

NONRESIDENTS

The board shall operate the schools of this district for the benefit of all children resident in the district and such others as may be admitted, pursuant to statute and policy of the board. The board reserves the right to verify the residency of any pupil and the validity of any affidavit of guardianship. Documentation required to prove eligibility to attend the schools of this district shall be in accord with policy 5111 Admission and the administrative code.

Future Residents

A child otherwise eligible for attendance whose parent/guardian has signed a contract to buy, build or rent a residence in this district shall be enrolled for a period not to exceed two (2) months previous to the anticipated date of residency without tuition charges. If the child has not become a resident of the district by the end of the period of free attendance, tuition shall be required for all the time from the beginning of the pupil's attendance until residency is established except for the two (2) month period during which residency is actually established.

Parents/guardians of children who are future residents shall be required to demonstrate proof of the anticipated residency. The board reserves the right to verify such claims, and to remove from school a nonresident pupil whose claim cannot be verified.

Former Residents

Regularly enrolled children, whose parents/guardians move from the district before the end of the year but after March 1, may remain enrolled for the remainder of the school year on payment of tuition prorated. Regularly enrolled eighth grade students whose parents move from the district before the end of the year but after March 1 may complete the year at no cost.

Other Nonresident Pupils

When a child must either relocate to or from this district because his/her parent/guardian is a member of the New Jersey National Guard or a member of the reserve component of the armed forces of the United States and has been ordered into active service, the child shall be eligible to attend the schools of this district without paying tuition. The district shall not be responsible for transporting the child.

The board shall not be responsible for the transportation to or from school of any nonresident pupils.

Under special circumstances children visiting temporarily with a local resident may be permitted to attend school, with the approval of the board upon the recommendation of the chief school administrator.

The board shall annually determine tuition rates for nonresident pupils upon the recommendation of the chief school administrator..

Legal References: N.J.S.A. 18A:7F-3 Definitions
N.J.S.A. 18A:11-1 General mandatory powers and duties
N.J.S.A. 18A:36B-1 et seq. Interdistrict Public School Choice Program Act of 1999
N.J.S.A. 18A:38-1 et seq. Attendance at school free of charge
See particularly:
N.J.S.A. 38-2, 38-3, 38-8,
38-9

NONRESIDENTS (continued)**Legal References: (continued)**

<u>N.J.S.A.</u> 18A:46-20	Receiving pupils from outside district; establishment of facilities
<u>N.J.S.A.</u> 18A:54-20	Powers of board (county vocational school)
<u>N.J.A.C.</u> 6A:12-1.3 <u>et seq.</u>	Interdistrict Public School Choice
<u>N.J.A.C.</u> 6A:23-3.1	Method of determining tuition rates for regular public schools
<u>N.J.A.C.</u> 6A:23-5.2	Method of determining the district of residence
<u>N.J.A.C.</u> 6A:23-5.3	Address submission for determining the district of residence
<u>N.J.A.C.</u> 6A:28-2.1 <u>et seq.</u>	Entitlement to Attend School Based on Domicile or Residency in District
<u>See particularly:</u> <u>N.J.A.C.</u> 6A:28-2.3, -2.4, -2.5	

Illegal Immigrant and Immigration Responsibility Act of 1997, 8 U.S.C. § 1101

Board of Education of the Borough of Englewood Cliffs v. Board of Education of the City of Englewood, 132 NJ 327; cert. denied, 510 U.S. 991 (1993); subsequent listing 333 N.J. Super. (App. Div. 2000)

Cross References:	3240	Tuition income
	*5111	Admission
	*5114	Suspension and expulsion
	6142.5	Travel and exchange programs
	*6151	Class size

*Indicates policy is included in the Critical Policy Reference Manual.

Key Words

Nonresidents, Tuition Pupil, Affidavit Pupil

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Revised: