

NON-RESIDENTS

The Board shall operate the schools of this district for the benefit of all children resident in the district. The Board reserves the right to verify the residency and eligibility of any pupil and documentation required to prove eligibility to attend the schools of this district shall be in accord with Policy 5111 Admission and the administrative code.

Nonresident Pupils

Nonresident pupils may be admitted to this district on payment of tuition and availability of space.

The Superintendent/Principal shall develop procedures for the enrollment of nonresident children that allow admission of such children only on the proper application of parent/guardian. The Superintendent/Principal, with the approval of the Board of Education, has the right to deny admission where the educational program maintained for the children of this district is inadequate to meet the needs of the applicant. The District will not exclude any child, otherwise eligible, on the basis of such child's race, color, creed, national origin, affectional or sexual orientation, atypical hereditary cellular or blood trait of any individual or ancestry. Continued enrollment of any nonresident pupil is contingent upon maintaining good standards of citizenship and discipline.

The Superintendent/Principal or his/her designee shall recommend to the Board for its approval the admission of qualified applicants.

The Board shall not be responsible for the transportation to or from school of any nonresident pupils, except as may be required by state or federal law.

If a child study team evaluation is recommended for a tuition student, any costs above and beyond standard evaluation procedures will be charged to the parent/guardian. If an evaluation determines the tuition student requires extraordinary services, the costs of these services will be charged to the parent/guardian.

The Board shall annually determine tuition rates for nonresident pupils.

Graduation from the Boonton Township school does not guarantee tuition pupils admission to Mountain Lakes High School.

Foreign Exchange Students

A student from another country visiting Boonton Township as part of a formal exchange program may attend our high school on a tuition basis as a provisional student if he/she is staying in the home of a resident of Boonton Township. In order to qualify, the student must submit a letter or other documentation from the sponsoring organization certifying his/her exchange status and the student must enroll for more than one month. Tuition charges will be the responsibility of the foreign exchange student.

Affidavit Pupils

When there is any doubt as to whether a child is entitled to free public education in the district school, all procedures of law and code shall be followed. Sworn affidavits, countersigned by attorneys shall be required for verification of legal guardianship. (See Exhibits 5111 E-1, 2 and 3.)

Date: September 12, 1998
 Revised: January 12, 1989
 Readopted: December 3, 1992
 Revised: January 4, 1996
 Revised: April 27, 2004
 Revised: August 25, 2010
 Revised: March 28, 2012

_____ Monitored
 _____ Mandated
 X Other Reasons

Legal References:

<u>N.J.S.A.</u> 18A:7F-3	Definitions
<u>N.J.S.A.</u> 18A:11-1	General mandatory powers and duties
<u>N.J.S.A.</u> 18A:36B-1 <u>et seq.</u>	Interdistrict Public School Choice Program Act of 1999
<u>N.J.S.A.</u> 18A:38-1 <u>et seq.</u>	Attendance at school free of charge
<u>See particularly:</u>	
<u>N.J.S.A.</u> 18A:38-2, 38-3, 38-8, 38-9	
<u>N.J.S.A.</u> 18A:46-20	Receiving pupils from outside district; establishment of facilities
<u>N.J.S.A.</u> 18A:54-20	Powers of board (county vocational schools)
<u>N.J.A.C.</u> 6A:12-1.3 <u>et seq.</u>	Interdistrict Public School Choice
<u>N.J.A.C.</u> 6A:17-1.1 <u>et seq.</u>	Students at Risk of Not Receiving a Public Education
<u>N.J.A.C.</u> 6A:22	Student residency
<u>See particularly:</u>	
<u>N.J.A.C.</u> 6A:22-3	Eligibility to attend school
<u>N.J.A.C.</u> 6A:22-3.1	Students domiciled within the school district
<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

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.

J.A. v. Board of Education of South Orange/Maplewood, 318 N.J. Super. 512 (App.Div 1999)

Cross References:

3240 Tuition income
 5111 Admission
 5114 Suspension and expulsion
 6142.5 Travel and exchange programs
 6151 Class size