

# Palos Verdes Peninsula USD

## Administrative Regulation

### Interdistrict Attendance

AR 5117

#### Students

In accordance with an agreement between the Board of Education and the board of another district, a permit authorizing a student's attendance outside his/her district of residence may be issued upon approval of both the district of residence and the district of proposed attendance. The agreement shall stipulate the terms and conditions under which interdistrict attendance shall be permitted or denied.

#### Reasons for Permits

The Superintendent or designee may approve an interdistrict attendance permit for a student for any of the following reasons when stipulated in the agreement:

1. When the student has been determined by staff of either the district of residence or district of proposed attendance to be a victim of an act of bullying, as defined in Education Code 48900(r), committed by a pupil of the school district of residence. Such a student shall be given priority for interdistrict attendance at the request of the parent under any existing interdistrict attendance agreement or, in the absence of an agreement, shall be given consideration for the creation of a new permit. (Education Code 46600)

(cf. 5131.2 - Bullying)

2. When the student is a child of an active military duty parent. (Education Codes 48300, 48301).

(cf. 6173 - Education of Children of Military Families)

3. When the student is the grandchild of an individual(s) who lives within the boundaries of the district. Priority may be given based on grandparent's length of residency.

#### Conditions

The Superintendent or designee may deny initial requests for interdistrict attendance permits due to limited district resources, if the program is at "capacity," as defined in district AR 5111.12, or other considerations that are not arbitrary. However, once a student is admitted, the district may not deny him/her continued attendance because of overcrowded facilities at the relevant grade level or because the program the pupil requires is at capacity.

The Superintendent or designee may deny requests for interdistrict attendance permits if:

1. The student has been suspended or expelled during the current or preceding two school years; or
2. The student's citizenship and behavior are not "satisfactory" for the current and immediately preceding semesters; or
3. A student entering grades 10 -12 who ~~The student~~ has not maintained an unweighted grade point average of 2.0 or better for each grading period, or by satisfactory or higher marks, for each class/grade level standard for the current and immediately preceding semesters.

However nothing in this section shall result in discrimination against a student on the basis of his or her disability.

The district's usual requirements for admission to a magnet school or any other specific school or program admission criteria that the district applies to district residents shall apply in the same manner to students seeking attendance on the basis of an interdistrict attendance permit.

(cf. 0410 - Nondiscrimination in District Programs and Activities)

#### Procedures

Annually the Superintendent or designee shall determine the date upon which the district will begin accepting and processing interdistrict transfer requests for the subsequent school year, which information shall be posted on the district's website. (Education Code 46600.2)

The school district of residence shall grant a release for the student to attend Palos Verdes Peninsula Unified School District pursuant to a permit document that includes the standards for permitting/denying the permit, any standards for reapplication, and terms and conditions under which the permit may be revoked that are consistent with the requirements of BP 5117 and this AR 5117, which permit document must be approved and executed by authorized representatives of the both districts. If the district of residence and the Palos Verdes Peninsula Unified School District do not have a separate interdistrict attendance agreement at the time an individual interdistrict attendance permit is approved and executed by both districts, that permit shall constitute the interdistrict attendance agreement between the districts for the student.

#### Notifications

The district shall notify a parent who submits a current year request (meaning a request for interdistrict transfer received beginning 15 calendar days before the commencement of instruction in the school year for which the transfer is sought) of the district's decision within 30 calendar days from the date the request was received. (Education Code 46600.1 and 46600.2)

The district shall notify a parent who submits a future year request (meaning a request for interdistrict transfer received up until 15 calendar days before the commencement of instruction

in the school year for which the transfer is sought) of the district's decision as soon as possible, but no later than 14 calendar days after the commencement of instruction in the school year for which the transfer is sought. (Education Code 46600.1 and 46600.2)

Within 30 calendar days of a request for an interdistrict permit, the Superintendent or designee shall notify the parents/guardians of a student who is denied interdistrict attendance regarding the process for appeal to the County Board of Education as specified in Education Code 46601. (Education Code 46601)

(cf. 5145.6 - Parental Notifications)

#### Provisional Admittance

Pending a decision by the two districts or an appeal by the County Board, the Superintendent or designee may provisionally admit a student who resides in another district for a period not to exceed two school months. A pupil is eligible for such provisional attendance only upon providing reasonable evidence that a final decision on a request for interdistrict transfer is pending with the school district of residence, the school district of proposed enrollment, or the county board of education. (Education Code 46603)

Students who are under consideration for expulsion or who have been expelled may not appeal interdistrict attendance denials or decisions while expulsion proceedings are pending or during the term of the expulsion. (Education Code 46601)

(cf. 5119 - Students Expelled from Other Districts)  
(cf. 5144.1 - Suspension and Expulsion/Due Process)

#### Revocation of Interdistrict Permit

The interdistrict attendance agreement and permit may stipulate additional terms and conditions under which an interdistrict attendance permit may be revoked, but in order for a permit to be granted the interdistrict attendance agreement and permit shall specify that the permit may be revoked if:

1. The student is expelled from the district; or
2. The student is suspended more than three times in a school year; or
3. The student submits an application or registration materials that contain false information.

However nothing in this section shall result in discrimination against a student on the basis of his or her disability.

Once a student is admitted to a school on the basis of an interdistrict attendance permit, s/he shall not be required to reapply for an interdistrict transfer and shall be allowed to continue to attend

the school in which s/he is enrolled, unless reapplication standards are otherwise specified in the interdistrict attendance agreement. Existing interdistrict attendance permits shall not be rescinded after June 30 following the completion of grade 10, or for students entering grade 11 or 12 in the subsequent school year. (Education Code 46600)

#### Transfers Out of the District

Regardless of whether an interdistrict attendance agreement exists or an interdistrict attendance permit is issued, a child of an active military duty parent/guardian (as that term is defined in Education Code Section 46600) shall not be prohibited from transferring out of the district to a school district of proposed enrollment, including a school district of choice, if the receiving school district approves the application for transfer. (Education Code 46600 and 48307)

#### Posting Information of the District Website

The district shall post on its website the information concerning interdistrict attendance required by Education Code 46600.2.

Regulation      PALOS VERDES PENINSULA UNIFIED SCHOOL DISTRICT  
approved: February 27, 2019      Palos Verdes Estates, California