

AGREEMENT OF THE PARTICIPATING SCHOOL DISTRICTS IN SANTA CRUZ COUNTY
REGARDING INTERDISTRICT ATTENDANCE AGREEMENTS (Education Code Sections 46600 et seq.)

This Agreement is made and entered into by and between the undersigned school districts and shall be effective October 1, 2015. The parties agree as follows:

1. Education Code 46600(a) provides that “[t]he governing boards of two or more school districts may enter into an agreement for a term not to exceed five school years, for the interdistrict attendance of pupils who are residents of the districts.”
2. Education Code 46600(a) further provides that “[t]he agreement shall stipulate the terms and conditions under which interdistrict attendance shall be permitted or denied.”
3. Education Code 46600 authorizes districts to include in the interdistrict attendance agreement “standards for reapplication and revocation of interdistrict transfers agreed to by the district of residence and the district of attendance...” and “terms and conditions under which an interdistrict transfer permit may be revoked.”
4. The undersigned school districts seek to serve the students in their districts in an efficient and collaborative manner.
5. Pursuant to Education Code section 46600, the parties agree that, when interdistrict transfer requests are approved, the reapplication and revocation of such permits shall be subject to the district of residence’s and district of attendance’s interdistrict transfer rules and procedures as set forth in board policy and administrative regulations, which may be amended from time-to-time.
6. Each of the undersigned school districts shall continue to exercise its full authority to accept and reject interdistrict transfer applications as permitted by law.
7. This Agreement shall govern all existing interdistrict transfer permits and any applications for interdistrict transfer permits submitted for the 2015-16 school year and thereafter.
8. This Agreement shall continue for a five-year term. Each year, the parties will review this Agreement for purposes of extending the term for an additional year.
9. In the event a school district has converted some of its school program to a charter school, this Agreement shall not apply to the charter school grade level(s).
10. Any of the undersigned school districts may terminate its obligations under this Agreement upon giving ninety (90) days prior written notice to the other parties to this Agreement.
11. This Agreement shall supersede all prior interdistrict attendance agreements between the parties.

Santa Cruz County School Districts
Interdistrict Attendance Agreement
2015-16 through 2019-20

EDUCATION CODE SECTION 46600

Agreements for interdistrict attendance; terms and conditions; individual permit verifying approval; limit on rescission; admission of expelled student in district of residence; victims of bullying

Effective: July 1, 2012

District-to-District Interdistrict Transfer Agreements (IDT) - Maximum Five-Year Term

- (a)(1) The governing boards of two or more school districts may enter into an agreement, for a term not to exceed five school years, for the interdistrict attendance of pupils who are residents of the districts. The agreement may provide for the admission to a district other than the district of residence of a pupil who requests a permit to attend a school district that is a party to the agreement and that maintains schools and classes in kindergarten or any of grades 1 to 12, inclusive, to which the pupil requests admission.

In the absence of a District-to-District IDT Agreement, a student who is granted an interdistrict transfer permit does not have to reapply in subsequent years.

Once a pupil in kindergarten or any of grades 1 to 12, inclusive, is enrolled in a school pursuant to this chapter, the pupil shall not have to reapply for an interdistrict transfer, and the governing board of the school district of enrollment shall allow the pupil to continue to attend the school in which he or she is enrolled, except as specified in paragraphs (2) and (4).

Terms and Conditions of District-to-District Agreement: Grounds for Approval/Denial; Reapplication; Revocation

- (2) The agreement shall stipulate the terms and conditions under which interdistrict attendance shall be permitted or denied. The agreement may contain standards for reapplication agreed to by the district of residence and the district of attendance that differ from the requirements prescribed by paragraph (1). The agreement may stipulate terms and conditions established by the district of residence and the district of enrollment under which the permit may be revoked.

Terms and Conditions for Revocation Determined by District of Attendance

- (3) The supervisor of attendance of the district of residence shall issue an individual permit verifying the district's approval, pursuant to policies of the governing board and terms of the agreement for the transfer. A permit shall be valid upon concurring endorsement by the designee of the governing board of the district of proposed attendance. The stipulation of the terms and conditions under which the permit may be revoked is the responsibility of the district of attendance.

Rescission of IDT Permit Prohibited for Students Entering Grades 11 or 12

- (4) Notwithstanding paragraph (2), a school district of residence or school district of enrollment shall not rescind existing transfer permits for pupils entering grade 11 or 12 in the subsequent school year.

Priority for IDT Permit for Victims of Bullying

- (b) A pupil who has been determined by personnel of either the district of residence or the district of proposed enrollment to have been the victim of an act of bullying, as defined in subdivision (r) of Section 48900, committed by a pupil of the district of residence shall, at the request of the person having legal custody of the pupil, be given priority for interdistrict attendance under any existing interdistrict attendance agreement or, in the absence of an agreement, be given additional consideration for the creation of an interdistrict attendance agreement.

Any District May Admit a Student Who is Under an Expulsion Order from Another District after a "Dangerousness Hearing" (Exception: Not Applicable if expelled for 48915(a) and (c) [i.e., "Class II" and "Class III"] offenses)

- (c) In addition to the requirements of subdivision (e) of Section 48915.1*, and regardless of whether an agreement exists or a permit is issued pursuant to this section, any district may admit a pupil expelled from another district in which the pupil continues to reside.

**EC §48915.1(e) provides for a "Dangerousness Hearing" to determine whether the student poses a danger to students/employees when an expelled student seeks to enroll in another district during the expulsion period.*

EC. §48915.1(e) requires a district to enroll a student under a current expulsion order if, after a "Dangerousness Hearing," the Board concludes the student does not pose a danger to its students/employees and the student either establishes residence or is issued an IDT permit pursuant to a District-to-District agreement. (Exception: Not applicable if expelled for 48915(a) and (c) [i.e., "Class II" and "Class III"] offenses)

See EC 48915.2 for enrollment following 48915(a) and (c) [i.e., "Class II" and "Class III"] offenses.

See EC 48916 for readmission district from which expelled.