

# 3141 STUDENTS

## Discretionary Nonresident Student Attendance Policy

The Board, recognizing that an educational requirement of its resident students includes the need for an orderly educational process and environment, free from disruption, overcrowding, and any kind of violence or disruptive influences, hereby establishes criteria on the admission of nonresident students:

1. Unless the provisions of §20-5-321 MCA, apply, admission to the District as a nonresident student at its discretion. As such, the District will screen all nonresident students and only consider those who meet the criteria set forth in this policy.
2. The Superintendent is hereby given the authority to recommend to the Board any nonresident student's admission in accordance with this policy. The Board shall make the final decision on admission.
3. In making the recommendation to the Board, the Superintendent will take into account all academic, conduct, and attendance history. The student may be denied admission if the Superintendent determines that the history indicates that the admission of the student could be detrimental to the educational process of the District.
4. The District will not admit any student prior to viewing that student's records from the student's previous school district(s).
5. The District has the option of accepting a nonresident student who does not meet the criteria set forth herein, if the student agrees to special conditions of admission, as set forth by the District.
6. Every student who has been admitted to the District as a nonresident student must re-apply for admission by July 15. Admission in one school year does not imply or guarantee admission in subsequent years.
7. The District reserves the right to not admit nonresident students, when to do so would cause the overcrowding of existing regular education classes.
8. All resident students who become nonresidents due to a move from the District by their parents/guardians may continue attendance for the semester, barring registration in another District. At the completion of the semester, the student must apply as a non-resident student.
9. The Board reserves the right to charge tuition for nonresident students, per statute. At its discretion, the Board may charge or waive tuition for all students whose tuition is required to be paid by one kind of entity, defined as either a parent or guardian or a school district. Any waiver of tuition will be applied equally to all students whose tuition is paid by the same kind of entity (i.e., if the District charges tuition in those circumstances where a resident district pays but waives tuition in those circumstances where a parent or guardian is responsible for tuition, the tuition waiver will be applicable to all students whose parents or guardians bear the responsibility for payment).
10. Nonresident students may apply to take individual High School courses for credit without being an enrolled student in our District. They will be charged a fee for each course at the rate of 7% of

1 the total tuition rate for that year, per ½ credit. (Example Tuition \$1,338.20 for the year X 7% =  
2 \$94.68 per class per year or \$46.84 half year or \$.52 per class per day.)

3 11. All nonresident students will be considered ineligible transportees for school transportation  
4 services (20-10-101, MCA).

5 12. The Board may declare an emergency which, in its opinion, necessitates the removal of all  
6 nonresident students from the schools.

7 Legal Reference:

8 § 20-5-314, MCA Reciprocal attendance agreement with adjoining state or province

9 § 20-5-320, MCA Attendance with discretionary approval

10 § 20-5-321, MCA Attendance with mandatory approval - tuition and transportation

11 § 20-5-322, MCA Residency determination - notification - appeal for attendance agreement

12 § 20-5-323, MCA Tuition and Transportation rates

13 10.10.301B, ARM Out-of-district attendance agreements

14 1-1-215, MCA Residence

15 §20-10-101, MCA School Buses and Transportation Definitions

16 Cross Reference:

17 Policy 3145 & 3145R Foreign Exchange Students

18 Policy History:

19 Adopted on: July 1, 2000

20 Revised on: June 26, 2006

21 Revised on: April 13, 2015