

The Board of Trustees of Minidoka County Joint School District No. 331 has promulgated the following policy to attempt to comply with and to assist in the administration and implementation of the provisions of Idaho Code 33-203.

Definitions:

"Dual Enrollment" - A nonpublic student residing within the boundaries of this District who is legitimately enrolled in a private, parochial, or home school or at a post secondary institution and has not graduated from high school who is also dual enrolled in this District's schools by meeting the criteria outlined herein.

"Nonpublic Student" - Any Student who receives educational instruction outside a public school classroom and such instruction can include, but is not limited to, a private school or a home school.

"Primary Education Provider" - That person or entity providing the majority of the nonpublic student's educational instruction outside the public school programs or activities.

"Program and Activity" - The terms "program" and "activity" as used in I.C. § 33-203 shall include any regularly scheduled course of study or any regularly scheduled interscholastic activity recognized or sanctioned by the Idaho High School Activities Association. Program or activity shall not include testing, health, or other similar type services nor does it include incidental activities such as school dances or field trips not directly related to an academic class for which the student is properly enrolled.

1. The parent or guardian of a child of school age who is enrolled in a nonpublic school shall be allowed to enroll the student in Minidoka schools for dual enrollment purposes. ~~If maximum enrollment is reached in a specified program, priority for enrollment shall be given to a student who is enrolled full time in the public school.~~
2. Any student participating in dual enrollment may enter into any program available to other students subject to compliance with the same rules and requirements that apply to any student's participation in the program or activity.
3. Oversight of academic standards relating to participation in nonacademic public school activities shall be the responsibility of the primary educational provider for that student. In order for the nonpublic school student to participate in nonacademic activities, the nonpublic school student shall achieve a minimum score of proficient or advanced for their grade level on the Idaho State Achievement Test, required annually by the State Board of Education, and that score shall be used to determine eligibility for the following year.

Provisions:

The following provisions are developed to assist in the implementation of this Policy:

1. A public school student who has been unable to maintain academic eligibility is ineligible to participate in nonacademic public school activities as a nonpublic school student for the duration of the school year in which the student becomes academically ineligible and for the following academic year.
2. A nonpublic school student participating in nonacademic public school activities must reside within the attendance boundaries of the school for which the student participates.
3. Dual enrollment shall include the option of joint enrollment in a regular public school and an alternative public school program.
4. Dual enrollment shall include the option of enrollment in a post-secondary institution. Any credits earned from an accredited post-secondary institution shall be credited toward state board of education high school graduation requirements.
5. If a nonpublic student is dual enrolled in classes or activities which are not contiguous in time (i.e., a first period and a fourth period class), the student shall not be on the school premises other than when the program or activity for which the student is enrolled is taking place. The District shall not be responsible for the care or supervision of the student in any form for periods before, in between or after the programs or activities for which the student is properly enrolled.
6. Any transportation needs for such students not provided for otherwise under this policy during the school day shall be the sole responsibility of the student and his/her parents or guardian.
7. Any nonpublic student involved in an extracurricular activity shall be subject to all the same eligibility standards as a regular full time student.
8. The parents or guardians of a nonpublic student are responsible for obtaining third party or district testing for their student at their expense in accordance with I.C. § 33- 203 and State Board of Education rules. Test results from the Idaho State Achievement Test (I.S.A.T.) must be provided to the school principal as a condition of enrollment. The student must achieve a proficient or advanced score for their grade level to be eligible for dual enrollment each year admission is requested in nonacademic programs. Test results from a given year shall be used to determine academic eligibility for the following year and are only valid for a period of twelve (12) months from the date the test results are released.
9. ~~If the maximum enrollment in a specific class or program is reached, priority for enrollment shall be given to a student who is enrolled full time in the public school. If a class or program is full and includes a part time nonpublic student when a regular full time student transfers into the school during the trimester, the District's normal enrollment procedure shall remain the same and the nonpublic student may be un-enrolled to provide space for the full time student. Regular full time students will be given priority for enrollment at the start of each trimester.~~

10. A nonpublic student shall be subject to all the same policies, regulations and school rules as any regularly enrolled student during the times that the nonpublic student is present at school. Such policies, regulations and rules will include but not be limited to, those relating to attendance, grades, prerequisites, classroom conduct and discipline.
11. If a nonpublic student wishes to attend activities or programs in a particular discipline, in a class or grade where the curriculum is merged or integrated, such request shall be made in writing identifying the subject matter which the student desires to attend (i.e., art instruction in a third grade class). The teacher and principal of that school shall, upon request, provide scheduling information to the nonpublic student. It shall be the nonpublic student's responsibility to contact the principal to ascertain when such subject matter will be presented. Where certain subject matter is integrated into a mixed curriculum, no change in the presentation need be made because of a nonpublic student's request for attendance. It is also the intent of this policy to insure that the teacher's right to integrate disciplines and be flexible in planning and modifying the daily classroom presentations shall not be hindered or restricted in any way.
12. A nonpublic student must meet all grade and other graduation requirements of this District in order to graduate and obtain a diploma from the schools of this District.
13. Parents who wish nonpublic students to be enrolled in special programs must comply with the requirements of the Individuals with Disabilities Act [IDEA] and the Americans with Disabilities Act [ADA]. If a request for referral is made by said parent, and if the evaluation of the student by the multidisciplinary or child study team determines that special services are appropriate for the student, then such programs will be provided when possible. Until such determination is made, such special educational services or accommodations will not be provided.



**LEGAL REFERENCE: Idaho Code §33-203**

**ADOPTED: September 19, 1995**

**AMENDED/REVISED: July 16, 2007**