

Book	School Board Policies
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PART-TIME OPEN ENROLLMENT

Under the part-time open enrollment program, a student enrolled in a public school in the high school grades may be permitted to attend a public school in a nonresident school district to take up to two courses at any one time.

If a student wishes to participate in the part-time open enrollment program, the student and his/her parent or guardian are solely responsible for (1) following all application procedures, (2) providing express notice to the applicable school districts that confirms the student's intent to attend a course into which the student has been accepted, (3) meeting the minimum eligibility criteria, and (4) meeting relevant deadlines, as such requirements are defined in state law, any applicable state regulations, and the policies and procedures of the applicable school districts. Failure to submit a timely and complete application or a failure to meet other mandatory requirements are grounds for loss of the opportunity to participate in the course(s).

The High School Principal or an administrative-level designee shall be responsible for (1) ensuring that the District appropriately processes all resident and nonresident student applications for the part-time open enrollment program; and (2) determining whether the District will approve or deny individual applications based on the criteria established in state law, any applicable state regulations, and applicable District policies and procedures. The High School Principal or his/her administrative-level designee shall be responsible for establishing a start date for each course for purposes of part-time open enrollment, and the applicable starting date shall be used to calculate the deadlines for submitting a program application for the course and for providing the related approval, rejection, and acceptance notices.

Resident High School Students Attending Courses in Other Public School Districts

District high school students who are residents of the District may apply to take a course(s) in another public school district in Wisconsin under the part-time open enrollment program in accordance with state law.

The parent or guardian of a student who is taking a course under this policy is responsible for transporting the student to and from the course, unless state or federal law otherwise requires a school district to provide transportation.

The District shall deny a resident student's otherwise timely and complete application to attend a course in another public school district under the part-time public school open enrollment program if:

1. The course conflicts with the student's individualized education program (IEP); or
2. The cost of the course would impose an undue financial burden on the District.

Nonresident High School Students Attending Courses in the District

Nonresident students seeking to enroll in specific District courses under the part-time open enrollment program shall be subject to the same criteria that are used for making course-related eligibility and acceptance decisions for students who are District residents. Such criteria include meeting applicable course prerequisites, academic requirements, proficiency standards, and conduct-related requirements. In addition, there must be space available in the course.

Regarding space availability considerations, the District will give preference (i.e., ahead of part-time open enrollment applicants) in making acceptance and placement decisions for individual courses to the following:

1. **District students have first priority.** Up to the point at which the District provides formal notice of acceptance or denial to a part-time open enrollment applicant (which will occur no sooner than six weeks before and no later than one week before the course is scheduled to begin), the District will give a preference to otherwise-eligible students whose primary enrollment and school of attendance is (or at the time of the applicable course will be) within the public schools of the District (including students who are not District residents who are regularly attending a school in the District under the full-time open enrollment program). In addition, the District may reserve a reasonable number of spaces in particular classes to accommodate possible course changes by such District students and to accommodate regular District students who are late

enrollees.

- 2. **Non-District students who are District residents have a preference over nonresidents.** Provided that such students have applied to take the course no later than at least three weeks before the course starting date, the District will also give a secondary preference to non-District students who are residents of the District and who are entitled to apply to take the course under state law or under any other Board policy (e.g., certain residents who are enrolled in a private school, tribal school, or home-based private educational program).

If, after applying the applicable preferences, the District has space available in a course for part-time open enrollment students and any other students who may be eligible to apply to take the course, but the District has received more qualifying applications from such interested persons than there are spaces available, then the District will use a random procedure to determine which additional students to accept into the course.

Application of Policy in Special Situations

To the extent required by law, the terms “resident student,” “nonresident student,” and “nonresident school district,” within this policy shall be construed to appropriately accommodate atypical situations where the public school that a student normally attends on a full-time basis is not located in the same school district in which the student’s legal residence is located.

- Legal Section 118.57
- Section 118.53
- Section 118.52
- Section 118.33
- Section 118.15(1)(d)
- Section 118.145(4)
- Section 118.13
- Section 115.385(4)

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PART-TIME OPEN ENROLLMENT

A. Definitions

For purposes of these procedures implementing the part-time open enrollment program within the District, the following definitions apply:

1. “**District,**” when capitalized, means the Frederic School District.
2. The term “**resident school district**” means the school district that would have the legal obligation to pay the cost of the course specified under state law to another school district for an approved part-time enrollment course that qualifies for such payment.
3. The term “**resident student**” means a public high school student for whom the District is legally required to fulfill the obligations of a resident school district under the part-time open enrollment program when the student is seeking to take a course outside of the District.
4. The term “**nonresident student**” means a public high school student for whom the District is legally required to fulfill the obligations of a nonresident school district under the part-time open enrollment program when the student is seeking to take a part-time open enrollment course within the District.

B. Resident Student Applications to Take Courses Outside the District

1. Resident students who are seeking to take a course outside of the District under the part-time open enrollment program shall use the Department of Public Instruction (DPI)-approved application form and shall initially submit the application form to the Wisconsin public school district that is offering the course at least six weeks prior to the date on which the course is scheduled to begin. The public school district offering the course is responsible for forwarding a copy of the application to the District, but the District recommends that the applicant contact the District to confirm that the District has, in fact, received a copy of the application.
2. Upon receipt of a copy of a resident student's application to attend a course(s) in another public school district under the part-time open enrollment law, school office staff shall forward the application to the Superintendent or District Administrator for review and action. For students with disabilities who have an individualized education program (IEP), a staff person with sufficient knowledge of the requirements of the student's IEP shall be involved in processing the course application.
3. All applications received shall be processed using the criteria and procedures outlined in state law and Board policy.
 - a. If the student's application was not submitted in the manner and within the time limits established by state law, it shall be denied.
 - b. If the course application is from a student with a disability who has an IEP, the application shall be reviewed with the IEP to determine whether the student's attendance in the course would result in a denial of a free appropriate public education (FAPE) as defined with reference to the IEP, or otherwise conflict with the goals, placement, or other material provisions within the IEP. The course application shall be denied if it conflicts with the student's IEP.
 - c. The District Administrator shall determine if the course imposes an undue financial burden on the District in light of the District's total economic circumstances.
4. If the application is denied, the applicant and the public school district to which the application was made shall be notified, in writing. This notification of denial shall be provided no later than one week prior to the date the course is scheduled to commence. The notice shall include the reason(s) for the denial and inform the applicant that the decision may be appealed to DPI within 30 days.

5. The High School Principal or his/her designee shall determine whether or not each proposed out-of-district course will satisfy District graduation requirements. If it is determined that a proposed course does not satisfy District graduation requirements, the applicant's parent or guardian shall be notified of that fact no later than one week prior to the date the course is scheduled to commence. Such a determination is not a basis on which the District may deny the application.
6. If the student's application to take a course has been approved, the applicant's parent or guardian must provide timely notice to the District and to the school district that is offering the course(s) that confirms the student's intent to attend the specific course(s). For purposes of providing this confirming notice to the District, the notice shall be provided to the District office or District Administrator no later than the last weekday preceding the course starting date, excluding state holidays. To the extent permitted by state law, a failure to provide the confirming notices on a timely basis may result in the revocation of approval to attend the course under the part-time open enrollment program.
7. The District shall pay for the cost of a resident student's approved course(s) to the extent required by state law.

C. Nonresident Student Applications to take Courses in the District

1. The administration is responsible for determining the starting date for each course for purposes of the part-time open enrollment program. The starting date of the course will be used to calculate the deadlines for submitting a part-time open enrollment application and for providing the related approval, rejection, and acceptance notices. Such dates and the related deadlines shall be provided to a parent, guardian, or student upon request. Course starting dates will be determined in a manner consistent with the following parameters:
 - a. For courses other than online courses, the starting date will normally be the first date on which the course meets for time that counts toward state-required hours of direct student instruction.
 - b. For online courses, the starting date will normally be the earlier of the date by which the student will be expected to have initiated their access to the course management system, or by which the student will be expected to have made direct contact with the teacher.
 - c. With the approval of the High School Principal his/her administrative-level designee, a starting date earlier than the normal starting date may be established where it is determined that an earlier date is necessary for the student's effective participation in the course.
2. The parent or guardian of a nonresident high school student who wishes to take a course in a public school in the District shall submit the DPI-approved application form to the District. The application shall specify the course(s) that the student wishes to take and may indicate a non-binding preference for the school(s) at which the student wishes to take the course(s). It is important for parents, guardians, students, and District staff to be aware that a nonresident student must be physically present within the geographic boundaries of the District while he/she is attending a District course (including any online course that is not offered through a virtual charter school) through the part-time open enrollment program.
3. The District will deny the application if it is submitted more than 24 weeks or less than 3 weeks prior to the date the course is scheduled to commence. An application will be considered timely filed only if the application is actually received by the District before the District Office's close of business on the deadline date to apply for the course.
4. The District shall promptly (i.e., within three (3) working days) send a copy of the application to the student's resident school district, along with a request that the resident school district immediately send the District a copy of any education records that are required to establish the student's eligibility for the course(s), including applicable disciplinary records.
5. Upon receipt of the application, it will also be forwarded internally to the School Counselor, who will be responsible for reviewing and acting on the course application. All applications shall be reviewed and acted upon using the eligibility criteria outlined in state law and Board policy.
 - a. In connection with conduct-related eligibility criteria, a student shall not be permitted to take a District course under the part-time open enrollment program during the term of his/her expulsion from the District or from another school to the same extent that the District would deny the student's request, if he/she were a resident of the District, to enroll and take courses as a full-time student during the term of an expulsion. Other conduct-related criteria that the District would apply to determine the course eligibility of a regular, resident student shall also be applied to part-time open enrollment students/applicants.
 - b. Space availability criteria.
 1. Up to the point at which the District issues formal notice of acceptance or denial to a nonresident applicant (which will occur no sooner than six weeks before and no later than one week before the course is scheduled to begin), the District will give preference (i.e., ahead of part-time open enrollment applicants) in making acceptance and placement decisions for individual courses as further specified in applicable Board policies. Individuals who are entitled to such preference

ahead of part-time open enrollment applicants do not necessarily all have equal preference as compared to all other preference-eligible students.

2. If, after applying the applicable preferences, the District has space available in a course for part-time open enrollment students and any other students who may be eligible to apply to take the course, but the District has received more applications from such interested persons than there are spaces available, the District will use a random procedure to determine which additional students to accept into the course. Unless a different procedure is approved by the High School Principal or his/her designee, the random procedure shall consist of either a randomized drawing or the use of a random number generator to assign a random number to each applicant, with the lowest-assigned number being the first applicant to be granted an available space.
6. No later than one week prior to the date the course is scheduled to commence, the District shall notify the nonresident applicant and the resident school district, in writing, of whether the application has been accepted or denied.
 - a. If the application is accepted, the acceptance shall identify the school at which the student may attend the course. The acceptance applies only for the following semester, school year, or other session in which the course is offered.
 - b. If the application is denied, the notice shall include the reason for the denial and inform the applicant that the decision may be appealed to DPI within 30 days.
7. If the District notifies the applicant that his/her application has been accepted, then the applicant's parent or guardian must provide timely notice to the District **and** to the applicant's resident school district that confirms the student's intent to attend the specific course(s). For purposes of providing this confirming notice to the District, the notice shall be provided to the District Office no later than the last weekday preceding the course starting date, excluding state holidays. To the extent permitted by state law, a failure to provide the confirming notices on a timely basis may result in the revocation of approval to attend the course under the part-time open enrollment program.
8. If the student fails to actually attend the course after being accepted and after he/she has provided notice of intent to attend the course, the District shall promptly notify the student's resident school district.
9. To the extent required by law, nonresident students attending courses in the District under the part-time open enrollment program will have the rights and privileges of similarly-situated resident students and will be subject to the same policies and rules as similarly-situated resident students.
10. In providing opportunities for nonresident students to attend courses in the District under the part-time open enrollment program, the District shall provide appropriate opportunities to and shall not unlawfully discriminate against students with disabilities. However, if a question arises as to possible services or course accommodations or modifications for a student with a disability, the District shall contact the student's parent or guardian and involve representatives of the school(s) responsible for the student's current IEP or other services plan to the extent necessary and appropriate.

D. Student Transportation under the Part-Time Open Enrollment Program

The parent or guardian of a student who is taking a course under Board policy and this rule is responsible for transporting the student to and from the course, unless state or federal law otherwise requires a school district to provide transportation

E. Appeals of Course Denial Decisions

The parent or guardian of any student whose course application is denied may appeal the decision to the Department of Public Instruction within 30 days of notification of denial.