

# WILMINGTON AREA SCHOOL DISTRICT

SECTION: PUPILS

TITLE: ELIGIBILITY OF  
NONRESIDENT STUDENTS

ADOPTED:

REVISED:

202. ELIGIBILITY OF NONRESIDENT STUDENTS	
<p>1. Purpose SC 501, 502, <b>503</b></p>	<p>The Board shall operate District schools for the benefit of students residing in this District who are eligible for attendance.</p>
<p>2. Authority SC 13011316 Pol. 200</p>	<p>The Board may permit the admission of nonresident students in accordance with Board policy.</p>
<p>SC 1302 Title 22 Sec. 11.19</p>	<p>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 Department of Education.</p>
<p><b>SC 1302</b></p>	<p>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.</p>
<p>SC 1302 Pol. 906</p>	<p>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.</p> <p>The Board shall not be responsible for transportation to or from school for any nonresident student residing outside School District boundaries.</p>
<p>SC 1316, 2561 Pol. 607</p>	<p>Tuition rates shall be determined <b>annually</b> in accordance with <b>law</b>. Tuition shall be charged biannually.</p>
<p>3. Guidelines  SC 1305</p>	<p><u>Nonresident Children Placed In <b>Resident's Home</b></u></p> <p>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 <b>students</b>.</p>

<p>SC 1306, 1307, 1308, 1309, 1310, <b>2561</b>, <b>2562</b> Title 22 Sec. 11.18</p>	<p><u>Residents Of Institutions</u></p> <p>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 s/he shall be admitted to District schools, and a charge shall be made for tuition in accordance with <b>law</b>.</p>
<p>SC 1316</p>	<p><u>Prospective Residents</u></p> <p>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 for up to ninety (90) days without payment of tuition.</p> <p>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.</p> <p>Parents/Guardians of students who claim <b>admission on the basis of future residency shall be required to demonstrate proof of the anticipated residency.</b></p>
<p>SC 1316</p>	<p><u>Former Residents</u></p> <p>Regularly enrolled students whose parents/guardians have moved out of the School District may be permitted to finish the school year without payment of tuition <b>when</b> the parents/guardians move from the District during the ninety (90) days <b>immediately previous to the end of the school year or when</b> the student is <b>completing the senior year and will graduate.</b></p> <p>Regularly enrolled students whose parent(s)/guardian(s) move from the District <b>prior to</b> the final ninety (90) school days may remain enrolled for the remainder of the school year on payment of tuition for those school days enrolled in excess of ninety (90) school days.</p>
<p>SC 1302 Title 22 Sec. 11.19</p>	<p><u>Other Nonresident Students</u></p> <p>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.</p>

<p><b>Pol. 251</b></p> <p>4. Delegation of Responsibility</p>	<p><b>The District shall immediately enroll homeless students, even if the student or parent/guardian is unable to produce the required documents, in accordance with Board policy, laws and regulations.</b></p> <p>The Superintendent or designee shall develop <b>Administrative Regulations</b> for the enrollment of nonresident students.</p> <p>The Superintendent shall recommend to the Board for its approval the admission of qualified <b>nonresident students</b>.</p> <p>References:</p> <p>School Code – 24 P.S. Sec. 501, 502, <b>503</b>, 1301, 1302, 1305, 1306, 1306.2, <b>1307</b>, <b>1308</b>, 1309, 1310, 1316, 2503, 2561, <b>2562</b></p> <p>State Board of Education Regulations – 22 PA Code Sec. 11.18, 11.19, 11.41</p> <p>Board Policy – <b>000</b>, 103, <b>103.1</b>, 200, <b>251</b>, 607, 906</p>
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