

1 **Gardiner School District**

2
3 **STUDENTS**

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4
5 Discretionary Nonresident Student Attendance Policy

6
7 The Board, recognizing that its resident students need an orderly educational process and
8 environment, free from disruption, overcrowding, and any kind of violence or disruptive
9 influences, hereby establishes criteria for the discretionary admission of nonresident students.

- 10
11 1. Except as required by § 20-5-321, MCA, the District will admit nonresident students at
12 its discretion. As such, the District will screen all nonresident students and consider only
13 those who meet the criteria set forth in this policy.
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15 2. The Superintendent will recommend to the Board any nonresident student admission in
16 accordance with this policy, with the Board making the final decision on admission.
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18 3. All students whose legal residence is outside of the District and who do not qualify for
19 mandatory attendance will be denied enrollment, with the following exceptions:
20
21 A. Foreign exchange students, per existing District policy 3145;
22 B. Children in the immediate family of nonresident District employees;
23 C. Students who reside in Yellowstone National Park may attend Gardiner Schools
24 under § 20-5-321, MCA, and pursuant to a cooperative agreement with the State
25 of Wyoming.
26 D. Students residing outside the District provided they:
27
28 • be in good standing with the most recently attended school in terms of
29 academics, conduct, and attendance;
30 • be able to demonstrate a record free of truancy;
31 • be able to demonstrate a clean behavior record in the school last attended
32 for a period of at least one (1) year;
33 • have passing grades for the previous semester;
34 • have correctly completed the nonresident student application process; and
35 • present no other educationally related detriment to the students of the
36 District.
37
38 4. The District will examine a student's records from previous school districts before any
39 Board approval for admission.
40
41 5. The District has the option of accepting a nonresident student who does not meet the
42 criteria set forth by the administration, if the student agrees to special conditions of
43 admission as set forth by the District.
44
45 6. Every nonresident student who attends District schools must reapply for admission for
46 the succeeding school year by June 15. Admission in one school year does not infer or

guarantee admission in subsequent years.

7. The District will not admit nonresident students when doing so would require hiring additional staff or providing educational services not currently offered or would create crowding of existing classes.

8. All resident students who become nonresidents because their parents or guardians move out of the District may continue attendance for the semester, barring registration in another District. At the completion of the semester, a student must apply as a nonresident student.

9. The Board reserves the right to charge tuition for nonresident students. At its discretion, the Board may charge or waive tuition for all students whose tuition is required to be paid by one kind of entity, defined as either a parent or guardian or a school district. Any waiver of tuition will be applied equally to all students whose tuition is paid by the same kind of entity (i.e., if the District charges tuition in those circumstances where a resident district pays but waives tuition in those circumstances where a parent or guardian is responsible for tuition, the tuition waiver will be applicable to all students whose parents or guardians bear the responsibility for payment).

10. All nonresident students will be considered ineligible transportees for school transportation services (§ 20-10-101, MCA).

11. The Board may declare an emergency which, in its opinion, necessitates the removal of all nonresident students from District schools.

12. The Board will not admit any student who is expelled from another school district.

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:

Adopted on: July 1, 2005

Reviewed on:

Revised on: 2/12/2015

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3 APPLICATION FOR OUT-OF-DISTRICT ATTENDANCE
4 GARDINER PUBLIC SCHOOLS*
5 510 Stone St, MT 59030
6

7 Except as provided by ' 20-5-321, MCA, admission to Gardiner Public Schools as an out-of-District student is a
8 privilege and not a right. In accordance with the Board's out-of-District attendance policy, all out-of-District students
9 must apply for admission each school year no later than June 15. Applications received after this date will not be
10 considered. Specific admission criteria are outlined in the policy. A separate application form must be completed for
11 each student seeking admission.
12

13 I hereby request that attendance in the Gardiner Public Schools be approved for the following-named child for the 20__ -
14 20__ school year.
15

16
17 _____
18 Student's Name Current School Enrolled In Current Grade

19 Name and mailing address of custodial parent, legal guardian, or other person with documented legal custody of this
20 student. If there are separate addresses for mother and father, please list both. Also list name(s) of school district(s) in
21 which this residence is located.
22

23
24 _____
25 Name and Mailing Address School District

26
27 _____
28 Name and Mailing Address School District

29 Physical address of residence where child is actually living. Box or route number is not enough. Students not residing
30 with custodial parent, legal guardian, or other person with documented legal custody will not be admitted except by court
31 order, unless custodial parent, legal guardian, or other person with documented legal custody also resides in the district.
32

33
34 _____
35 Address of Parent/Guardian

36
37 _____
38 Section, Township, and Range

39 Please answer Yes or No to the following questions. If you answer Yes to a question, please explain in the space
40 provided. Failure to answer all questions or false representation may be grounds to not admit or to remove a student from
41 Gardiner Schools.
42

43 1. Will bus transportation services be requested? Yes ___ No ___
44
45

46
47 2. Will special education services be requested? Yes ___ No ___
48 This information will be used for staffing purposes only and will not be considered as criteria for admission.
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53 Items for consideration on the application for out-of-District students to Gardiner Public Schools:

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3. Has your child been expelled or suspended from a former school? Yes ___ No ___

4. Does your child have a criminal record? Yes ___ No ___

5. Has your child been absent for more than 10 days in a semester at any former school district? Yes ___ No ___

BY SIGNING THIS APPLICATION, I AM ACKNOWLEDGING THAT I KNOW AND UNDERSTAND THAT THE DISTRICT MAY INVESTIGATE THE STUDENT'S RECORDS AND HISTORY IN DETERMINING ELIGIBILITY FOR POSSIBLE ADMISSION TO DISTRICT SCHOOLS. FURTHER, I GIVE PERMISSION FOR EXAMINATION OF ANY AND ALL RECORDS OR DOCUMENTS SO PERTAINING.

Signature of Parent/Guardian *Date*

** Completion of this application does not ensure the applicant will be admitted to Gardiner Public Schools. Please make any appropriate arrangements in the event the applicant is ultimately not admitted.*

FOR DISTRICT USE ONLY

Date application postmarked _____

The Application for Out-of-District Attendance is: ___ **Approved**
___ **Not Approved**

Reason for Non-Approval:

Superintendent's Signature *Date*

STUDENT ATTENDANCE AGREEMENT (FP-14)

School Year 20__ - 20__

SECTION I: TO BE COMPLETED BY PARENT/GUARDIAN – OR – OFFICIAL OF STATE AGENCY/COURT
I request that the following student be allowed to attend a school district outside the student's District of Residence

Student Name (last, first, middle initial)	
Birthdate	
Student Address	
Parent/Guardian Address	
Individual Responsible for Placement	
Relationship to Student	Phone Number
Agency Responsible for Placement:	
Address (include city, state and zip code):	
Parent Signature This agreement will be returned to the parent/guardian after acceptance by the district of choice and will specify the costs, if any, which will be charged to the parent/guardian for attendance. If the student attends under this agreement, the parent/guardian agrees to pay the costs, if any, charged to the parent/guardian under the terms of this agreement.	
Signature of Parent/Guardian: _____ Date: _____	
State Agency/Court Request OR Group Home Representative Signature	
Signature of Official of State Agency/Court/Group Home: _____ Date: _____	

SECTION II: TO BE COMPLETED BY DISTRICT OF CHOICE/PLACEMENT

Student State ID	Student Grade
District of Choice/Placement	District of Residence
Individual Making Request <input type="checkbox"/> Parent/Guardian <input type="checkbox"/> Court <input type="checkbox"/> State Agency	Student Placement <input type="checkbox"/> Group Home Placement <input type="checkbox"/> Foster Home Placement <input type="checkbox"/> District to District Placement
Enrollment Start Date	Annual Pupil Instruction Days

SECTION III: TRANSPORTATION – TO BE COMPLETED BY DISTRICT OF CHOICE/PLACEMENT

NO TRANSPORTATION will be provided. Parent/guardian will transport at own expense (Go to Section IV)

Transportation Provided by District of Choice/Placement <input type="checkbox"/> Bus Service at No Cost <input type="checkbox"/> Bus Service, charging <input type="checkbox"/> parent/guardian OR <input type="checkbox"/> District of Residence \$_____ per _____ (attach payment schedule) <input type="checkbox"/> Bus Service, charging State of Montana \$_____ per year (over-schedule costs only – attach documentation of costs) <input type="checkbox"/> Mileage reimbursement to the parent/guardian under a TR-4 Individual Transportation Contract (3 miles from school/bus stop)
Transportation Provided by District of Residence <input type="checkbox"/> Bus Service at No Cost <input type="checkbox"/> Bus Service, charging parent/guardian \$_____ per _____ (attach payment schedule) <input type="checkbox"/> Mileage reimbursement to the parent/guardian under a TR-4 Individual Transportation Contract (more than 3 miles school/bus stop)

SECTION IV: TUITION COSTS – TO BE COMPLETED BY DISTRICT OF CHOICE/PLACEMENT

Type of Agreement (Check one and indicate the annual amounts of Regular Education, Special Rate and Total Annual Tuition)	Regular Education Rate	Special Rate (Attach FP-14A)	Total Annual Tuition (Regular Education Rate + Special Rate)
Parent/Guardian Request Discretionary – Parent/Guardian requests to enroll student outside District of Residence	<input type="checkbox"/> Tuition Waived <input type="checkbox"/> \$ _____		\$ _____ (Parent/Guardian)
Mandatory – Elementary student to attend where high school age sibling(s) attends	<input type="checkbox"/> Tuition Waived <input type="checkbox"/> \$ _____		\$ _____ (Parent/Guardian)
Mandatory – Student lives closer to school of choice and at least 3 miles from resident district school AND District of Residence does not provide transportation	<input type="checkbox"/> Tuition Waived <input type="checkbox"/> \$ _____	<input type="checkbox"/> \$ _____	\$ _____ (District of Residence)
Mandatory – Geographic barrier prohibits attendance in District of Residence	<input type="checkbox"/> Tuition Waived <input type="checkbox"/> \$ _____	<input type="checkbox"/> \$ _____	\$ _____ (District of Residence)
State/Court Placement (includes foster and group home placements)	<input type="checkbox"/> \$ _____	<input type="checkbox"/> \$ _____	\$ _____ (State of Montana)
District to District Placement	<input type="checkbox"/> Tuition Waived <input type="checkbox"/> \$ _____	<input type="checkbox"/> \$ _____	\$ _____ (District of Residence)

SECTION V: AGREEMENTS AND SIGNATURES

A signature below acknowledges receipt of the Student Attendance Agreement. Transportation and tuition will be charged to the Parent/Guardian, District of Residence, or the State of Montana as indicated in Sections III and IV.

A. DISTRICT OF CHOICE/PLACEMENT

The Board of Trustees:

_____ APPROVES this Student Attendance Agreement

_____ DISAPPROVES this Student Attendance Agreement

Board Chair: _____

Signature: _____ Date: _____

B. DISTRICT OF RESIDENCE

The Board of Trustees:

_____ APPROVES this Student Attendance Agreement (only required if transportation and/or tuition is to be paid by the District of Residence)

_____ DISAPPROVES this Student Attendance Agreement

_____ ACKNOWLEDGES receipt of this Student Attendance Agreement (only if no transportation and/or tuition is charged by the District of Residence OR parent/guardian or state is responsible for tuition)

Board Chair: _____

Signature: _____ Date: _____

C. SUPERINTENDENT OF PUBLIC INSTRUCTION

The Superintendent of Public Instruction:

ACKNOWLEDGES receipt of this Student Attendance Agreement

OPI Representative: _____

Signature: _____ Date: _____