

INTERDISTRICT ATTENDANCE

The Board of Education recognizes that parents/guardians of students who reside in one district may, for a variety of reasons, choose to enroll their child in a school in another district. The Board desires to communicate with parents/guardians and students regarding the District's educational programs and services.

(cf. 0520.3 - Title I Program Improvement Districts0
(cf. 5111.1 - District Residency)
(cf. 5116.1 - Intradistrict Open Enrollment)
(cf. 5118 - Open Enrollment Act Transfers)
(cf. 5145.6 - Parental Notifications)

Upon request by students' parents/guardians, the Superintendent or designee may approve interdistrict attendance permits with other districts on a case-by-case basis to meet individual student needs.

INTERDISTRICT ATTENDANCE PERMITS

The Board may enter into an agreement with any other school district, for a term not to exceed five school years, for the interdistrict attendance of students who are residents of the districts. (Education Code 46600)

The agreement shall specify the terms and conditions under which interdistrict attendance shall be permitted or denied. It also may contain standards agreed to by both districts for reapplication and/or revocation of the student's permit. (Education Code 46600)

Upon receiving a permit for transfer into the District that has been approved by the student's district of residence, or upon receiving a written request from the parent/guardian of a District student who wishes to enroll in another district, the Superintendent or designee shall review the request and may approve or deny the permit subject to the terms and conditions of the interdistrict attendance agreement.

Termination of a transfer shall be recommended by the principal of the school of attendance to the Director of Student Support Services if the student's grades, behavior, or attendance fails to meet the requirements set forth by the District and school or is detrimental to the welfare of other students.

No transfer permits will be approved unless a Board-approved interdistrict agreement is in force with the other district involved.

INTERDISTRICT ATTENDANCE (cont.)

Transportation

Transportation shall not be provided for students attending on an interdistrict agreement.

(cf. 3540 - Transportation)

Limits on Student Transfers Out of the District to a School District of Choice

The Superintendent or designee may limit the number of student transfers out of the District to a school District of choice based on the percentages of average daily attendance specified in Education Code 48307.

In addition, transfers out of the District may be limited during the fiscal year when the County Superintendent of Schools has given the District a negative budget certification or when the county superintendent has determined that the District will not meet the state's standards and criteria for fiscal stability in the subsequent fiscal year exclusively as a result of student transfers from this District to a school district of choice. (Education Code 48307)

(cf. 3100 - Budget)

(cf. 3460 - Financial Reports and Accountability)

A child of an active military duty parent/guardian shall not be prohibited from transferring out of the District to a school district of choice, if the other school district approves the application for transfer. (Education Code 48301)

(cf. 6173.2 - Education of Children of Military families)

Legal Reference:

EDUCATION CODE

41020 Annual district audits

46600-46611 Interdistrict attendance agreements

48204 Residency requirements for school attendance

48300-48316 Student attendance alternatives, school district of choice program

48350-48361 Open Enrollment Act

48900 Grounds for suspension or expulsion; definition of bullying

48915 Expulsion; particular circumstances

48915.1 Expelled individuals: enrollment in another district

48918 Rules governing expulsion procedures

48980 Notice at beginning of term

52317 Regional occupational center/program, enrollment of students, interdistrict attendance

ATTORNEY GENERAL OPINIONS

87 Ops.Cal.Atty.Gen. 132 (2004)

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

COURT DECISIONS

Walnut Valley Unified School District v. the Superior Court of Los Angeles County, (2011) 192

Cal.App.4th 234

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

INTERDISTRICT ATTENDANCE (cont.)

Management Resources:

CALIFORNIA SCHOOL BOARDS ASSOCIATION PUBLICATIONS

Transfer Law Comparison, Fact Sheet, March 2011

WEBSITES

California School Boards Association: www.csba.org

California Department of Education: www.cde.ca.gov

Chino Valley Unified School District

Policy adopted: January 23, 1997

Revised: May 7, 2009

Revised: September 22, 2011

Revised: June 16, 2016