

Three Rivers School District

8550 New Hope Rd • PO Box 160 • Murphy, OR 97533

Policy: JECB
Adopted: 9/18/06
Readopted: 9/17/07

INTERDISTRICT TRANSFERS

~~The Board, on an annual basis, reserves the right to accept/reject transfer applications based upon the availability of space, resources, personnel, appropriate programs, a positive review of educational records and other reasons deemed appropriate by the Superintendent or designee. The following process will be used for applications of admission or transfer to the district.~~

Consideration may include:

- ~~1. Students with unusual academic needs or abilities that can be met more readily by school services available in a nonresident school district;~~
- ~~2. Students with significant and extraordinary circumstances of an educational nature who would have a greater ability to succeed in the environment of the nonresident school district;~~
- ~~3. Nonresident students who are recommended by professional agencies (i.e. the Courts, Juvenile Department, Department of Human Services, and Health Services);~~
- ~~4. Students whose parents move across district boundaries late in the school year;~~
- ~~5. Students whose parents live outside the district but are planning to permanently reside within the district during the current semester;~~
- ~~6. Balance of transfers in and out of the district per a reciprocal agreement with neighboring districts;~~
- ~~7. Availability of classroom space at the student's grade level, including special programs;~~
- ~~8. Qualification as homeless under the federal McKinney-Vento Act;~~

~~The following are not recognized as valid reasons for Transfer:~~

- ~~1. Location of a parent's or legal guardian's workplace;~~
- ~~2. Preference of the athletic, extracurricular, or co-curricular programs of the district;~~
- ~~3. A desire to attend the same school district to be with friends or relatives;~~
- ~~4. Distance to and from the school currently attending;~~
- ~~5. Services or programs that do not directly address an unusual academic need or ability of the individual child.~~

The district may enroll nonresident students under the following conditions:

1. By written consent of the sending and receiving district superintendents or designees. If granted, the student becomes a "resident pupil" of the attending district for that school year, allowing the attending district to receive State School Support Fund dollars.

2. If a juvenile court determines it is in the student's best interest, a student placed in a substitute care program outside the district will continue to be considered a resident student and allowed to attend the school the student attended prior to placement. The public agency placing the student in a substitute care program will be responsible for the transportation of the student.
3. By unilaterally admitting with tuition a nonresident student whereby neither district is eligible for state school fund dollars;

~~Non-resident students shall be responsible for their own transportation.~~

~~The board shall deny admission to nonresident students who are under expulsion from another district for a weapons policy violation. The Board will, based on district criteria, deny admission to nonresident students who are under expulsion from another school district for reasons other than a weapons policy violation. Expelled non-resident students will not be permitted to transfer to Three Rivers Schools.~~

~~Admission of non-resident students may be terminated at any time by the superintendent or his/her designee.~~

Consent to Release Students from TRSD

Except as otherwise required by law, the Board reserves the right to reject student interdistrict transfer release requests. The Board may not consider nor ask for any information from the student about race, religion, sex, sexual orientation, ethnicity, national origins, disability, health, whether a student has an individual education program (IEP) or the terms of that IEP, identified as talented and gifted, income level, residence, proficiency in English, athletic ability or academic records. The Board may not request or require the student to participate in an interview, tour any of the schools or facilities, or otherwise meet with any representatives of the school or district prior to the district deciding whether to give release consent.

The Board may ask for the student's name, contact information, date of birth, grade level and whether the student is currently expelled for a weapons violation.

The Board will annually determine whether to limit the number of students to whom consent for release will be given. If the number of students seeking consent for release exceeds the number of students established by the Board, the Board will use an equitable lottery selection process. The process may give release priority to students who have siblings currently enrolled in the district, and to students who are children of employees of the receiving district.

The Board may revise the maximum number of students to whom release consent will be given at a time other than the annual date established by the Board if there are no pending applications for release consent. If the Board decides not to give release consent to a student the Board must provide a written explanation to the student.

The district is not required to provide transportation to students released from the district.

Consent to Accept Students into TRSD

Except as otherwise required by law, the Board reserves the right to accept nonresident students based upon the availability of space, resources, personnel and appropriate programs. The Board may not consider nor ask for any information from the student about race, religion, sex, sexual orientation, ethnicity, national origins, disability, health, whether a student has an individual education program (IEP) or the terms of that IEP, identified as talented and gifted, income level, residence, proficiency in English, athletic ability or academic records. The Board may not request or require the student to participate in an

interview, tour any of the schools or facilities, or otherwise meet with any representatives of the school or district prior to the district deciding whether to give acceptance consent.

The Board may ask for the student's name, contact information, date of birth, grade level and whether the student is currently expelled for a weapons violation.

The Board will annually determine whether to limit the number of students to whom consent for acceptance will be given. If the number of students seeking consent for acceptance exceeds the number of students established by the Board, the Board will use an equitable lottery selection process. The process may give priority to students who have siblings currently enrolled in the district, and to students who are children of current employees.

By April 15, 2014, the Board shall establish the number of students who were on an interdistrict transfer for 2013-14 to whom acceptance consent will be given for the upcoming school year. The Board may choose to limit acceptance consent based on school, grade or the combination of both. The Board may decide not to give acceptance consent to any person under this process.

Annually, by June 15th, the Board shall establish the number of first through twelfth grade students to whom acceptance consent will be given for the upcoming school year. The Board may choose to limit acceptance consent based on school, grade or the combination of both. The Board may decide not to give acceptance consent to any person under this process.

Annually, by September 15th, the Board shall establish the number of additional Kindergarten students to whom acceptance consent will be given for the upcoming school year. The Board may choose to limit acceptance consent based on school, grade or the combination of both. The Board may decide not to give acceptance consent to any person under this process.

The Board may determine the length of time the acceptance consent is given and different lengths of time can be established based on grade level. Any limitations in length of time must be applied consistently among all students at a grade level to whom acceptance consent was given.

The district is not required to provide transportation to students released from the district.

The Board may revise the maximum number of students to whom release consent will be given at a time other than the annual date established but the Board if there are no pending applications for release consent. If the Board decides not to give release consent to a student the Board must provide a written explanation to the student.

Except as otherwise required by law, admission of nonresident students may be terminated ~~at any time by the superintendent or his/her designee~~ if a student fails to meet the standards for attendance and behavior established by the district.

As necessary, the district will enter into protocol agreements with neighboring districts to establish release and acceptance slots for approval by the Board.

END OF POLICY

Legal Reference(s):

[ORS 109.056](#)
[ORS 294.100](#)

[ORS 329.485](#)
[ORS 335.090](#)
[ORS 339.115 to -339.133](#)
[ORS 339.141](#)
[ORS 339.250](#)
[ORS 343.221](#)
[ORS 433.267](#)

Letter Opinions, Office of the Attorney General (March 15, April 18, June 30, 1988).
Oregon Department of Education, Memos #23-1988-89, #42-1994-95.

~~Cross Reference(s):~~

~~—— JEC - Admissions~~

