

Vallivue School District # 139

By resolution of this board, beginning the fall of the 2007-2008 school year the Vallivue School District establishes an open enrollment policy that is very limited in the number of out of district students that may be enrolled, and establishes priorities for the limited open enrollment available within the hardship factors identified.

The Board hereby establishes priorities that recognize the desire of some parents/guardians to enroll their students in a school district other than their district of residence, including those persons who are employees of the school district. This policy is established to allow out-of-district parents/guardians, under specified conditions, to apply to Vallivue School District for enrollment of their student(s) in all grades. Tuition is waived for students who meet the terms of this policy.

A primary consideration for approval of an open enrollment application shall be to meet both the needs of the student requesting the transfer as well as the other students affected by the transfer.

APPLICATION/APPROVAL PROCESS

A student's parent/guardian must apply annually for admission on the form provided by this district and approved by the State Department of Education. The parent/guardian shall notify the District of residence of the intent to apply for transfer to Vallivue School District. The parent/guardian may submit an application **prior to February 1 of each year** for enrollment the following school year. This timeline may be waived by the mutual agreement of Vallivue School District and the district in which the parent/guardian resides. If the timeline is waived, the Board will continuously consider open enrollment applications for available spaces.

The parent/guardian will be notified in writing within sixty (60) days of receipt of the application of the action taken on the open enrollment request. If the application is denied, the notice shall provide an explanation of the factors which caused the application to be denied.

Annual reapplication of enrollment shall be required within the timelines provided.

LIMITATIONS IN OPENINGS

In situations where there are openings within the hardship factors identified within this policy, the superintendent or designee may give priority to certain students. Priorities, in order of preference, may include, but are not limited to situations where a student:

- 1) has a parent or parents employed in the District;
- 2) is currently enrolled in the Vallivue High School as of fall of 2006-2007

DISTRICT HARDSHIP

This District is concerned about class size, growth in enrollment within the district, and the effect that increasing student-teacher ratios will have upon the educational program. Therefore, the Superintendent or designee may deny an open enrollment application when it is determined that a hardship exists, or would be created by, such enrollment or other extenuating circumstances, so as to have a negative impact on the efficient use of District resources. The student to teacher ratios shall not exceed the following:

<u>Grade</u>	<u>Ratio</u>
K	18/classroom
1	20/classroom
2-3	24/classroom
4-6	26/classroom
7-12	150/teacher/day in core subject areas
Special Education	6/self-contained classroom
English Language Learners	12/classroom
Alternative School	12/classroom

INELIGIBLE STUDENTS

A student suspended or expelled in any District, at the time of application, is not eligible to transfer to Vallivue School District under this policy. A student for whom application is made to attend school out of the district of residence and is accepted but does not attend, shall be ineligible to again apply to that district for open enrollment attendance. Probationary status as a result of a student hearing with the Vallivue District Administrative Review Team will be considered in any open enrollment application for the subsequent year.

TRANSPORTATION

Parents/guardians are responsible for transporting students accepted under open enrollment. If school bus space is available, and upon written request of the parent/guardian, open enrollment students may be transported to and from an appropriate, established bus stop within the District's boundaries.

EXTRA-CURRICULAR ACTIVITIES AND VARSITY SPORTS

No student shall gain eligibility to participate in extracurricular activities in violation of policies governing eligibility as a result of enrollment transfer to this District. A student who plans to participate in a varsity sport governed by the Idaho High School Activities Association (IHSAA) should review IHSAA rules prior to submitting an open enrollment application form. Certain school transfers will lead to a student being ineligible to play at the varsity level for one year.

STUDENTS RESIDING IN FACILITIES

Non-resident students residing in licensed homes, agencies, or facilities will be received and admitted if the facility is located within the District. However, this provision will not inhibit the board from prescribing non-discriminatory preconditions or standards of admission when necessary to protect the health, safety, and welfare of its existing students and/or to protect its educational processes.

HOMELESS CHILDREN AND YOUTH

Homeless children and youth, as defined by the Steward B. McKinney Homeless Assistance Act (PL 100-77 and as amended by the NCLB Act), may attend any district or school within a district without payment of tuition when it is determined to be in the best interest of that child.

STUDENT RIGHTS AND RESPONSIBILITIES

Students enrolled in this district pursuant to open enrollment are entitled to the same rights and responsibilities of other students residing in the District for the year of enrollment. Due process for all students remains the same regardless of whether the student is an open enrollment transfer student.

PREVENTING AND RECRUITING OPEN ENROLLMENT APPLICATION

The District will take no action to prohibit application by its students to attend school in another school district. Any District employee who recruits students from outside of the District or acts to prevent the transfer of a student from the District other than through compliance with this policy will be subject to disciplinary action.

**LEGAL REFERENCE:**

Idaho Code Sections

33-205

33-1401, *et seq*

33-1401

33-2001

No Child Left Behind Act of 2001, P.L. 107-110

IDAPA 08.02.02.110

ADOPTED:9/12/06 Roll Call Vote (Newly developed policy.) *Policy will go into effect for August of the 2007-2008 school year.*

AMENDED: