

202-AR ELIGIBILITY OF NONRESIDENT STUDENTS

I. Education of Nonresident Children Placed in Full Time, Paid Foster Care, or Custodial Care in the Home of a Resident 24 P.S. §13-1305

A. General

This section applies to a Pennsylvania school age child placed outside his/her Pennsylvania school district of residence by a court of the Commonwealth or by a custodial care association, agency, or institution and into the home of a resident of another Pennsylvania district, which resident is compensated for providing foster home care or similar full-time custodial care to the nonresident school age child.

A non-resident child placed in foster care shall be educated in accordance with 24 P.S. §13-1305 which provides that a non-resident child in paid foster care is “entitled to all school privileges accorded to resident children of the district . . . in the same manner as though such child were in fact a resident child of the district.”

1. The school district shall request verification that the child is residing with a foster parent or is in a pre-adoptive or adoptive home in the form of a letter from the appropriate agency.
2. The district cannot require a court order or agency records.

II. Nonresident Children Living in Facilities or Institutions 24 P.S. §13-1306

- A. The board of school directors of the school district in which there is located an agency supervised or licensed shelter, group home, maternity home, residence, facility, orphanage or other institution for the care or training of children or adolescents, shall admit to the district’s public schools school age children who are living at or assigned to the facility or institution and who are residents of the district or another school district in this Commonwealth.
- B. The board of school directors of a school district, in which a day treatment program operated under approval from the Department of Public Welfare by a private children and youth agency is located, may purchase educational services for a child referred to the Program under section 1310(b) of the Public School Code of 1949, (24 P.S. 13-1310(b)).
- C. If the school district of residence of a child living at or assigned to a facility or institution, as described in subsection (A) or (B), cannot be determined, but it is decided by the Secretary that the child is a resident of this Commonwealth, the child shall be permitted to attend the public schools of the district. A child covered by this subsection shall include a child whom the Secretary finds to have been placed by the child’s resident parents or guardian in the care or custody of a Commonwealth facility and subsequently abandoned or deserted.

III. Interim Admission

A. Students Expecting to Move Into or From the School District

1. Interim admission will be permitted at the opening of the school term for families whose settlement dates are during the first 45 school days of the school year. A settlement date after the first 45 school days shall become the official admittance date for the student.

2. Students in grades K-11 whose families move from the district during the last 45 school days of the year will be granted interim admission to complete the remaining days of the school year in the district.
 3. Parents/guardians requesting interim school privileges must:
 - a. Write a letter to the Superintendent requesting Muhlenberg School attendance.
 - b. Agree to arrange for the student's transportation to and from school.
 - c. Families moving into the district must provide the Superintendent with a copy of a notarized legal document verifying the settlement date. If settlement is not made on the established date, the parents may be billed for tuition based on the number of days the student was in attendance during the first quarter. In addition, the student will be withdrawn from school unless tuition payments are made and, then, paid in advance for the remainder of the school year.
 - d. Students moving from the school district will be withdrawn from the District at the end of the school term. In the event that a student has moved from the District and no official notification has been given to the District, the parent/guardian is liable for tuition from the date the student moved from the District. The student will be withdrawn from school unless tuition payments are made and, then, paid in advance for the remainder of the school year.
- B. High School Seniors
1. Parents of a senior who has completed the ninth, tenth, and eleventh grades in the Muhlenberg School District may request in writing through the High School Principal permission for the student to complete the senior year.
 2. The High School Principal will make a recommendation to the Superintendent based upon:
 - a. The student's previous record.
 - b. The mutual benefits of continuation.
 - c. An agreement by the parents to provide the necessary transportation to and from school.
- C. Responsibilities
1. All requests for interim admission will be answered in writing by the Superintendent/designee with a copy to the building principals who are responsible for verifying residency, registration and attendance.
 2. Any student approved for interim admission may be enrolled on a non-tuition basis. Permission to attend is granted as long as the student conforms to the rules and regulations of the district.

IV. Other

- A. All exceptional cases other than those outlined above shall be put in writing and submitted to the Superintendent for review.

V. Enrollment Complaints

- A. When a dispute arises regarding enrollment of a student, the person attempting to enroll the child or the school district may bring the dispute to the attention of the Pennsylvania Department of Education, Division of Student Services.

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