

**INTERDISTRICT ATTENDANCE – ELEMENTARY SCHOOLS**

California state law and the rules and regulations of the State Board of Education clearly indicate the principle that students should attend schools in their districts of residency. The Board of Education believes that children should attend elementary schools where they live, and supports the concept of neighborhood schools. The Board shall consider requests for interdistrict attendance agreements in accordance with this general principle.

The Board recognizes that students who reside in one school district may wish to attend school in another school district for a variety of reasons. Because of capacity issues within the district and due to limited resources, the Board will consider approving such transfers on a case-by-case basis through an interdistrict transfer agreement with another school district. In the case of a student wishing to transfer into the district, the request will be considered when class enrollment or program availability will permit the attendance of an out-of-district student.

The Superintendent or designee of the district shall review all requests for interdistrict attendance agreements. The Superintendent is authorized to grant or deny interdistrict attendance requests.

The decision to admit out-of-district students is discretionary. When capacity exists, applications may be approved based on the following priorities, listed in order (with the top priority listed first):

1. Students whose siblings are ongoing interdistrict transfer students.
- ~~1. 2. Students whose parents/guardians are employees of the San Rafael City Schools.~~
- ~~2. Students whose parents/guardians are employed within the district's boundaries.~~
3. Students whose requests are based on a desire to ensure educational continuity.
- ~~4. Students whose siblings are ongoing interdistrict transfer students.~~

Notwithstanding these priorities, the Superintendent/designee may grant a transfer if, in the judgment of the Superintendent/designee, the parents/guardians provide evidence of extraordinary circumstances warranting a transfer.

The Superintendent or designee may deny applications for interdistrict transfers due to space limitations or other non-discriminatory reasons. The Superintendent or designee may also revoke an interdistrict transfer permit for non-discriminatory reasons.

The parent/guardian of a student who is denied a transfer request pursuant to Education Code sections 46600-46611 shall receive timely notice, in accordance with law, regarding the process for appeal to the ~~San Rafael City Schools Board of Education, and to the County Board of Education.~~ A student whose request for transfer is based on his/her parent's employment within the district's boundaries, including employment by the district, shall not have the right to appeal a denial to the County Board.

Students who have been expelled from other school districts may not be admitted to the district on interdistrict attendance agreements during the period of their expulsions. Students  
BP 5117(b)

## **INTERDISTRICT ATTENDANCE – ELEMENTARY SCHOOLS (continued)**

who are under consideration for expulsion or who have been expelled may not appeal interdistrict attendance denials while expulsion proceedings are pending, or during the term of the expulsion.

Transportation will not be provided for students attending the district on interdistrict attendance agreements.

### *Legal References:*

#### EDUCATION CODE

*46600-46611 Interdistrict attendance agreements*

*48204 Residency requirements for school attendance*

*48915 Expulsion; particular circumstances*

*48915.1 Expelled students; enrollment in another district*

*48918 Rules governing expulsion proceedings*

*48980 Notice at beginning of term*

*52317 ROP, enrollment of students, interdistrict attendance*

Policy  
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**SAN RAFAEL CITY SCHOOL DISTRICT**  
San Rafael, California