

CALAVERAS UNIFIED SCHOOL DISTRICT

P.O. Box 788, 3304-B Highway 12
San Andreas, CA 95249
(209) 754-2300, Fax: (209) 754-2215
www.calaveras.k12.ca.us

INTERDISTRICT ATTENDANCE APPLICATION

Parents/Guardians are requested to present this application to the district of residence. If the application is accepted, it is the responsibility of the parents/guardians to present the accepted application to the district which they desire their child to attend.

SCHOOL YEAR: 20____/20____ Pupil's Name:_____ Grade:_____

Name of Parent/Guardian:_____ Telephone:_____
(Please Print)

Mailing Address:_____

Physical Address:_____

School Last Attended:_____ District/School of Residence: Calaveras Unified

District and School which Student Desires to Attend:_____

Reason for Transfer (please be specific):_____

Is the pupil enrolled in a Special Education Program? ____ Yes ____ No

- A.D A. basis. In accordance with Education Code, section 46600-46618, District of attendance shall receive all State and Federal apportionments for the attendance of these pupils and this shall constitute full payment. The pupil's parents or guardians shall be responsible for the pupil's transportation to and from school.
- Other conditions of agreement: Calaveras Unified School District will not shift any Special Education unit apportionment should the receiving district approve this agreement
- If approved, you agree to all governing rules of CUSD's Board Policies and Administrative Regulations pertaining to Interdistrict Transfers (BP/AR 5117, AR 5117.1 – attached)

Parent/Guardian Signature: _____ Date: _____

**FOR DISTRICT
USE ONLY**

SCHOOL YEAR: 20____/20____

THIS FORM IS TO BE SIGNED BY THE AUTHORIZED REPRESENTATIVE OF THE
RESPECTIVE SCHOOL DISTRICTS

For the Governing Board of the
DISTRICT OF ATTENDANCE
__ Approve __ Deny

(District Name)

(Signature)

(Print Name)

(Title)

(Date)

For the Governing Board of the
DISTRICT OF RESIDENCE
__ Approval __ Deny

Calaveras Unified School District

(Signature)

Mark Campbell

Superintendent

(Date)

Students

INTERDISTRICT 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.

(cf. 5116.1 - Intradistrict Open Enrollment)

The Board desires to communicate with parents/guardians and students regarding the district's educational programs and services.

Upon request by students' parents/guardians, the Superintendent or designee may approve interdistrict attendance permits with other districts on a case-by-case basis to meet individual student needs.

The interdistrict attendance permit 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 interdistrict attendance permits because of overcrowding within district schools or limited district resources.

The Board shall annually determine the number of interdistrict transfer students the district will accept for the following school year. The Board shall also identify the schools, grade levels, and programs that will be able to accept these additional students.

Because the district admits students in accordance with the school district of choice program pursuant to Education Code 48300-48315, the Superintendent or designee may admit a student based on an individual interdistrict attendance permit only in situations of extreme need and upon the request of the district of residence.

The Superintendent or designee may deny interdistrict attendance permits because of overcrowding within district schools or limited district resources.

Legal Reference:

EDUCATION CODE

46600-46611 Interdistrict attendance agreements

48204 Residency requirements for school attendance

48300-48315 Student attendance alternatives

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

Students

INTERDISTRICT ATTENDANCE (continued)

GOVERNMENT CODE

6250-6270 Public Records Act

ATTORNEY GENERAL OPINIONS

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

87 Ops.Cal.Atty.Gen. 132 (2004)

COURT DECISIONS

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

Management Resources:

WEB SITES

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

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

Second Reading/Adoption:

May 6, 2008

CALAVERAS UNIFIED SCHOOL DISTRICT

San Andreas, California

Students

INTERDISTRICT ATTENDANCE

Interdistrict Attendance Permits

The Superintendent or designee may approve interdistrict attendance permits for the following reasons:

1. To meet the child care needs of a student

Such students may be allowed to continue to attend district schools only as long as they continue to use a child care provider within district boundaries.

2. To meet a child's special mental or physical health needs as certified by a physician, school psychologist, or other appropriate school personnel

(cf. 6159 - Individualized Education Program)

3. When a student has a sibling(s) attending school in the receiving district, to avoid splitting the family's attendance
4. To allow a student to complete a school year when his/her parents/guardians have moved out of the district during that year
5. To allow students to remain with a class graduating that year from an elementary, junior, or senior high school
6. To let high school seniors attend the same school they attended as juniors, even if their families moved out of the district during the junior year
7. When the parent/guardian provides written evidence that the family will be moving into the district in the immediate future and would like the student to start the year in the district
8. When a student will be living out of the district 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

(cf. 5113.1 - Truancy)

10. When there is valid interest in a particular educational program not offered in the district of residence

Students

INTERDISTRICT ATTENDANCE

11. To provide a change in school environment for reasons of personal and social adjustment

Interdistrict attendance permits or applications shall not be required for students enrolling in a regional occupational center or program. (Education Code 52317)

Every interdistrict attendance permit shall stipulate the terms and conditions under which the permit may be revoked. (Education Code 46600)

The Superintendent or designee may deny initial requests for interdistrict attendance permits if school facilities are overcrowded at the relevant grade level or based on other considerations that are not arbitrary. However, once a student is admitted, the district may not deny him/her continued attendance because of overcrowded facilities at the relevant grade level.

The Superintendent or designee shall notify the parents/guardians of a student who is denied interdistrict attendance regarding the process for appeal to the County Board of Education as specified in Education Code 46601. (Education Code 46601)

(cf. 5145.6 - Parental Notifications)

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)

(cf. 5144.1 - Suspension and Expulsion/Due Process)

OPTION 2: School District of Choice Program

Applications for interdistrict attendance shall be submitted to the district office by January 1 of the school year preceding the school year for which the student may be transferred. The application deadline may be waived upon agreement between the district and the district of residence. (Education Code 48308)

In addition, the application deadline shall not apply to an application requesting a transfer if the parent/guardian with whom the student resides is enlisted in the military and was relocated by the military within 90 days prior to submitting the application. (Education Code 48308)

The district shall give priority for attendance to children of military personnel.

The district shall give priority for attendance to siblings of students already in attendance in the district. (Education Code 48306)

Students

INTERDISTRICT ATTENDANCE

Any existing entrance criteria for specialized schools or programs shall be uniformly applied to all applicants. (Education Code 48305)

Not later than 90 days after the district receives an application for transfer, the Superintendent or designee shall notify the parent/guardian in writing whether the application has been provisionally accepted or rejected and of the student's position on any waiting list.

Whenever the number of applicants exceeds the number of interdistrict transfers that may be accepted as determined by the Governing Board, students accepted for transfer shall be selected by a random drawing of the provisionally accepted applications.

Final acceptance or rejection of applications shall be made by May 15 of the school year preceding the school year for which the student may be transferred. (Education Code 48308)

However, if an application is submitted for a student who is residing with a parent/guardian enlisted in the military and that parent/guardian was relocated by the military 90 days prior to the submission of the application, then the district shall make a final decision to accept or reject the application within 90 days of its receipt. If the student's application has been submitted less than 90 days prior to the beginning of the school year, then the district shall accept or deny the application before the school year begins. Upon his/her acceptance, the student may immediately enroll in a district school. (Education Code 48308)

The Superintendent or designee shall notify the student's district of residence of the district's decision.

Students admitted through the school district of choice program are deemed to have fulfilled district residency requirements pursuant to Education Code 48204. (Education Code 48301)

(cf. 5111.1 - District Residency)

(cf. 5116.1 - Intradistrict Open Enrollment)

Final acceptance of the transfer is applicable for one school year and shall be renewed automatically each year unless the Board, by adoption of a resolution, withdraws from participation in the program and no longer accepts transfer students from other districts. (Education Code 48308)

However, even if the district withdraws from participation in the program, admitted high school students may continue attending school in the district until they graduate from high school. (Education Code 48308)

Students

INTERDISTRICT ATTENDANCE

The district may accept any completed coursework, attendance, and other academic progress credited to an accepted student by any district(s) he/she has previously attended and may grant academic standing to the student based upon the district's evaluation of the student's academic progress. (Education Code 48309)

(cf. 6146.3 - Reciprocity of Academic Credit)

The district may revoke a student's enrollment if he/she is recommended for expulsion pursuant to Education Code 48918. (Education Code 48309)

(cf. 5144.1 - Suspension and Expulsion/Due Process)

The district may deny a transfer under the school district of choice program if:

1. The Board determines that the transfer into or out of the district would negatively impact a court-ordered or voluntary desegregation plan of the district. (Education Code 48301)
2. The transfer into the district would require the district to create a new program to serve that student. (Education Code 48303)
3. The number of transfers out of the district exceeds the limit specified in Education Code 48307.

Transportation

The district shall not provide transportation outside the school's attendance area. However, upon request, the Superintendent or designee may authorize transportation for students living outside the attendance area to and from designated bus stops within the attendance area if space is available. Priority for such transportation shall be based on demonstrated financial need.

April 15, 2008

CALAVERAS UNIFIED SCHOOL DISTRICT
San Andreas, California

Students

Interdistrict Attendance Agreement

The Superintendent or designee may approve interdistrict attendance agreements for the following reasons:

1. To meet the child care needs of the student (Education Code 46601.5)

When any district middle, junior or high school's feeder elementary school has entered into an agreement with a third school district for the attendance of a student based on his/her child care needs, the student shall be allowed to attend district schools through the 12th grade as long as the student continues to use a child care provider within district boundaries. (Education Code 46601.5)

2. To meet a child's special mental or physical health needs, as certified by a physician, school psychologist or other appropriate school personnel

(cf. 6159 - Individualized Education Program)

3. When the student has brother(s) or sister(s) attending school in a receiving district, to avoid splitting the family's attendance
4. To complete a school year when parents/guardians have moved out of the district during that year
5. To allow students to remain with a class graduating that year from an elementary, junior or senior high school
6. To let seniors attend the same school they attended as juniors, even if their families moved out of the district during the junior year
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

(cf. 5113.1 - Truancy)

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 a Regional Occupation Center or Program. (Education Code 52317)

INTERDISTRICT ATTENDANCE AGREEMENT (continued)

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 admitted pursuant to an interdistrict attendance agreement. However, upon request, the Superintendent or designee, may authorize transportation if space is available for students living outside of district boundaries to and from a designated bus stop within district boundaries.

[\(cf. 3250 - Transportation Fees\)](#)

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

The Superintendent or designee shall provide parents/guardians of a student who is denied interdistrict attendance notice regarding the process for appeal to the County Board of Education in accordance with law. (Education Code 46601)

[\(cf. 5145.6 - Parental Notifications\)](#)

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)

[\(cf. 5119 - Students Expelled from Other Districts\)](#)

[\(cf. 5144.1 - Suspension and Expulsion/Due Process\)](#)

Legal Reference:

EDUCATION CODE

48204 Residency requirements for school attendance

46600-46611 Interdistrict attendance agreements

ATTORNEY GENERAL OPINIONS

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

April 8, 2003

CALAVERAS UNIFIED SCHOOL DISTRICT
San Andreas, California