

INTERDISTRICT ATTENDANCE

The Governing Board recognizes that parents/guardians of students who reside within the geographic boundaries of one district may, for a variety of reasons, desire to enroll their children in a school in another district.

Agreement for Interdistrict Attendance

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)

In accordance with the 2018 Humboldt Countywide Interdistrict Transfer Agreement (“Agreement”) between the Governing Board and the other parties to the Agreement, a permit authorizing a student's attendance outside his/her district of residence may be issued upon approval of both the district of residence and the district of proposed attendance. While the District is a party to the Agreement, the Board and Superintendent or designee shall not modify this board policy and/or associated administrative regulation without first referencing the Agreement, to ensure consistency between policies, regulations and the Agreement.

The Agreement specifies that parents/guardians must annually reapply for admission of a student from December 1 through February 1 (or the first school day thereafter if February 1 is on a weekend) to apply for continued attendance.

Interdistrict Attendance Permits

Upon receiving a permit for transfer into the District that has been approved by the student's district of residence, or upon receiving a written request from the parent/guardian of a district student who wishes to enroll in another district, the Superintendent or designee shall review the request and may approve or deny the permit subject to the terms and conditions of Agreement. If a request for an interdistrict transfer is initiated at the district of proposed attendance, the district of proposed attendance will immediately transfer the request to the district of residence for the initial decision to approve or deny.

Revocation of Interdistrict Permits

The Agreement specifies that individual permits may be revoked “pursuant to the policies and regulations of either the [district of attendance] or [district of residence], or as set forth on the interdistrict permit itself, as permitted by law.”

Bases for revocation of an interdistrict transfer permit may be found in the associated administrative regulation and on individual permits.

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Neither a district of residence nor district of attendance may revoke an interdistrict transfer permit for a student in grades 11 or 12 for the subsequent school year.

If a school district revokes an interdistrict permit, it will promptly provide written notice of the revocation to the other district.

Transportation

The district shall not provide transportation beyond any school attendance area, unless otherwise required by law. Upon request of a student's parent/guardian, the Superintendent or designee may authorize transportation for an interdistrict transfer student to and from designated bus stops within the attendance area of the school that the student attends if space is available.

Legal Reference:

EDUCATION CODE

41020 Annual district audits

46600-46611 Interdistrict attendance agreements

48204 Residency requirements for school attendance

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

CALIFORNIA CONSTITUTION

Article I, Section 31 Nondiscrimination on the basis of race, sex, color, ethnicity, or national origin

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:

WEB SITES

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

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

Policy

NORTHERN HUMBOLDT UNION HIGH SCHOOL DISTRICT

adopted: February 9, 2010

McKinleyville, California

Revised: 9/11/12; 2/13/18