

DEL MAR UNION SCHOOL DISTRICT

Board Policy No. 5117: INTERDISTRICT ATTENDANCE

The Governing Board recognizes that students who reside in one school district may apply to attend school in another school district and that such requests are made for a variety of reasons.

Interdistrict Attendance Agreements:

The Superintendent or designee may approve interdistrict attendance agreements with other districts on a case-by-case basis to meet individual student needs.

The interdistrict attendance agreement shall not exceed a term of five years and shall stipulate the terms and conditions under which interdistrict attendance shall be permitted or denied. (Education Code 46600)

The superintendent or designee may deny applications for interdistrict transfers because of overcrowding within some district schools or limited district resources.

Legal Reference:

EDUCATION CODE

46600-46611 Interdistrict attendance agreements

48204 Residency requirements for school attendance

48300-48315 Student attendance alternatives

48915 Expulsion: particular circumstances

48915.1 Expelled individuals: enrollment in another district

48918 Rules governing expulsion procedures

48980 Notice at beginning of term

52317 ROP, enrollment of students, interdistrict attendance

GOVERNMENT CODE

6250-6270 Public Records Act

ATTORNEY GENERAL OPINIONS

84 Ops. Cal. Atty. Gen. 198 (2001)

COURT DECISIONS

Crawford v. Huntington Beach Union High School District, (2002) 98 Cal.App.4th 1275

Management Resources:

WEB SITES

California Department of Education: <http://www/cde/ca/gov>

CSBA: <http://www.csba.org>

DEL MAR UNION SCHOOL DISTRICT

**Administrative Regulation to Board Policy No. 5117:
INTERDISTRICT ATTENDANCE**

The Superintendent or designee may approve interdistrict attendance permits for the following reasons:

1. The student's parent(s)/guardian(s) are employed by the Del Mar Union School District. Current employee's students will be grandfathered in September 2005. Full time employment will be required in September 2008.
2. To meet the childcare needs of a student. (Education Code 46601.5)

Once a permit has been issued based on childcare needs, a student in grades K-6 shall not be required to reapply for an interdistrict transfer as long as the student continues to receive childcare in the district. (Education Code 46601.5)
3. To meet a child's special mental or physical health needs as certified by a physician, school psychologist or other appropriate school personnel.
4. When a student has a sibling(s) attending school in the receiving district, to avoid splitting the family's attendance.
5. To allow a student to complete a school year when his/her parents/guardians have moved out of the district during that year.
6. To allow students to remain with a class graduating that year from an elementary school.
7. When the parent/guardian provides written documentation that the family will be moving to the district in the immediate future and would like the student to start the year in the district.
8. When a student will be living out of the district only for one year or less.
9. When recommended by the School Attendance Review Board or by county child welfare, probation or social service agency staff in documented cases of serious home or community problems which make it inadvisable for the student to attend the school of residence.
10. When there is valid interest in a particular educational program not offered in the district of residence.
11. To provide a change in school environment for reasons of personal and

social adjustment.

Every interdistrict attendance permit shall stipulate the terms and conditions under which the permit may be revoked. (Education Code 46600)

The Superintendent or designee may deny initial requests for interdistrict attendance agreements if the school's facilities are overcrowded at the relevant grade level and based on other considerations that are not arbitrary. However, once a student is admitted based on childcare needs, his/her continued attendance may not be denied because of overcrowding.

The Superintendent or designee shall notify 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.

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)