

Policy

Revision Second Reading
January 28, 2016

NONRESIDENTS

The Board of Education will admit school children of school age domiciled in this district and shall admit other children in accordance with law and this policy. The Board reserves the right to verify the residency or anticipated residency of any student and the validity of any affidavit of guardianship. Documentation required to prove eligibility to attend the schools of this district shall be in accord with Policy 5111 Admission and the administrative code.

The admission of any nonresident child must be approved by the Board of Education. No child, otherwise eligible, shall be denied admission on the basis of the child's identification with any of the protected categories listed in the New Jersey Law Against Discrimination. The Board shall deny admission whenever the educational program maintained for the children of this district is inadequate to meet the needs of the applicant. The continued enrollment of any nonresident student shall be contingent upon the maintenance of good standards of citizenship and discipline.

The Board will not be responsible for the transportation of any nonresident student to or from school.

Future Residents

A nonresident child otherwise eligible for attendance whose parent/guardian anticipates district residency and has entered a contract to buy, build, or rent a residence in this district may be enrolled without payment of tuition for a period of time not greater than eight weeks prior to the anticipated date of residency.

Former Residents

It shall be Board policy that in the case of families moving their residence from the township, students desiring to remain in the school system to complete the school term shall be allowed to do so on the authorization of the Superintendent, without cost, if the parents move after February 1 of the same school year. If the move is made prior to February 1, the students shall not be permitted to remain in the school system. The Board will not assume any transportation responsibility in such cases.

An agreement, which does not involve payment of tuition, may be arranged for a Franklin High School senior of three immediately consecutive years in good standing in the school and who now resides in another public school district to permit completion of the senior year. The arrangement of such agreements shall be contingent upon the Board of

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Education of other districts having taken action to provide reciprocity for senior students who might reside in Franklin Township. All such agreements shall have the approval of the Superintendent. Parents/guardians of students who attend by agreement shall be responsible for the transportation of the student to and from school.

Tuition Students

No tuition students will be accepted, except those out-of-district students accepted for admission to **the district's alternative education program** or a program of special education in accordance with the appropriate statute.

Children of Nonresident Staff Members

Children of staff employed in Franklin Township Public Schools, but not resident in the school district, shall be permitted to attend the schools of the township without payment of tuition provided suitable classes and space are available. The assignment of those students to specific schools shall be done by the Superintendent after receiving a written request from the staff member involved. Transportation of the student to and from school shall be the responsibility of the staff member.

Foreign Exchange Students

The Board may admit foreign exchange students into district schools in order to promote cultural awareness and understanding among students.

The Board may accept exchange students on a J-1 visa who reside within the district as participants in group-sponsored exchange programs approved by the Board. Tuition may be waived for students on a J-1 visa.

Homeless Students

The district will determine the educational placement of homeless students in each child's best interest and respond to appeals concerning them made by parents/guardians or other parties in accordance with New Jersey statutes and administrative code, as well as pertinent federal law. (See policy 5111 Admission).

Adopted: May 21, 2009

Revised:

Legal References:	<u>N.J.S.A. 10:5-1 et seq.</u>	Law Against Discrimination
	<u>N.J.S.A. 18A:7F-3</u>	Definitions
	<u>N.J.S.A. 18A:11-1</u>	General mandatory powers and duties
	<u>N.J.S.A. 18A:36B-1 et seq.</u>	Interdistrict Public School Choice Program
	<u>N.J.S.A. 18A:38-1 et seq.</u>	Attendance at school free of charge
	<u>See particularly:</u>	
	<u>N.J.S.A. 18A:38-2, 38-3, 38-8,</u>	
	<u>38-9</u>	

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Legal References (continued)

<u>N.J.S.A.</u> 18A:46-20	Receiving pupils from outside district; establishment of facilities
<u>N.J.A.C.</u> 6A:12-4.1 <u>et seq.</u>	Choice Student Admissions
<u>N.J.A.C.</u> 6A:17-2.1 <u>et seq.</u>	Education of Homeless Children
<u>N.J.A.C.</u> 6A:22-1.1 <u>et seq.</u>	Student Residency
<u>N.J.A.C.</u> 6A:23-3.1	Method of determining tuition rates for regular public schools
<u>N.J.A.C.</u> 6A:23-5.2	Method of determining the district of residence
<u>N.J.A.C.</u> 6A:23-5.3	Address submission for determining the district of residence
<u>N.J.A.C.</u> 6A:27-6.2	Homeless students

Illegal Immigrant and Immigration Responsibility Act of 1997, 8 U.S.C. § 1101

Board of Education of the Borough of Englewood Cliffs v. Board of Education of the City of Englewood, 132 NJ 327; cert. denied, 510 U.S. 991 (1993); subsequent listing

333 N.J. Super. (App. Div. 2000)

No Child Left Behind Act of 2001, Pub. L. 107-110, 20 U.S.C.A. 6301 et seq. (McKinney-Vento Homeless Assistance Act)

<u>Cross References:</u>	3240	Tuition income
	5111	Admission
	5114	Suspension and expulsion
	6142.5	Travel and exchange programs
	6151	Class size

Key Words

Nonresidents, Tuition Pupil, Affidavit Pupil, Homeless Pupil

Historical Note

Previously adopted: 11/8/76

Revised: 1/13/86, 12/8/86

Renamed/Renumbered: 10/9/95

Revised: 4/16/98