

## STUDENTS

### Non-resident Students

#### Definition

A non-resident student is a student who:

1. resides outside of the school district; or
2. resides within the school district on a temporary basis; or
3. resides within the school district on a permanent basis, but with pay to the person(s) with whom the student is living; or
4. resides within the school district for the sole purpose of obtaining school accommodations; or
5. a child placed by the Commissioner of Children and Youth Services or by other agencies in a private residential facility. However, under this circumstance, children may attend Regional School District 13 schools with tuition paid by the home district unless special education considerations make attendance in Regional School District 13 schools and programs inappropriate. Children not requiring special education who live in towns as a result of placement by a public agency (other than another Board of Education and except as provided otherwise in this paragraph) are resident students; those requiring special education may attend Regional District 13 schools (with special education cost reimbursements in accordance with statutes) unless special education considerations make attendance in Regional District 13 schools and programs inappropriate.

#### Non-resident Attendance

Upon written parental request, non-resident students may be allowed by the Superintendent of Schools to attend Regional District 13 schools with or without tuition, at the Board's discretion, under one or more of the following conditions:

1. A family residing outside of the District has firm plans to move into the school district.
2. A twelfth grade student wishes to complete the school year in Regional School District 13. Students must have resided in the District for four years continuously prior to their senior year.

(Students placed outside the District for special education reasons are not covered by 1 and 2 above; if necessary the Superintendent of Schools shall consider such situations individually.)

### **Exchange Students**

No tuition is required for foreign students living within the District under student foreign exchange programs for which no tuition reimbursement is required by law or under other programs or services approved by the Board.

Exchange students will be accorded all the rights and privileges of a resident student during the period of enrollment.

### **Non-resident Attendance with Tuition**

Non-resident students who do not meet one or more criteria under previous sections of this policy, may attend Regional School District 13 schools only with tuition payment. The Superintendent and the Board of Education may approve non-resident student attendance with tuition if class size, and other considerations permit. Non-resident approval with tuition shall be for one (1) school year or less. Tuition rates shall be computed by dividing the total number of students into the approved budget for that year. No transportation services will be provided for non-resident students.

Attendance by a non-resident tuition student may be terminated by Board of Education action, upon recommendation of the Superintendent of Schools, if the Board deems such termination in the best interest of the Regional District 13 schools. An adjustment of tuition on a per diem basis will be made in this instance.

### **Evidence of Residency**

The Superintendent of Schools or his/her designee may require documentation of family and/or student residency, including affidavits, provided that prior to a request for evidence of residency the parent or guardian, relative or non-relative, emancipated minor, or pupil eighteen (18) years of age or older shall be provided with a written statement of why there is reason to believe such statements with documentation that there is bona fide student residence in Regional District 13, that the residence is intended to be permanent, that it is provided without pay, and that it is not for the sole purpose of obtaining school accommodations.

### **Removal of Non-resident Student from District Schools**

If, after a careful review of affidavits and other available evidence, the Superintendent of Schools or his/her designee believes a student is not entitled to attend Regional School District 13 schools, the parent or guardian, the student if an emancipated minor, or a pupil eighteen (18) years of age or older shall be informed in writing that, as of a particular date, the student may no longer attend Regional District 13 schools, and the Superintendent shall notify the Town Board of Education (if known) where the child should attend school. If, after review, Regional School District 13 residency is established by the evidence, the parent or guardian, the student, if an emancipated minor, or a pupil eighteen (18) years of age or older shall be so informed.

If a student is removed from a Regional School District 13 school for residency reasons, the Superintendent of Schools or his/her designee shall: 1) inform the parent, guardian, emancipated minor, or pupil eighteen (18) years of age or older of hearing rights before the Board of Education and that the student(s) may continue in Regional School District 13 schools pending a hearing before the Board of Education if requested in writing by the parent, guardian, emancipated minor, or pupil eighteen (18) years of age or older, 2) that upon request, a transcript of the hearing will be provided 3) that a local Board of Education decision may be appealed to the State Board and that the student(s) may continue in Regional District 13 schools pending a hearing before the State Board if requested in writing by the parent, guardian, emancipated minor, or pupil eighteen (18) years of age or older, 4) that if the appeal to the State Board of Education is lost, a per diem tuition will be assessed for each day a student attended Regional School District 13 schools when not eligible to attend.

### **Board of Education Hearing**

Upon written request, the Board of Education shall provide a hearing within ten (10) days after receipt of such request. If there is a hearing, the Board shall make a stenographic record or tape recording of the hearing; shall make a decision on student eligibility to attend schools within ten (10) days after the hearing; and shall notify the parent, guardian, emancipated minor, or student eighteen (18) years of age or older of its findings. Hearings shall be conducted in accordance with the provisions of Sections 4-177 to 4-180 inclusive of Connecticut General Statutes.

The Board shall, within ten (10) days after receipt of notice of an appeal, forward the hearing record to the State Board of Education.

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