

STUDENTS

Nonresident Other Than Open Enrollment Students

Administration

The superintendent shall administer this policy and will direct other administrators to investigate specific situations or provide information as he feels necessary.

Determination of Residence

A minor child may establish residence for school purposes different from that of his parents only where such residency is established primarily for other than school purposes.

If the primary purpose of the child's residing in the D.C. Everest Area School District is to participate in the advantages of the district, then the student will pay tuition. A student, who is residing in the school district primarily for nonschool purposes but not with his/her parents, may attend the D.C. Everest Area School District tuition free.

The parents of the student must fill out the Nonresident Other Than Open Enrollment Student Application For Entrance – Agreement. The parents or guardian must demonstrate to the satisfaction of the superintendent that the student is residing in the D.C. Everest Area School District for nonschool-related purposes. The superintendent will determine whether the student will pay tuition.

If the application is denied by the superintendent, within ten days parents may request that the school board review the determination. The school board will schedule a meeting with the parents as soon as reasonably possible, at which time both the superintendent and the parents are invited to attend. The parents may present any information that is relevant. In addition, the superintendent will make available to the board the application form as filled out by the parents and any other information that he/she deems appropriate.

At this meeting, the school board will determine the resident status of the student. The board will inform the parents or guardian of the student of its decision and reasons, in writing, within five days of the meeting.

It is recognized that children may be placed in foster homes. The superintendent will consider information from the Department of Social Services to determine residency. The D.C. Everest Area School District acknowledges the responsibility of the Department of Social Services to find foster parents.

Nonresident Other Than Open Enrollment Students Acceptance and Rejection Criteria

Criteria utilized in the acceptance process of a nonresident other than open enrollment student will include, but not be limited to, the following:

1. Student-teacher ratios.
2. Availability of space in the schools, programs, classes, or grades within the school district.
3. Other relevant factors as determined by the Superintendent and the school board.

Students with Exceptional Educational Needs Acceptance or Rejection Criteria

When considering the admission of a nonresident other than open enrollment student with exceptional educational needs, the district will consider whether the special education program or related services described in the student's IEP are available in the district or whether there is space available in the special education program identified in the student's IEP, including any class size guidelines, student-teacher ratios, noncertified personnel staffing ratios, or enrollment projections established by the board. The legal guardian will provide a copy of the student's records, including progress and behavioral records for review by district staff. The Director of Pupil Services & Special Education will review the situation with

the appropriate building principal and a multidisciplinary team. The criteria specified in the administrative policy will be followed in determining whether the D.C. Everest Area School District operates an appropriate program for that particular child.

Exceptions to Payment of Tuition

1. Future Residents: The parents of children planning to move into the district shall be required to pay tuition in advance. The parents or legal guardian must be a resident of Wisconsin, but not a resident of the school district at the time the application for enrollment is filed. This application shall be accompanied by a written declaration of the parent or legal guardian stating that he/she will establish residence in the school district by a specified time. The board may permit the student to enroll in the school district for up to nine school weeks without payment of tuition.

If the parent or legal guardian establishes residence in the school district within said nine school weeks, the school board shall refund the tuition fee.

If district residency has not been established by said nine school weeks, there shall be no refund of the tuition fee, and another written application for enrollment must be filed for the next nine weeks and upon prepayment of tuition for nine school weeks, the board may permit the student to reenroll. If the parent or legal guardian establishes residence in the school district within the second nine weeks, the school board shall refund the tuition fee for the second nine school weeks only.

The parent or legal custodian of a student who is enrolled under this policy shall be responsible for the transportation of such student to the school in which the student is enrolled (Section 121.81, Wis. Stats.).

2. Special Cases: The school board may permit a student who is enrolled in the district at the beginning of the school year to complete the school year in the district without payment of tuition, even though his/her parents move out of the school district before the end of the school year.
3. Pursuant to Wisconsin State Statute 121.84(1)(b), if a pupil was a resident of the D.C. Everest School District at the time of gaining 12th grade status, that pupil is allowed to complete high school in the district without payment of tuition even though the pupil is no longer a resident of the district.

For the purpose of determining 12th grade status under WSS 121.84(1)(b), this policy establishes that a pupil who has accrued 13.5 credits toward graduation has achieved 12th grade or "senior" status.

Payment of Tuition

1. Determination of the Amount: When a request is made for admission, the Assistant Superintendent, Business/Personnel Services shall provide to the superintendent an estimate of the costs of the tuition agreement. For purposes of this policy, the application form completed by the parents will serve as the agreement form.

The Assistant Superintendent, Business/Personnel Services will use the procedure specified in Section 121.82 of the Wisconsin Statutes in determining the amount of the tuition with the exception of a student in a special education program. For students in a special education program, the Assistant Superintendent, Business/Personnel Services may use either an excess cost procedure or the procedure outlined in Section 115.87 of the Wisconsin Statutes.

2. Payment of Tuition to the School District: The superintendent has the authority to request advance payment for the next quarter of instruction. Adjustments will be made at the end of the school year based upon exact costs of the education. The superintendent shall have the authority to require the withdrawal of students whose parents refuse to pay tuition. Payments are made to the district's Business/Personnel Office.
3. Written Agreement: The application form that shall serve as an exhibit to this policy shall serve as the written agreement pursuant to this policy.

Admission

The Superintendent of Schools will report to the school board on the results of the investigation conducted as the result of the application made by parents of a nonresident other than open enrollment student. The Superintendent may agree to accept the student with special considerations, accept the student with the specifications indicated in this policy, or refuse admittance to the school district's programs.

The School board will make the final decision as to whether or not a student is admitted to the programs operated by the D.C. Everest Area School District. The school board retains the right to refuse admittance to nonresident other than open enrollment students.

LEGAL REFERENCE: Wisconsin State Statutes

121.77
121.79
121.81
121.82
121.84
115.87

Rule Approved: 8/10/82
Rule Revised: 9/23/08
KAG:ems

SCHOOL BOARD
D.C. Everest Area School District
6300 Alderson Street
Weston, Wisconsin 54476