

Regulation 5117.1: ^Interdistrict Attendance Agreements

Status: ADOPTED

Original Adopted Date: 05/15/2024 | **Last Reviewed Date:** 05/15/2024

The Superintendent or designee may approve Interdistrict agreements on a case-by-case basis. In making the decision there must be vacancies for students at the specific school, program, and grade level requested.

Students will not have their Interdistrict Agreement approved if:

1. The student has a record of disruptive behavior, suspension and poor attendance, including tardies of 30 minutes or less.
2. The enrollment of the student would result in additional costs excess of state funds.
3. The student enrolled in the Delano Union School District, or continued enrollment when residency status was changed, without an approved Interdistrict Agreement or without being a resident.

The decision on approval of case-by-case requests for Interdistrict attendance will be for the following reasons:

1. To meet the child care needs of the student. Once a student has been admitted to a district school or feeder elementary schools on the basis of child care needs, continued attendance may be denied only when based on restrictions specified in Education Code 48204. (Education Code 46601.5)
2. District residency status may be granted to an elementary or middles grade student if the student's parent/guardian works within the district boundaries. Proof of the parent/guardian's employment within the district shall be required prior to enrollment. (Education Code 48204)
3. To meet a child's special mental or physical health needs, as certified by a physician, school psychologist or other appropriate school personnel.
4. When the student has brother(s) or sister(s) attending school in a receiving district, to avoid splitting the family's attendance.
5. To complete a school year when parents/guardians have moved out of the district during that year.
6. To allow students to remain with a class graduating that year from an elementary or junior high school.
7. When the parent/guardian provides written evidence that the family will be moving to the receiving district in the immediate future and would like the student to start the year in that district.
8. When the student will be living out of the district only for one year or less.
9. When recommended by the School Attendance Review Board or by county child welfare, probation or social service agency staff in documented cases of serious home or community problems which make it inadvisable for the student to attend the school of residence.
10. When there is valid interest in a particular educational program not offered in the district of residency.
11. To provide a change in school environment for reasons of personal and social adjustment.

Interdistrict attendance agreements or applications shall not be required for students enrolling in an ROC or ROP program. (Education Code 52317)

A student's interdistrict agreement may be revoked because of excessive truancy or continual disruption of the educational program.

(cf. 5144 - Discipline)

Transportation

Transportation shall not be provided for students pursuant to an Interdistrict attendance agreement. However, with the approval of the Superintendent or designee, transportation normally provided for students living in the district may be provided for students attending on an Interdistrict attendance agreement when space is available.

(cf. 3250 - Transportation Fees)

(cf. 3540 - Transportation)

Denial of Interdistrict Transfer Agreement

The Superintendent or designee may deny initial requests for Interdistrict attendance agreements if the school's facilities are overcrowded at the relevant grade level or it is determined that excess costs would be incurred by the Delano Union School District.

However, once a student is admitted based on child care needs, his/her continued attendance may not be denied because of overcrowding.

The district can rescind Interdistrict attendance agreements when a student is repeatedly disruptive in class, is suspended from school and/or receiving failing grades on report cards, or is irregular in attendance including tardies of less than thirty minutes.

The parent/guardian of a student who is denied a transfer requested pursuant to Education Code 46600-46611 shall receive timely notice, in accordance with law, regarding the process for appeal to the County Board of Education. This notice shall be provided by the district denying the request, or, in the absence of an agreement between the districts, by the district of residence.

Students who are under consideration for expulsion or who have been expelled may not appeal Interdistrict attendance denials or decisions while expulsion proceedings are pending, or during the term of the expulsion. (Education Code 46601)

(cf. 5119 - Students Expelled from Other Districts)
