

Current Ferndale Policy

5111 - ELIGIBILITY OF RESIDENT/NONRESIDENT STUDENTS

The Board of Education establishes the following policy for determining eligibility to attend the schools of this District.

- A. The Board will educate, tuition-free, students who are legal residents of the District. Proof of residency will be required for registration in the District. Legal residency means a student's parents, legal guardians, or a resident relative with power of attorney over the student are tenants or homeowners residing in the District, or provide a notarized affidavit signed by a legal District resident that the parent, guardian, or relative with power of attorney is residing with the legal resident for the purpose of securing a suitable home. A student may attend school in the District tuition-free if a parent or legal guardian is a legal resident of the District, regardless of whether the parent or legal guardian has actual custody of the student. Legal residency, when living with a relative, must be based on the need for a suitable home and not for educational purposes.

If the student temporarily resides in another school district but attends school in the District (where one (1) parent has legal residency), it is the obligation of the parents to provide transportation for the student from the home of the nonresident, custodial parent.

- B. ~~If the student's parent, legal guardian, or relative with power of attorney no longer resides in the District, they may be allowed to complete the school year.~~
- C. ~~The District shall provide a free education to those students who are considered by Federal law to be illegal aliens or considered to be homeless by State established criteria.~~
- D. A student who is a resident of the District by order of a court or placed in the District as a ward of the State by an authorized agency shall be admitted tuition free.
- E. ~~Enrollment of any student who enrolls in the District under the District's Schools of Choice program must include proof of legal residency within the designated ISD. In the case of Schools of Choice 105 – they must be Oakland County residents; in the case of Schools of Choice 105c – they must be residents of Oakland County or any contiguous county.~~
- F. Foreign students, participating in a bona fide, foreign-exchange program and living with a resident host family, will be admitted tuition-free.
- G. ~~Students whose parents do not reside within the District, but who present evidence that they will move into the District within a short period of time may enroll in the schools of this District, for a period not to exceed sixty (60) days unless an extension is requested and approved.~~
- H. Seniors who have begun their work toward graduation from a District high school and whose parents no longer reside within the District may be permitted to complete their high school education as tuition free students.
- I. ~~A nonresident student is entitled to attend school in the District if the superintendent of the student's district of residence and the District Superintendent enter into a written agreement consenting to the attendance and specifying that the purpose of the attendance is to protect the student's physical and mental well-being or to deal with other extenuating circumstances deemed appropriate by the Superintendents. Transportation of students enrolled under such an agreement will be the responsibility of the parent/guardian.~~
- J. A resident student, otherwise eligible to attend school in the District, may be denied admission if s/he has a record of behavior that the Superintendent believes would constitute a threat to the safety and well-being of staff and other students.
- K. A nonresident student placed with the District for educational reasons by a court order shall be admitted tuition free.

Commented [OS1]: No legal reason to have and confines the district We will not receive FTE if audited and they still attend.

Commented [OS2]: No legal reason and confines the district.

Commented [OS3]: No reason to have, the Board decides SOC guidelines by vote every year and residency must be proved in order to be counted.

Commented [OS4]: We need to have residency at time of enrollment not 60 days later. Issues with count.

Commented [OS5]: It is impossible for a student to attend Ferndale outside SOC unless there is a Superintendent's release by student accounting code.

- L. Nonresidents may be accepted into the District's Adult & Community Education Classes upon payment of the appropriate fees.
- M. Nonresident students may be accepted into the District's Summer School Program upon payment of the appropriate fees.
- N. All children of full-time staff members including an adopted child or legal ward may attend school in the District.
- O. ~~Such authorization may not be granted if, because of enrollment, additional staffing needs result.~~

Commented [OS6]: I would not want to turn away a staff member's child.

M.C.L.A. 380.1148, 1401 et seq., 388.1606
Emancipation of Minors Act, Section 4, Subsection 6
Public Law 100-77, Section 721, 42 U.S.C. 11431
Stewart McKinney Homeless Assistance Amendment Act of 1990
PA 203 of 1994, Sec. 163a (1) & (2)

Adopted 2/26/01
Revised 1/18/05
Revised 10/6/08

5113 - SCHOOLS OF CHOICE PROGRAM (Inter-District)

The Board of Education has determined that it will allow nonresident K-12 students, residing within the Oakland ISD, but whose parent(s) does not reside in the District, and who qualify, to enroll in the District through a Schools of Choice 105 program during the forthcoming school year.

The Board of Education has also determined that it will allow nonresident students in grades 9 and 10 to enroll in the District's University High School, who reside in Oakland or any contiguous ISD through the Schools of Choice 105c program, 16-20 year old students, residing within or outside of the Oakland ISD, but whose parent(s) does not reside in the District, and who qualify, may enroll in the Alternative Education program offered through the Adult & Alternative Education Department, during the forthcoming year.

The Board shall review this decision annually based on information provided by the Superintendent concerning the availability of space in each of the district's schools and programs. The Board shall determine and publish whether or not it will accept applications for enrollment by new constituent district students, contiguous district students, or tuition students by the second Friday in August for the next school year. The Board may, at its option, choose to accept Schools of Choice students for any second semester openings. Openings for second semester must be published two (2) weeks prior to the end of the first semester.

Any constituent or contiguous district students who were enrolled during the previous school year or semester under a Schools of Choice program will be permitted to enroll for the next school year.

Commented [OS7]: These decisions are made in the Superintendent's recommendation for SOC every year. Keeping in Board Policy confines the Board's ability to make the best choice for the district in a timely manner.

Commented [OS8]: This new language is consistent with other neighboring district that accept SOC in and out of county.

DEFINITIONS

The following definitions will apply to the District's Schools of Choice program.

A. **Constituent District**

A school district located within the Oakland ISD.

B. **Contiguous District**

A school district which borders on the District, but is in a different ISD.

Commented [OS9]: This is needed in order to continue SOC tri-county

C. **Home District**

A nonresident student's district of residence within the ISD.

D. **Constituent-District Student**

A student who is a legal resident or otherwise legally entitled to attend school in another school district within the ISD who does not have a parent residing in the District and who seeks admission to this District under Schools of Choice.

E. **Contiguous District Student**

A student who is a legal resident of, or otherwise legally entitled to attend school in, a district that borders the District, but is located in another ISD; does not have a parent/guardian residing in the District; and seeks admission to the District under the Schools of Choice Program.

Commented [OS10]: Same as above

F. **Program Size**

The enrollment or size restrictions in a specific program, course, class or building. The District reserves the exclusive right to establish program size and to limit enrollment based upon the capability to properly allocate available resources, create and maintain a proper learning environment, and comply with contracts, grants and applicable laws and regulations.

G. Resident Student

A student who is a legal resident of this District and is consequently entitled to attend school in this District in accordance with Policy [5111](#) - Eligibility of Resident/Nonresident Students.

H. Tuition Student

A student who resides outside the Intermediate School District and has enrolled or seeks to enroll in this District upon payment of the established tuition fee.

The Superintendent shall annually recommend the number of available enrollments (if any), by grade level, for nonresident students under this policy, as well as provide the Board with information for their review regarding the number of schools of choice students currently enrolled as a percent of the K-12 enrollment and the impact of accepting or not accepting schools of choice students on District programming, the District budget, and District facilities. ~~The Superintendent shall provide the information initially to the Policy Committee no later than the March meeting, with the final schools of choice recommendation presented to the Board no later than the April Board meeting.~~

Commented [OS11]: The Board should have latitude on when they want to make this decision. Oakland Schools does have a timeframe in which we have to make the decision and submit also.

~~Additionally, the Superintendent shall provide the Board Policy Committee updated schools of choice information at its June and July meetings, specifically the year-end status of the number of schools of choice students enrolled as a percent of K-12 enrollment, along with available information regarding enrollment trends. Recommendations regarding any proposed changes in the initial April schools of choice resolution shall be made to the full Board no later than the July Board meeting.~~

Commented [OS12]: Again, the Board should have latitude on what and when they require information from administration in order to make decisions in the best interest of the school district.

Application for Admission with Limited Number of Positions

The Superintendent or designee must provide notice to the general public that applications will be taken for a fifteen (15) day period from nonresidents residing in the same intermediate school district. The public notice shall identify at least a fifteen (15) day period for accepting applications and the place and manner for submitting applications.

ENROLLMENT OF NONRESIDENT STUDENTS

- A. If the number of applications for admission from nonresident students exceeds the number of available enrollment opportunities, nonresident students shall be selected for admission using a random selection process.
- B. ~~Whenever a student moves into the ISD or a constituent local district after the application deadline, s/he shall be eligible to enroll in a District school for the current school year, providing there is space available.~~
- C. Enrollment priority shall be given to a sibling of a nonresident student already admitted under this program.
- D. Enrollment will be denied to any nonresident student who has been suspended, expelled, or otherwise released or excluded from his/her home district for disciplinary reasons. The principals of each school may choose to accept students depending on individual circumstances and in consultation with the student's prior school principal and parent/guardian.
- E. The District's Policy [2260](#) - Equal Educational Opportunity shall apply to all applicants under

Commented [OS13]: This is too vague and serves no purpose. The district must keep to the pupil accounting code and law.

this program. In addition, the District will not discriminate on the basis of an applicant's intellectual, academic, artistic, athletic, or other ability, talent, or accomplishment, or based on a mental or physical disability.

- F. The Superintendent shall be responsible for developing and promulgating administrative guidelines to implement this policy. Such guidelines shall address at least the following matters:
1. Communication with the parents of nonresident students seeking admission (or the student, if legally emancipated) concerning the timelines and other requirements for application will follow the State of Michigan Pupil Accounting Manual, and revised school code, as well as a statement of nondiscrimination (See Policy [2260](#) - Access to Equal Educational Opportunity).
 2. Participation in interscholastic athletics.
 3. District transportation services.
 4. Pre-requisites and other eligibility standards associated with courses of study.
 5. Transfer of academic credit.
 6. Assignment within the District.
 7. Admission of special-education students.
 8. Payment of fees and other charges.

RELEASE OF RESIDENT STUDENTS

- A. ~~The Board shall release any resident student who wishes to apply for enrollment in a constituent district under its Schools of Choice program. The Superintendent shall ensure that the records of a resident student who transfers to a constituent district are sent promptly to the other district.~~
- B. ~~The Superintendent shall inform the State Department of Education should the number of resident students transferring to constituent districts under a Schools of Choice program exceed ten percent (10%) of the District's resident student population.~~
- C. ~~This policy shall be reviewed annually on or before March 1st.~~

Commented [OS14]: There is no longer any need to have these parts of the policy and other districts have erased them. The sentence regarding records is the only consistent sentence across districts.

~~The Superintendent shall ensure that the records of a resident student who transfers to another district are sent promptly to the other district.~~

M.C.L.A. 388.1705
PA 300, 1996, as amended

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