 28A.225.225, a non-resident student who is the child of a full-time certifi-
 24 cated or classified school employee will be permitted to enroll:

- 25 A. At the school where the employee is assigned;
 26 B. At a school forming the district's kindergarten through twelfth grade continuum which
 27 includes the school where the employee is assigned; the student remains enrolled until he
 28 or she completes schooling; or
 29 C. At a school in the district that provides early intervention services pursuant to RCW
 30 28A.155.065 and/or preschool services pursuant to RCW 28A.155.070, if the student is
 31 eligible for such services.
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33 2. The district may reject the application of a student who is the child of a full-time employee if:

- 34 A. Disciplinary records or other evidence supports a conclusion that the student has a history
 35 of convictions, violent or disruptive behavior, or gang membership; or
 36 B. The student has been expelled or suspended from a public school for more than ten con-
 37 secutive days (however, the district's policies for allowing readmission of expelled or
 38 suspended students and the required reengagement procedures under this rule must apply
 39 uniformly to both resident and nonresident applicants seeking admission, pursuant to
 40 RCW 28A.225.225(2)(b)); or
 41 C. The student has repeatedly failed too comply with requirements for participation in an
 42 online school program, such as participating in weekly direct contact with the teacher or
 43 monthly progress evaluations.
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Cross References:	Board Policy 3120	Enrollment
	Policy 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	Appeal from certain decisions to deny student's request to attend nonresident district — Apportionment of 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	
	<i>Policy News</i> , October 2015	
	<i>Policy News</i> , September 1999	School safety bills impact policy
	<i>Policy News</i> , June 2003	Enrolling children of School Employees
Adoption Date:	08/27/98	
Revised:	06/26/08	
Revised:	10/17/13	
Revised:	12/17/15	
Revised:	07/20/17	
Revised:	03/21/19	