

## **Board Policy 5117**

### **Interdistrict Permits**

The Governing Board recognizes that students who reside in one district may choose to attend school in another district and that such choices are made for a variety of reasons. Requests for residents of the district to attend school in another school district shall be granted except in extraordinary circumstances as determined by the Superintendent or designee.

The Board believes the educational experience available in the district to non-resident students is a privilege. Thus, granting, renewing, and revoking requests for non-residents to enroll in the district shall be based on the following considerations:

- Whether the student has a connection to the district
- Whether attendance in the district would benefit the student
- Whether attendance in the district would benefit the district or a district program
- Whether the student can meet or has met certain academic and behavioral standards
- Whether the district has capacity to accommodate the student

This policy applies to interdistrict permits granting enrollment into the district. Unless otherwise explicitly stated, it does not address the school assignment process.

### **Criteria for Granting, Renewing, and Prioritizing Interdistrict Permits**

The Superintendent or designee shall grant interdistrict permits on a year-to-year basis to any non-resident student for whom a district employee is the student's legal guardian or to any non-resident 11th or 12th grader who completed 10th grade in the district.

Provided space is available, the Superintendent or designee shall also grant interdistrict permits on a year-to-year basis to non-resident students in order based on the following priorities:

1. A non-resident student who was granted an interdistrict permit in the prior year based on any of the following priorities and has met the following academic and behavioral standards in the prior year unless the Superintendent and designee determines, in advance and on a case-by-case basis, that different conditions should be required:
  - The non-resident student was not absent (excluding excused absences due to illness or injury) for more than 10 school days in the prior academic year;
  - For a middle school or high school non-resident student, the non-resident student did not earn a grade point average below a C in the prior academic year; and

- The non-resident student was not suspended more than one time in an academic year.
2. Extenuating circumstances are present for a non-resident student. This shall include, but is not limited to a non-resident student who has been the victim of an act of bullying committed by another student in the non-resident student's school district.
  3. A non-resident student with a sibling who is a resident of the district and is attending school in the district.
  4. A. A non-resident high school student who has moved out of the district on or after the first school day of their 9th grade year.  
  
B. A non-resident middle school student who has moved out of the district on or after the first school day of their 6th grade year, but only for the remainder of the student's middle school education.  
  
C. A non-resident elementary school student who has moved out of the district on or after the first school day of their kindergarten or transitional kindergarten year, but only for the remainder of that school year.
  5. A non-resident student with a parent/legal guardian who graduated from high school in the district.
  6. A non-resident student whose attendance in the district would benefit the district or a district program based on the Superintendent's determination.
  7. Anyone else at the Superintendent or designee's discretion.

For applicants with the same priority, preference shall be given to those non-resident students with the Diversity Category for which there is an opening. For applicants with the same priority and same Diversity Category, preference shall be given by lot.

The Superintendent or designee shall not grant an interdistrict transfer based on one of the above priorities unless he/she finds that there is sufficient documentation to demonstrate that the priority has been met. The burden to provide sufficient documentation is on the student, parent, or guardian requesting the transfer into the district.

In no instance, shall an interdistrict permit not be granted or renewed as a result any manifestation of the non-resident student's disability, if such disability exists.

### **Criteria for Revoking Interdistrict Permit**

The Superintendent or designee may revoke an interdistrict permit mid-year if the non-resident student is absent more than 18 school days for any reason, except due to illness or injury, in an

academic year or if the non-resident student is suspended for a combination of more than five days. However, no non-resident student's interdistrict permit shall be revoked as a result any manifestation of the non-resident student's disability, if such disability exists.

### **Denial of Interdistrict Permit**

The parent/guardian of a non-resident student who is denied an interdistrict permit requested pursuant to Education Code sections 46600-46611 shall receive timely notice, in accordance with the law, regarding the process for appeal first to the district Superintendent or designee, and followed by the County Board of Education.

Pursuant to Education Code 46601, non-resident students who are under consideration for expulsion or who have been expelled may not appeal interdistrict permit denials or decisions while expulsion proceedings are pending, or during the term of the expulsion.

**Administrative Regulations 5117**  
**Interdistrict Permits**

**Transportation**

Transportation shall not be provided for students attending school in the district on an interdistrict permit.

**Application Process**

All interdistrict applicants must submit their applications during the interdistrict enrollment period starting March 1st and ending on June 30th of the current school year.