

**STUDENTS**

**INTER-DISTRICT 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 the educational programs and services that are available in the district.

**Interdistrict Attendance Agreements**

The Superintendent or designee may approve interdistrict attendance agreements with other districts on a case-by-case basis to meet individual student needs. A pupil who has been determined, via documented materials, by personnel of either the district of residence or the district of proposed attendance to have been the victim of an act of bullying committed by a pupil of the district of residence, at the request of the person having legal custody of the pupil, may be given priority for interdistrict attendance under any existing interdistrict attendance agreement or, in the absence of an agreement, be given additional consideration for the creation of an interdistrict attendance agreement. (Education Code 46600(b))

The interdistrict attendance agreement shall not exceed a term of five years and shall stipulate the terms and conditions under which interdistrict attendance shall be permitted or denied. (Education Code 46600)

The Superintendent or designee may deny applications for interdistrict transfers because of overcrowding within district schools or limited district resources.

A child of an active military duty parent/guardian shall not be prohibited from transferring out of the district to a school district of choice, if the other school district approves the application for transfer. (Education Code 48301).

Legal Reference:

EDUCATION CODE

234.1(b)(1) Bullying

46600-46611 Interdistrict attendance agreements

48204 Residency requirements for school attendance

48915 Expulsion; particular circumstances

48915.1 Expelled individuals: enrollment in another district

48918 Rules governing expulsion procedures

48980 Notice at beginning of term

52317 ROP, enrollment of students, interdistrict attendance

GOVERNMENT CODE

6250-6270 Public Records Act

<http://www.leginfo.ca.gov/calaw.html>

ATTORNEY GENERAL OPINIONS

84 Ops.Cal.Atty.Gen. 198 (2001)

COURT DECISIONS

Crawford v. Huntington Beach Union High School District, (2002) 98 Cal.App.4th 1275

Management Resources:

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

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

CSBA: 11/10, 7/12, 12/15

Revised: 1/12

Revised: 6/13 (technical revision)

Revised: 2/16 (per 12/15 CSBA)

Board Approved: 4/3/12

Board approved: 5/12/16