



Book	A. Board Policies
Section	5000 Students
Title	Interdistrict Attendance
Code	BP 5117
Status	Active
Legal	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
Adopted	May 10, 1994
Last Revised	January 12, 2016
Last Reviewed	January 12, 2016

INTERDISTRICT ATTENDANCE

The Governing Board 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. The Board desires to communicate with parents/guardians and students regarding what educational programs and services are available and how district programs and services may be improved.

The Board recognizes that current district enrollment corresponds well with district facilities and resources and that the district is capable of serving additional students. Upon request by students' parents/guardians, the Superintendent or designee may approve Interdistrict Attendance Permits with other districts on a case-by-case and space available basis.

The District shall not knowingly accept for enrollment students who are not residents of the District without an Interdistrict Attendance Permit, provided that such permits are not required for students enrolling in ROC or ROP. (Education Code section 52317).

The Board shall specify the terms and conditions under which interdistrict attendance shall be permitted or denied. The Board will establish standards application and/or revocation of the student's permit. (Education Code 46600)

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 the Interdistrict Attendance Permit. The Superintendent or designee may limit the number of student transfers out of the district to a school district of choice based on the percentages of average daily attendance specified in Education Code 48307.

In addition, transfers out of the district may be limited during a fiscal year when the County Superintendent of Schools has given the district a negative budget certification or when the County Superintendent has determined that the district will not meet the state's standards and criteria for fiscal stability in the subsequent fiscal year exclusively as a result of student transfers from this district to a school district of choice. (Education Code 48307)

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>