

# Eureka Union SD

## Board Policy

### Interdistrict Attendance

BP 5117

#### Students

The Board of Trustees recognizes that students who reside in one district may choose to attend school in another district and that such choices are made for a variety of reasons.

(cf. 0520.3 - Title I Program Improvement Districts)

(cf. 5111.12 - Residency Based on Parent/Guardian Employment)

(cf. 5116.1 - Intradistrict Open Enrollment)

(cf. 5118 - Open Enrollment Act Transfers)

#### Interdistrict Attendance Permits

The Board may enter into an agreement with any other school district, for a term not to exceed five school years, for the interdistrict attendance of students who are residents of the districts. (Education Code 46600)

The agreement shall specify the terms and conditions under which interdistrict attendance shall be permitted or denied. It also may contain standards agreed to by both districts for reapplication and/or revocation of the student's permit. (Education Code 46600)

Upon request by students' parents/guardians, the Superintendent or designee may approve interdistrict attendance permits with other districts on a case-by-case basis to meet individual student needs.

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The Superintendent or designee shall ensure that interdistrict permits specify the terms and conditions agreed to by both districts for the granting, denial, or revocation of the permit as well as the standards for reapplication. All EUSD permits will include the common terms, conditions and standards for Placer County.

Interdistrict agreements shall state that the district of attendance will report and collect State ADA for the school year. No tuition will be charged by the district of attendance.

Requests for interdistrict agreements must be accompanied by an appropriate form from the student's parents or guardian indicating the reason for the requested transfer.

#### Non-Residents

All non-resident student agreements must be initiated in the school district of residence. As much as is practical and feasible, the district will try to work with neighboring school districts to

balance interdistrict agreements. The district must receive the ADA revenue in order to accept a non-resident student. In addition to the release from the school of residence, parents or guardians must read and sign the Eureka USD Interdistrict agreement form.

The district may consider non-resident students on the basis of parent's work location, welfare of the student, educational needs, transportation or other necessities.

Interdistrict transfers are granted from one district to another and do not guarantee attendance at a particular school within the district. If class sizes exceed limits imposed by legislation such as the class-size reduction program, students on interdistrict transfers will be the first students moved out of schools where limits are exceeded. Efforts will be made to allow students to attend another school within the district.

The Superintendent is directed to develop an Administrative Regulation for the interdistrict program. Prior to the start of each school year, the Board will review the interdistrict information and authorize the Superintendent to coordinate the interdistrict program.

#### Transportation

The district shall not provide transportation outside any school attendance area. However, upon request, the Superintendent or designee may authorize transportation for students living outside an attendance area to and from designated bus stops within the attendance area if space is available. Priority for such transportation shall be based on demonstrated financial need.

The Superintendent or designee may deny the granting of an interdistrict attendance permit because of overcrowding within district schools or limited district resources.

The Superintendent or designee reserves the right to deny or revoke any interdistrict attendance agreement at any time.

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#### Legal Reference:

##### EDUCATION CODE

41020 Annual district audits

46600-46611 Interdistrict attendance agreements

48204 Residency requirements for school attendance

48300-48316 Student attendance alternatives, school district of choice program

48350-48361 Open Enrollment Act

48900 Grounds for suspension or expulsion; definition of bullying

48915 Expulsion; particular circumstances

48915.1 Expelled individuals: enrollment in another district

48918 Rules governing expulsion procedures

48980 Notice at beginning of term

52317 Regional occupational center/program, enrollment of students, interdistrict attendance

##### ATTORNEY GENERAL OPINIONS

87 Ops.Cal.Atty.Gen. 132 (2004)

84 Ops.Cal.Atty.Gen. 198 (2001)

COURT DECISIONS

Walnut Valley Unified School District v. the Superior Court of Los Angeles County, (2011) 192 Cal.App.4th 234

Crawford v. Huntington Beach Union High School District, (2002) 98 Cal.App.4th 1275

Management Resources:

CSBA PUBLICATIONS

Transfer Law Comparison, Fact Sheet, March 2011

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov>

Policy EUREKA UNION SCHOOL DISTRICT

adopted: April 12, 2011 Granite Bay, California

revised: January 15, 2013

# REQUEST FOR INTERDISTRICT TRANSFER ATTENDANCE FORM

- New Applicant
- Renewal
- Placer County Schools
- Out of County

## Eureka Union School District

5455 Eureka Road, Granite Bay, CA 95746  
Phone: (916) 791-4939 • (916) 791-5527

For School Year: 20 to 20

**Please Complete  
One Form Per Child**

Is your child receiving Special Education services?  No  Yes If yes, which services (please check one or more):  Moderate to Severe Program  
 Mild to Moderate Program  Speech and Language  Occupational Therapy  Adaptive Physical Education  Section 504 Plan

If you are applying for an Interdistrict transfer, you must check one (1 only) of the following:

- 1) Other Interdistrict Transfer Agreement – This is a formal agreement between districts that approves a transfer from one district to another.
- 2) NCLB Public School Choice – Program Improvement - This is a transfer for students who were enrolled in a school identified for program improvement, corrective action or restructuring; were planning to enter school for the first time; who moved into a school's attendance area; or were matriculating to the school, and who exercised their right to request enrollment to a different school.
- 3) NCLB Public School Choice Transfer – Persistently Dangerous – This is a transfer where the student exercised the option to transfer from a school which the state has identified as persistently dangerous, or in which the student was a victim of violent crime on school property.

Student's Name \_\_\_\_\_ Grade \_\_\_\_\_ Birthdate \_\_\_\_\_  
Last First For School Year Requested

Physical Address \_\_\_\_\_  
Street City Zip

Mailing Address (if different) \_\_\_\_\_

Parent/Guardian Address (if different) \_\_\_\_\_

Parent/Guardian Phone: Home \_\_\_\_\_ Other # \_\_\_\_\_

Resident District \_\_\_\_\_ Attendance \_\_\_\_\_

Requested District \_\_\_\_\_ Requested School \_\_\_\_\_

Reason for Request:  Employment  Child Care  Sibling at this school  Continued enrollment

If the reason is for employment or daycare, please provide the name, address, and phone number:

### Terms and Conditions/Standards

1. This application form must be submitted by any deadline established in each district's policy/regulation. Failure to submit an application by this deadline is good cause for denial.
2. Any false or misleading information provided to support a request may be grounds to deny, revoke or not renew a permit.
3. The terms and conditions to approve or deny an initial request are included in the board policy/regulation of each district but may include space availability, enrolling siblings in the same district and/or allowing students to complete a school year. The decision whether to approve or deny an initial request will be made by each district in accordance with its policy/regulation.
4. Interdistrict transfer students must annually reapply to both districts. The re-application must be approved by both districts in order for students to continue attending school in the district of enrollment.
5. The standards for reapplication are included in the board policy/regulation of each district but may include space availability, district resources, and the enrollment and/or participation in the requested educational program. The decision to renew an existing permit will be made by each district in accordance with its policy/regulation.
6. The terms and conditions for revocation of an existing permit are included in the board policy/regulation of each district but may include violation of district and/or school rules, and/or failure to demonstrate acceptable academic performance, attendance and/or behavior. Any decision to revoke a permit may be made by each district in accordance with its policy/regulation.
7. Transportation to and from school is the responsibility of the parent/guardian.
8. Student athletes must check the CIF eligibility rules before submitting their application.
9. No financial obligation shall be incurred by the district of residence for services rendered under this permit.  
*Upon the full execution of this application form, the terms and conditions/standards listed in 1-9 above will form the interdistrict attendance agreement between the districts.*

Is this student currently under an expulsion order?  Yes  No (If Yes, from which school/district?) \_\_\_\_\_

Parent/Guardian (please print name): \_\_\_\_\_

Parent/Guardian Signature: \_\_\_\_\_ Date: \_\_\_\_\_

For Eureka Union School District Office Use Only	
<input type="checkbox"/> Granted	<input type="checkbox"/> Denied
Resident District Superintendent's Signature _____	Date: _____

For Requested School District Office Use Only	
<input type="checkbox"/> Granted	<input type="checkbox"/> Denied
Requested District Superintendent's Signature _____	Date: _____

For Office Use Only  
Date: \_\_\_\_\_