

ALTERNATIVE ATTENDANCE OPTIONS

Interdistrict Transfer

- ✓ Permission of sending and receiving district **REQUIRED**.
- ✓ Interdistrict agreement can't exceed 5 years and must stipulate terms.
- ✓ Denial can be appealed to County Board of Education.
- ✓ Language "encouraging" districts to consider childcare needs of pupils and to allow students admitted on that basis to remain enrolled without reapplying expired July 1, 2007, but may be revived.

School District of Choice

- ✓ Permission of sending district **NOT REQUIRED** unless transfer negatively impacts desegregation plan or district racial/ethnic balance.
- ✓ District must have formally elected this status prior to August 24, 2007.
- ✓ Must admit pupils based on random, unbiased process not based on academic or athletic performance. Cannot deny transfer based on added expense, but not required to create a new program.
- ✓ Applications must be submitted by January 1 of prior school year unless sending district waives the deadline.
- ✓ Program expired July 1, 2007, but revived in budget trailer bill with new sunset date of July 1, 2009.
- ✓ Dispute over admission decision **NOT** subject to County Board appeal.

Caregiver Affidavit

- ✓ Permission of sending/receiving districts **NOT REQUIRED**
- ✓ District must accept caregiver affidavit signed under penalty of perjury **UNLESS** actual facts indicate pupil is not living in the caregiver's home.
- ✓ **NOT** subject to County Board appeal.

Residence Via Employment

- ✓ District **MAY** consider pupil a resident if at least one parent physically employed within district boundaries.
- ✓ Permission of district of home residence **NOT REQUIRED**.
- ✓ District cannot deny admission based on arbitrary considerations such as race, ethnicity, sex, parent income, or scholastic achievement.
- ✓ District can prohibit transfer if cost of educating the pupil exceeds additional state aid received. **CAUTION:** A cost-based policy would disproportionately impact special education students. It is unlikely that such a policy would withstand review by the courts or the Office for Civil Rights.
- ✓ Sending district can stop the transfer if the net transfer of students out of the district exceeds specified percentages.
- ✓ Once admitted, a pupil is not required to reapply and may remain continuously enrolled in the district if parent continues to be employed there.

Charter School

- ✓ Charter schools cannot condition admission on residency, so permission of the sending district is typically **NOT REQUIRED**.
- ✓ For nonclassroom-based instructional programs, with limited exceptions, charter schools can receive funding only for students who reside in the county in which they are chartered or immediately adjacent counties.
- ✓ Complaints regarding residency/admission practices of a charter school should be brought to the attention of both the charter school and the chartering agency.



