

Book	Policy Manual
Section	200 Pupils
Title	Eligibility of Nonresident Students
Code	202
Status	Draft

### **Purpose**

The Board shall operate district schools for the benefit of students residing in this district who are eligible for attendance.[\[1\]](#)[\[2\]](#)[\[3\]](#)

### **Authority**

The Board may permit the admission of nonresident students in accordance with Board policy.[\[4\]](#)[\[5\]](#)[\[6\]](#)[\[7\]](#)[\[8\]](#)[\[9\]](#)

The Board shall require that appropriate legal documentation showing dependency or guardianship or a sworn statement of full residential support be filed with the Board Secretary before an eligible nonresident student may be accepted as a student in district schools. The Board may require a resident to submit additional, reasonable information to substantiate a sworn statement, in accordance with guidelines issued by the PA Department of Education.[\[10\]](#)[\[11\]](#)

The Board reserves the right to verify claims of residency, dependency and guardianship and to remove from school attendance a nonresident student whose claim is invalid.[\[10\]](#)

If information contained in the sworn statement of residential support is found to be false, the student shall be removed from school after notice is given of an opportunity to appeal the student's removal, in accordance with Board policy.[\[10\]](#)[\[12\]](#)

The Board shall not be responsible for transportation to or from school for any nonresident student residing outside school district boundaries.

Tuition rates shall be determined annually in accordance with law. Tuition, if applicable, shall be charged monthly, in advance of attendance.[\[5\]](#)[\[13\]](#)[\[14\]](#)

### **Guidelines**

#### **Nonresident Children Placed in Resident's Home**

Any child placed in the home of a district resident by a court or government agency shall be admitted to district schools and shall receive the same benefits and be subject to the same responsibilities as resident students.[\[7\]](#)[\[15\]](#)

#### **Residents of Institutions**

A child who is living in or assigned to a facility or institution for the care or training of children that is located within this district is not a legal resident of the district by such placement; but the student shall be admitted to district schools, and a charge shall be made for tuition in accordance with law.[\[8\]](#)[\[13\]](#)[\[15\]](#)[\[16\]](#)[\[17\]](#)[\[18\]](#)[\[19\]](#)[\[20\]](#)[\[21\]](#)

## Students Experiencing Educational Instability

The district shall immediately admit students experiencing homelessness, foster care and other forms of educational instability, even if the required documents are unavailable, in accordance with Board policy, law and regulation.[6][15][22]

## Prospective Residents

A student eligible for attendance whose parent/guardian has executed a contract to buy, build or rent a residence in this district for occupancy may be enrolled without payment of tuition for three (3) months previous to the anticipated date of residency.[5]

If the student does not become a resident of the district by the end of the period for which free attendance is given, tuition shall be required until residency is established.

Parents/Guardians of students who claim admission on the basis of future residency shall be required to demonstrate proof of the anticipated residency, and provide transportation until residency is established.

## Former Residents

Regularly enrolled students whose parents/guardians have moved out of the school district may be permitted to finish the year, without payment of tuition, when the student is completing the senior year and will graduate.[5]

## Other Nonresident Students

A nonresident student may be admitted to district schools without payment of tuition where attendance is justified on the grounds that the student lives full-time and not just for the school year with district residents who have assumed legal dependency or guardianship or full residential support of the student.[10][11]

## **Delegation of Responsibility**

The Superintendent or designee shall develop administrative regulations for the enrollment of nonresident students.

The Superintendent shall recommend to the Board for its approval the admission of qualified nonresident students.

Legal

[1. 24 P.S. 501](#)

[2. 24 P.S. 502](#)

[3. 24 P.S. 503](#)

[4. 24 P.S. 1301](#)

[5. 24 P.S. 1316](#)

6. Pol. 200

[7. 24 P.S. 1305](#)

[8. 24 P.S. 1306](#)

[9. 24 P.S. 1302.1](#)

[10. 24 P.S. 1302](#)

[11. 22 PA Code 11.19](#)

12. Pol. 906

[13. 24 P.S. 2561](#)

14. Pol. 607

[15. 24 P.S. 1331.1](#)

[16. 24 P.S. 1307](#)

[17. 24 P.S. 1308](#)

[18. 24 P.S. 1309](#)

[19. 24 P.S. 1310](#)

[20. 24 P.S. 2562](#)

[21. 22 PA Code 11.18](#)

22. Pol. 251

[24 P.S. 1306.2](#)

[24 P.S. 2503](#)

[22 PA Code 11.41](#)

Pol. 103

Pol. 103.1