

1 **Charlo School District**

2  
3 **STUDENTS**

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4  
5 Discretionary Nonresident Student Attendance Policy

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- 7 1. Except as required by § 20-5-321, MCA, the District will admit nonresident students at  
8 its discretion. Students will be admitted in accordance with the provisions of this policy.  
9 The District will not admit nonresident students when doing so would cause the district to  
10 exceed the class size standards under 10.55.712 and 10.55.713, ARM. If the School  
11 District reaches class size capacity, students denied for capacity reasons applicants may  
12 be placed on a waiting list for notification in the event space in the class becomes  
13 available as determined by the administration in accordance with this policy. Appearance  
14 on the waiting list does not guarantee admission to or enrollment in the school district.  
15
  - 16 2. The Superintendent is hereby given the authority to recommend to the Board any  
17 student's admission in accordance with this policy. The Board will make the final  
18 decision on admission.  
19
  - 20 3. The District will examine a student's records from this district and other school districts  
21 before any Board approval for admission. Review of the records and decisions regarding  
22 admission cannot be inconsistent with district policies regarding nondiscrimination.  
23
  - 24 4. Every student who attends the District as a nonresident student must reapply for  
25 admission by July 1. Admission in one school year does not imply or guarantee  
26 admission in subsequent years.  
27
  - 28 5. All resident students who become nonresidents because their parents or guardians move  
29 out of the District may continue attendance for the school year, barring registration in  
30 another District. At the completion of the school year, a student must apply as a  
31 nonresident student in accordance with #5.  
32
  - 33 6. The Board reserves the right to charge tuition for nonresident students. The Board may,  
34 at its discretion, charge or waive tuition for all students whose tuition is required to be  
35 paid by one type of entity. An "entity" is defined as either: (1) the parent/guardian; or  
36 (2) a school district. Any waiver of tuition must be applied equally to all students whose  
37 tuition is paid by the same type of entity (i.e., if the District charges students tuition in  
38 those circumstances where the resident district pays but waives tuition in those  
39 circumstances where the parent/guardian is responsible for tuition, the tuition waiver will  
40 be applicable to all students whose parents/guardians bear responsibility for payment).  
41
  - 42 7. All nonresident students will be considered ineligible transportees for school  
43 transportation services (§ 20-10-101, MCA).
  - 44 8. Students who have been expelled from another school district or who have committed  
45 acts while enrolled in another school district which would have resulted in expulsion if  
46 committed while enrolled in this district, may be denied admission to the Charlo Schools

at the discretion of the trustees for a time period consistent with the term of any expulsion permitted by board policy.

9. When a parent or guardian of a child wishes to have his or her child attend Charlo Public Schools as an out-of-district student, he or she will apply to the District before July 1 of the school fiscal year in which he or she seeks approval, unless the student can establish compelling reasons for any mid-year transfer and Charlo School determines that a mid-year admission is in the best interest of Charlo School District 7J.
10. Nonresident students enrolled under this policy are subject to all district policies, rules, regulations on the same basis as resident students.

Cross Reference:	Policy 2161 – 2161P	Special Education
	Policy 3110	Entrance, Placement, and Transfer
	Policy 3125	Education of Homeless Children
	Policy 3210	Equal Education, Nondiscrimination and Sex Equity
Legal Reference:	§ 20-5-314, MCA	Reciprocal attendance agreement with adjoining state or province
	§ 20-5-320, MCA	Attendance with discretionary approval
	§ 20-5-321, MCA	Attendance with mandatory approval – tuition and transportation
	§ 20-5-322, MCA	Residency determination – notification – appeal for attendance agreement
	§ 20-5-323, MCA	Tuition and transportation rates
	10.10.301B, ARM	Out-of-District Attendance Agreements

Policy History:

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