

INTERDISTRICT ATTENDANCE**Interdistrict Attendance Permits**

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 Superintendent or designee may approve interdistrict attendance permits 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 489009(R). Such a student shall be given priority for interdistrict attendance 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. To meet the child care needs of a student. Such students may be allowed to continue to attend district schools only as long as he/she continues to use a child care provider within district boundaries
3. To meet a child's special mental or physical health needs as certified by a physician, school psychologist, or other appropriate school personnel

(cf. 6159 - Individualized Education Program)

4. When the student has a sibling(s) attending school in the receiving district, to avoid splitting the family's attendance
5. When the student is a child of a district employee, that student shall have the next priority after siblings to enter the school through the interdistrict transfer process
6. To allow a student to complete a school year when his/her parents/guardians have moved out of the district during that year
7. To allow a student to remain with a class graduating that year from an elementary, junior, or senior high school

INTERDISTRICT ATTENDANCE (cont.)

8. To allow a high school senior to attend the same school he/she attended as a junior, even if his/her family moved out of the District during the junior year
9. When the parent/guardian provides written evidence (i.e., escrow papers, rental agreement with receipt of deposit) that the family will be moving into the district in the immediate future and would like the student to start the year in the district
10. When the student will be living out of the district for one year or less
11. 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

(cf. 5113.1 - Chronic Absence and Truancy)

12. When there is valid interest in a particular educational program not offered in the district of residence
13. To provide a change in school environment for reasons of personal and social adjustment
14. When special circumstances warrant, that are not covered in 1 through 13 above, a transfer may be approved by the Superintendent or designee on a case-by-case basis

Denial of Interdistrict Attendance Permit

The Superintendent or designee may deny initial requests for interdistrict attendance permits due to limited district resources, overcrowding of school facilities at the relevant grade level, 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.

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

Interdistrict permits to leave the District may be denied if the District offers a comparable program to the requested program, if the number of students requesting an exit permit exceeds the number of students requesting entrance permits, or if the requesting loss of revenue will be detrimental to district programs.

INTERDISTRICT ATTENDANCE (cont.)

Within 30 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)

Pending a decision by the two district 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. (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)

Once a student is enrolled in a school, he/she shall not be required to reapply for an interdistrict transfer and shall be allowed to continue to attend the school in which he/she is enrolled, unless reapplication standards are otherwise specified in the permit. Existing interdistrict attendance permits shall not be rescinded for students entering grade 11 or 12 in the subsequent school year. (Education Code 46600)

Appeal Process

Within 10 work days of receipt of notice that the District has denied a request for an interdistrict attendance permit to leave the District, the parent/guardian may appeal in writing to the Director of Student Support Services. The appeal shall state the special circumstances that warrant reconsideration of the denial. Within 10 work days of receipt of the appeal, the Director of Student Support Services shall schedule a meeting with the parent/guardian and determine whether to reverse or sustain the denial.

The parent/guardian may then appeal the decision to the Assistant Superintendent, Educational Services. That appeal will be heard within 10 work days of receipt of the appeal.

If the parent/guardian wishes to further appeal the decision, all documentation will be forwarded to the Superintendent, who will review the appeal within 30 days.

If the Superintendent's decision is not favorable to the appellant, the parent/guardian may then appeal to the County Board of Education. All documentation from the District process will be forwarded to the county board. The action of the county board is final.

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(cf. 5145.6 - Parental Notifications)

Chino Valley Unified School District

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