

\*508 — Foreign Students: We have updated this policy to reflect that the conditions of enrollment specified in the policy apply to both "foreign students" and "foreign exchange visitors." We have also added age restrictions and other requirements for enrollment of foreign exchange visitors that are set forth in current federal regulations. In addition, we have updated legal references.

This school district will allow foreign students and foreign exchange visitors to enroll at a district high school in accordance with this policy.

## **DEFINITIONS**

“Foreign student” or “F-1 visa holder” means an alien having a residence in a foreign country which he or she has no intention of abandoning, who is a bona fide student qualified to pursue a full course of study and who seeks to enter the United States temporarily and solely for the purpose of pursuing such a course of study at an established academic high school particularly designated by him or her and approved by the Attorney General after consultation with the Secretary of Education.

“Foreign exchange visitor” or “J-1 visa holder” means an alien having a residence in a foreign country which he or she has no intention of abandoning who is a bona fide student, scholar, trainee, teacher, professor, research assistant, specialist, or leader in a field of specialized knowledge or skill, or other person of similar description, who is coming temporarily to the United States as a participant in a program designated by the Department of State, Bureau of Consular Affairs, for the purpose of teaching, instructing or lecturing, studying, observing, conducting research, consulting, demonstrating special skills, or receiving training. The terms “Foreign exchange visitor” or “J-1 visa holder” also include the spouse and minor children of any such alien if accompanying him or her or following to join him or her.

## **AVERAGE DAILY ATTENDANCE**

Foreign students, pursuant to their “F-1 visa” status, will not be counted for the purpose of determining average daily attendance and will be required to reimburse the district for the costs of tuition.

Pursuant to their “J-1 visa” status, foreign exchange visitors will be counted for the purpose of determining average daily attendance and are not required to reimburse the district for the costs of tuition.

## **CONDITIONS OF ENROLLMENT FOR FOREIGN STUDENTS AND FOREIGN EXCHANGE VISITORS**

A foreign student, ~~“F-1 visa holder,”~~ or foreign exchange visitor seeking to enroll in a high school in this district must meet the following conditions:

1. The foreign student must reimburse the district for the full, unsubsidized, per capita cost of his or her enrollment at a district high school. Enrollment may not exceed one (1) year. *Reimbursement must be made prior to the student's enrollment. If requested, the business manager for the district will calculate the full unsubsidized cost of attending a district high school for a given period.*
2. Foreign exchange visitors must be at least fifteen (15) years old, but not more than eighteen (18) years and six (6) months of age as of the program start date, or not have finished more than eleven (11) years of primary and secondary school, not including kindergarten; and not have previously participated in a secondary school student academic year or semester exchange program or attended school in the United States in either F-1 or J-1 status.
3. *Any foreign student sponsoring organization wishing to place a foreign student in this district must submit an application and gain approval prior to the placement of the student.*
43. *Sponsoring organizations must provide the district with the same information regarding the foreign student as is required for resident students.*
54. *Any foreign student will be required to follow all of the rules, regulations, and policies, of the district and pay the same fees as required of resident students.*
65. *This district reserves the right to deny admittance to any foreign student or foreign student program.*
7. *[OPTION A:] Foreign students who complete their senior year at the district's high school will be eligible to graduate and may participate in the end of the year graduation and ceremonies. The student must make application by February 1 preceding such graduation and be determined to successfully meet the criteria for high school graduation, including completing an equivalent number of credits and demonstrating achievement in the CORE and other required courses, and meeting any additional local requirements.*

*[OPTION B:] Foreign students who complete their senior year at the district's high school will be eligible for an "honorary high school diploma" and may participate in the end of the year graduation and ceremonies.*



#### **LEGAL REFERENCE:**

Idaho Code Sections  
33-506(1)  
33-1001

IDAPA 08.02.03.105.0~~83~~

Illegal Immigration Reform and Immigrant Responsibility Act of 1996

Immigration and Nationality Act, [8 U.S.C. §1101\(a\)\(15\)\(F\)\(i\)](#)

[22 CFR Part 62 \(Exchange Visitor Program\)](#)

**ADOPTED: August 28, 2002**

**AMENDED: December 18, 2019**

*\*Language in text set forth in italics is optional.*