

By resolution of this board, this district opts not to receive out-of-district students, with the limited exception of admission of the children of employees of the school district. A decision as to whether or not children of employees will be admitted to district schools will be made by the superintendent or designee.

The Board of Trustees of School District No. 132, in conformance with *Idaho Code*, Sections 33-1402 and 33-1404, hereby adopt written policy guidelines governing the admission of nonresident students by the District.

**WHEREAS**, the District has a rapidly growing enrollment which is likely to continue to increase; and

**WHEREAS**, surrounding school districts are closing their enrollment to out of school district students with very limited exceptions thus requiring certain students enrolled in those districts to return to their district of residence; and

**WHEREAS**, such trend and the resultant increased enrollment has placed a strain upon the ability of the District to deliver an appropriate educational program in terms of facilities, student-teacher ratios, total building enrollment and otherwise; and

**WHEREAS**, the Board of Trustees feel that it has a responsibility to deliver the District's educational program to the resident students of the District before accepting other nonresident students when the admission of the latter would detract from the quality of the education program offered to resident students and constitute a hardship;

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Trustees of the District will not participate in the enrollments option program described in Section 33-1402, *Idaho Code* with the limited exception of the children of employees of the school district, and will not admit nonresident pupils applying where tuition would be paid by their home district as described in Section 33-1404, *Idaho Code*, or other applicants, if the admittance of said applicant would create or enlarge an existing hardship to the District as above defined.

**BE IT FURTHER RESOLVED**, that no nonresident student shall be admitted when said student is under suspension from or expelled from another Idaho School District.

**BE IT FURTHER RESOLVED**, that nonresident students placed by court order under provisions of the Idaho Youth Rehabilitation or Child Protection Acts and reside in licensed group homes, agencies or institutions shall be received and admitted if said facility is located within this District. This provision shall not prohibit the Board of Trustees from prescribing nondiscriminatory preconditions or standards for admission where necessary to protect the health, safety and welfare of its existing students and/or to protect its educational processes.

**BE IT FURTHER RESOLVED**, that the foregoing prohibitions shall not apply to children of school district employees.

Out-of-district students currently attending Caldwell schools may be eligible to remain in the district. Their application will be reviewed by the superintendent or designee and acceptance or refusal will be on a case by case basis according to this policy's guidelines.

#### APPLICATION

This district will take no action to prohibit or prevent application by its students to attend school at another district or to attend another school within this district.

A student's parent/guardian who is a staff member must apply annually for admission to a school in this district on a form provided by the district (State Department of Education form). The application, accompanied by the student's accumulative record, must be submitted to this district by February 1 for enrollment during the following school year. The notice of application must also be given to the home district.

The superintendent or designee will review and accept or deny the applications. This district will notify the applicant within sixty (60) days and, if the request for enrollment in this district or enrollment in another school is denied, the denial will include a written explanation. The denial of an application for open enrollment is not appealable to the board.

Upon agreement between the home school district and this district the deadline for applications may be waived.

#### TRANSPORTATION

For those students attending this district's schools from out-of-district, the parent/guardian will be responsible for transporting the student to and from the school.

#### PARTICIPATION IN EXTRACURRICULAR ACTIVITIES

No student will gain eligibility to participate in extracurricular activities in violation of policies governing eligibility as a result of enrollment option transfer to this district.

#### INELIGIBLE STUDENTS

If a student applies and is accepted in this district from out of district, but fails to attend, that student will be ineligible to again apply for an enrollment option in this district.

A student who has been suspended or expelled, or who may be lawfully denied enrollment, is ineligible for enrollment in this district pursuant to the provisions of this policy.

A student who has been suspended or expelled, or who may be lawfully denied enrollment, is ineligible for enrollment in this district pursuant to the provisions of this policy, unless a modification is made by the Board of Trustees after a review of the student's records.

This district is concerned about its class size and the effect that enlargement of the student-teacher ratios will have upon the educational program. Therefore, this district has determined that admission of students in excess of the following ratios would work a hardship on the district, its teachers, staff, students, and educational program:

<u>Grade</u>	<u>Ratio</u>
K-3	20:1
4-6	26:1
7-12	130 students per teacher per day

An exceptional student education (early childhood – 21 yrs) class ratio will be 10:1.

Non-resident students will have their applications denied if it is determined by administration that a hardship exists, as defined by the ratios set forth above or other extenuating circumstances.

Non-resident students residing in licensed homes, agencies, or institutions will be received and admitted if the facility is located within the district. However, this provision will not inhibit the board from prescribing non-discriminatory pre-conditions or standards of admission when necessary to protect the health, safety, and welfare of its existing students and/or to protect its educational processes.

Homeless children and youth, as defined in the Steward B. McKinney Homeless Assistant Act (PL 100-77), may attend any district or school within a district without payment of tuition when it is determined to be in the best interest of that child.



**LEGAL REFERENCE:**

Idaho Code Sections  
33-205  
33-1401, *et seq.*

**FIRST READING:** October 20, 1997  
**ADOPTED:** January 19, 1998  
**REVISED:** September 14, 1998  
**REVISED:** August 13, 2001  
**REVISED:** August 11, 2003  
**REVISED:** August 9, 2004  
**ADOPTED:** February 12, 2007