

LEBANON SCHOOL DISTRICT

POLICY: 202

SECTION: PUPILS

TITLE: ELIGIBILITY OF NONRESIDENT STUDENTS

ADOPTED: JULY 18, 1994

LAST REVISED: February 17, 2020

202. ELIGIBILITY OF NONRESIDENT STUDENTS

Purpose

The Board shall operate district schools for the benefit of students residing in this district who are eligible for attendance.¹

Authority

To the extent where facilities and staff are available, the Board may permit the admission of nonresident students in accordance with the terms of this policy, provided that Board approval is granted and the appropriate tuition is paid either by the student's parent/guardian, or by contract with another district.²

The Board shall not exclude any eligible student on the basis of race, creed, color, gender, sexual orientation, national origin, ancestry, or handicap/disability.

The Board shall require that appropriate legal documentation showing dependency or guardianship or a sworn statement of full residential support be filed with the Superintendent or designee 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 affidavit statement, in accordance with guidelines issued by the Department of Education.³

The Board reserves the right for the Superintendent or designee to verify claims of residency, dependency, and guardianship and to remove from school attendance a nonresident student whose claim is invalid.⁴

¹ 24 P.S. 501-03.

² 24 P.S. 1301, 1316.

³ 24 P.S. 1302; 22 Pa. Code. 11.19.

⁴ 24 P.S. 1302.

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.⁵

The Board shall not be responsible for transportation to or from school for any nonresident student residing outside school district boundaries, except where indicated in law.

Tuition rates shall be determined annually in accordance with law. Tuition shall be charged monthly, in advance of attendance.⁶

If Board action is obtained after the start of the school year, prorated tuition will be paid. If the student shall withdraw or shall be suspended or expelled from attending classes, no refund of tuition will be made.⁷

Following notice of non-payment, students may be removed from the active rolls and required to enroll in their home district.

Guidelines

Nonresident Children Placed In The District

Any child placed in the home of 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.⁸

Residents Of Institutions

A child who is living in, or assigned to, a facility or institution 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.⁹

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

⁵ 24 P.S. 1302.

⁶ 24 P.S. 1316, 2561.

⁷ 24 P.S. 1316, 2561.

⁸ 24 P.S. 1305.

⁹ 24 P.S. 1306-10, 2561-62; 22 Pa. Code. 11.18.

receive educational services from the school district in the same manner and extent as an expelled student.¹⁰

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.¹¹

Future Residents

A student eligible for attendance whose parent/guardian has executed a contract to buy or build a residence in this district for occupancy prior to October 15 may be enrolled without payment of tuition.¹²

Parents/Guardians of students who claim admission on the basis of future residency shall be required to demonstrate proof of the anticipated residency and supply subsequent documentation once residency is established.

If the parents/guardians do not establish residency by October 15, tuition shall be charged from the beginning of the school year until residency is established.

Former Residents

Regularly enrolled students whose parents/guardians have moved out of the school district during the first half (85–90 days) of a school year may be permitted to finish the school year on a tuition basis. Regularly enrolled students whose parents/guardians have moved out of the school district during the second half of the school year may be permitted to finish the school year on a tuition-free basis.¹³

Students whose parents/guardians move out of the district may also be permitted to continue their education in the Lebanon School District during the following school year and each year thereafter on a tuition basis. Requests by former residents to continue attending the district's schools on a tuition basis will be considered annually with no guarantee for continuance from year to year. Such requests may be granted on a space-available basis only. It is the parents'/guardians' responsibility to supply transportation.

¹⁰ 24 P.S. 1306.2, 1318.

¹¹ 24 P.S. 1306.2.

¹² 24 P.S. 1316.

¹³ 24 P.S. 1316.

A senior student who has attended the high school program in entirety may be permitted to complete his/her senior year tuition free upon the recommendation of the district Superintendent or designee and approval of the Board, provided the student moved after the first day of school, is in good academic standing, and will graduate at the conclusion of the school year.

Other Nonresident Students

Non-resident students will not be permitted to attend the district's schools except as otherwise noted in this policy.

A nonresident student may be admitted to this district 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. Notarized affidavits demonstrating full-time dependency beyond the school year, must be filed with, and approved by, the Superintendent or designee.¹⁴

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

Students from foreign countries entering the Lebanon School District through an approved foreign exchange program may be admitted without the payment of tuition.

All non-resident students shall be governed by the same rules and regulations of all other students.

Delegation of Responsibility

The Superintendent or designee shall develop administrative regulations for the enrollment of nonresident children.¹⁵

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

¹⁴ 24 P.S. 1302; 22 Pa. Code 11.19.

¹⁵ 24 P.S. 1302.