



Book	BHASD Policies
Section	200 Pupils
Title	Eligibility of Nonresident Students
Code	202
Status	Active
Adopted	June 28, 2004
Last Revised	June 10, 2019
Prior Revised Dates	June 1, 2015

### **Purpose**

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

### **Authority**

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

The Board shall require that appropriate legal documentation showing dependency or guardianship or a sworn statement of residential support be filed with the Board Secretary before an eligible nonresident student may be accepted as a student in the district schools.[\[7\]](#)[\[8\]](#)

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.[\[7\]](#)

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

Tuition rates shall be determined in accordance with statute.[\[5\]](#)[\[10\]](#)[\[11\]](#) Tuition shall be charged monthly, in advance of attendance.

### **Guidelines**

#### **Nonresident Students**

Based on the recommendation of the Superintendent, the Board may consider, on a case by case basis, the admittance of a nonresident student with payment of tuition.

#### **Nonresident Student Placed In The District**

Any child placed in the home of a district resident by a court or government agency shall be admitted to the schools and shall receive the same benefits and be subject to the same duties as resident children.[\[12\]](#)

#### **Residents of Institutions**

A child who is a resident of an institution for the care or training of children located within this district is not a legal resident of the district by such placement; but s/he shall be admitted to district schools, and a charge shall be made for tuition in accordance with statute. [\[13\]](#)[\[14\]](#)[\[15\]](#)[\[16\]](#)[\[17\]](#)[\[10\]](#)[\[18\]](#)[\[19\]](#)

### Former Residents

#### Grade 12

Upon written request and approval from the Superintendent, regularly enrolled students whose parents have moved out of the school district may be permitted to finish the school year without payment of tuition provided that the student is in the 12th grade. Transportation will be the responsibility of the parent/guardian.

#### Grades K-11

Upon written request and approval from the Superintendent, regularly enrolled children in grades K-11 whose parents/guardians have moved out of the district may be permitted to finish the school year without payment of tuition, provided that the parents/guardians move from the district on or after the first day of the last marking period. Transportation will be the responsibility of the parent/guardian.

### 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 residential support of the student or is visiting this county as an exchange student and lives in the district. [\[7\]](#)[\[8\]](#)

A nonresident student living outside the district is not a legal resident of the district and shall not be admitted to the schools of this district. This section shall not apply to those students who are enrolled in another school district who are attending the district as the result of a service cost agreement with that sending school district.

### **Delegation of Responsibility**

The Superintendent or designee shall develop procedures for the enrollment of nonresident children which:

1. Admit such students only on proper application and submission of required documentation by the parent or guardian.
2. Verify claims of residency.
3. Deny admission where the educational facilities or program maintained for district students is inadequate to meet the needs of the applicant.
4. Make continued enrollment of any nonresident student contingent upon maintaining established standards of attendance, discipline and academics.
5. Do not exclude any eligible student on the basis of race, creed, color, gender, sexual orientation, national origin, ancestry, or handicap/disability.

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

#### 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. 1302](#)

[8. 22 PA Code 11.19](#)

9. Pol. 906

[10. 24 P.S. 2561](#)

11. Pol. 607

[12. 24 P.S. 1305](#)

[13. 24 P.S. 1306](#)

[14. 24 P.S. 1307](#)

[15. 24 P.S. 1308](#)

[16. 24 P.S. 1309](#)

[17. 24 P.S. 1310](#)

[18. 24 P.S. 2562](#)

[19. 22 PA Code 11.18](#)

20. Pol. 251

[24 P.S. 1306.2](#)

[24 P.S. 2503](#)

[22 PA Code 11.41](#)

Pol. 000

Pol. 103