

POLICY

2015

7131

Page 1 of 3

Students

SUBJECT: NON-RESIDENT STUDENTS

Non-resident families who wish to enroll children in the Elmira City School District shall submit a request in writing to the Superintendent.

The following general conditions apply to all non-resident student enrollment requests:

- a) There is sufficient space to accommodate the non-resident student;
- b) No increase in the size of faculty or staff will be necessary;
- c) Admittance will not result in the establishment of a new section;
- d) Parents/guardians must work out transfer conditions with the home school district or provide their own transportation;
- e) All rules and regulations in effect for resident students will be applicable to non-resident students;
- f) Tuition may be charged to families of non-resident students in accordance with formulas approved by the State Education Department.

The Superintendent shall have final approval on all non-resident student enrollment requests.

Tuition-Paying Students

Future Students

The children of families who have signed a contract to buy or build a residence in the School District may be enrolled for the semester in which they expect to become residents. Non-resident tuition shall be charged, payable in advance, with an adjustment to be made when the family becomes a resident in the District.

Other Non-resident Students

Non-resident students other than those affected by the above provisions may be accepted as tuition-paying students at the discretion of the Superintendent on an annual basis provided the general conditions listed above are met. Requests should be submitted to the Superintendent.

(Continued)

POLICY

2015

7131

Page 2 of 3

Students

SUBJECT: NON-RESIDENT STUDENTS (Cont'd.)

Non-Tuition Students

Former Residents

- a) Where a student's residency status changes from resident to non-resident on or after September 1 of a school year, the student shall not be required to pay tuition for the remainder of the semester in which the residency status changes; and
- b) Where a student's residency status changes from resident to non-resident on or after September 1 of the school year in which the student reasonably expects to graduate, the student shall not be required to pay tuition for the remainder of the school year in which the residency status changes.

Foreign Exchange Students

Only foreign students participating in a recognized Student Exchange Program under a J-1 Visa may attend District schools without payment of tuition. The administration is authorized to file with the U.S. Department of Homeland Security the forms necessary for the monitoring of non-immigrant foreign students during the course of their stay in the District in accordance with the Student and Exchange Visitor Information System (SEVIS).

Proof of Residency

Such documentary or sworn proof as shall be required by the administration or Board of Education must be furnished prior to the admission of any child residing in the District with a person not his parent or who is the child of a non-resident. The admission of homeless children and youth will be in accordance with law.

Reservation of Claims

Should a material misstatement of fact be made and relied upon by any administrator or the Board of Education in admitting a non-resident student without tuition, the Board shall be entitled to recover the cost of instruction for the time the student was not authorized to attend a school in the District from the person having made the misstatement or from a person in parental relation to the student.

(Continued)

POLICY

2015

7131

Page 3 of 3

Students

SUBJECT: NON-RESIDENT STUDENTS (Cont'd.)

Tuition Fees

Where applicable, tuition fees are computed according to a formula established by the Commissioner of Education.

Tuition payments may be made on an advance yearly payment basis or in equal monthly installments throughout the school year or that portion of the school year during which a non-resident student is enrolled. Tuition payments are due thirty days after date of invoice. For families with more than one student, tuition shall be reduced as follows: 2nd student from the same family shall receive a 20% reduction, 3rd student and each subsequent student from the same family shall receive a 50% reduction.

Legal Residence

Parents who maintain more than one residence, but whose legal residence for the purposes of voting or filing income tax is within the District, are eligible to send their children to District schools. However, school tax payments of non-residents who own assessable property in the District will be deducted from any tuition charges levied against such non-resident.

8 USC Chapter 12
Education Law Sections 1709(13), 2045 and 3202
8 NYCRR Section 174.2

NOTE: Refer also to Policy #7170 -- Education of Homeless Children and Youth
#7180 -- Admission of Foreign Exchange Students to the Elmira City School District

Adopted: 1/12/99

Revised: 1/22/02; 6/28/06; 6/18/08; 12/16/2015