

Discretionary Nonresident Student Attendance Policy

Except as otherwise provided by law, admission to the district as a nonresident student is a privilege. The board, recognizing that an educational requirement of its resident students includes the need for an orderly educational process and environment, free from disruption, overcrowding, and any kind of violence or disruptive influences, hereby establishes criteria on the discretionary admission of nonresident students:

1. Except as provided by law, admission to the district as a nonresident student is a privilege, unless required by Sec 20-5-321, MCA. As such, the district will screen all discretionary students and only consider those who meet the criteria set forth in this policy.
2. The board will make the final decision on admission.
3. Students who do not qualify under the mandatory attendance laws and who reside outside of Upper West Shore District #33, will be denied enrollment, with the following exceptions:
 - A. Foreign exchange students, per existing policies;
 - B. Children in the immediate family of nonresident district employees;
 - C. Students residing outside the district, provided they:
 - are in good standing with the most recently attended school in terms of academics, conduct and attendance;
 - are able to demonstrate a record free of truancy;
 - are able to demonstrate a clean behavior record in the school last attended for a period of at least one (1) year;
 - have passing grades in the school previously attended;
 - have correctly completed the nonresident student application process;
 - present no other educationally related detriment to the students of the district.
4. The board will not admit any student prior to a review of that student's record from the student's previous school districts.
5. The district has the option of accepting a nonresident student who does not meet the criteria set forth herein, if the student agrees to special conditions of admission as set forth by the board.
6. Every student who attends the district as a nonresident student must reapply for admission by June 15th for the upcoming year. Admission in one (1) school year does not imply or guarantee admission in subsequent years.
7. The district will not admit nonresident students, when to do so would require the hiring of additional staff or the provision of educational services not currently provided in the school, or would result in over-crowding of existing classes. Exceptions to this policy may be made in special circumstances to be determined solely by unanimous decision of the Board. The granting of such an exception shall not be indicative of any change in district policy and shall not constitute a precedent for any future situation requiring an exception.
8. All resident students who become nonresidents due to a move from the district by their parents/guardians may continue attendance for the school year barring registration in another district. At the completion of the school year, the student must apply as a nonresident student.
9. The board reserves the right to charge tuition for nonresident students, per statute (20-5-321, MCA).
10. All nonresident students will be considered ineligible transportees for school transportation services (20-10-101, MCA).
11. Solely at its discretion the Board shall have the right to declare an emergency which, in its opinion, necessitates the removal of some or all non-resident students from the school. In the event that only some non-resident students must be removed the Board shall have authority to determine which students shall be removed.
12. The board will not admit any student who is expelled from another school district. Exceptions to this policy may be made in special circumstances to be determined solely by unanimous decision of the Board. The granting of such an exception shall not be indicative of any change in district policy and shall not constitute a precedent for any future situation requiring an exception.

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
		20-5-323, MCA Tuition and transportation rates
		10.10.301B, ARM Out of District Attendance Agreements

Adopted on: 7/11/05
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