

### INTER-DISTRICT OPEN ENROLLMENT

Effective July 1, 1995, and in compliance with O.R.C. 3313.98, the New London Local Board of Education approved enrollment of students who are residents of school districts which are contiguous to the boundaries of the New London Local School District with respect to grade level capacities, building capacities, and program capacities as established by the New London Local Board of Education. This policy was amended for the 1998-99 school year to allow open enrollment from any Ohio school district.

The aforementioned capacities will be established annually by the Board of Education based upon the recommendation of the Superintendent.

Board-adopted capacities will be made available to school district building administrators for their use in enrolling students who are residents of other Ohio school districts. Once accepted, a student will not be displaced in subsequent years even should enrollment exceed stated capacities.

#### Athletic Releases

The New London Local Board of Education will grant athletic releases as required by OHSAA Bylaws to all resident students who participate in the open enrollment program.

#### Bus Transportation

In compliance with O.R.C. 3313.98, the New London Local School District will not be required to alter established school bus routes to accommodate open enrollment students from other Ohio school districts. The student or his family may provide transportation to an established bus stop within the New London Local School District for the purpose of the student being transported to school.

#### Graduation Credits

The New London Local Board of Education will accept all credits toward graduation from enrolled students who are residents of other Ohio school districts.

#### Provision of Information

In compliance of O.R.C. 3313.98, the New London Local Board of Education will provide information regarding open enrollment policies and regulations to the superintendents and boards of education of other Ohio school districts, and, upon request, to parents of students who reside in other Ohio school districts.

### Special Education Services

Pursuant to O.R.C. 3313.98, the New London Local Board of Education will deny the enrollment of a special education student who is a resident of another Ohio school district and who requires services which are not available in the New London Local School District. Students requiring special education services which are offered in the New London Local School District will be obligated to attend the school building where the services specified in the student's IEP are available.

### Non-Discrimination

In compliance with O.R.C. 3319.98, the New London Local Board of education will enroll students without differentiation on the basis of academic, athletic, artistic, or extra-curricular activity, not proficiency in English. No person shall, on the basis of race, color, creed, national origin, sex, or disability be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any education program.

The following definitions shall apply:

**Ohio District** – Any school district in Ohio.

**Home School** – The school district in which the student resides.

**Open Enrollment** – State mandated options, policies and regulations concerning the Board's authority to adopt resolutions regarding intra-district and inter-district enrollment policies and guidelines. Inter-district open enrollment permits the admission of students to this district from any Ohio school district. Since our facilities are at one site, there is no provision for intra-district enrollment.

**District Student** – A student who resides in this district and is referred to in the statute as a Resident Native student.

**Open Enrolled Student** – A resident student of another Ohio district who is enrolled in that district and who also enrolls (seeks to enroll) in the New London Local School District. After the initial approval, the annual application shall be treated as a resident native student as referenced earlier in this policy.

**Program** – Any one of the specific course offerings of this district.

**Program Size** – The restrictions on a number of students in a program due to circumstances unique to that specific program, the terms of a collectively bargained, negotiated agreement and/or financial or operating conditions of the district.

**Racial Balance** – “Racial” refers to minorities classified as Afro-American, Asian-American, Hispanic-American or Native-American students. “Balance” refers to the percentage of “racial” students in a district program, classroom or school.

**Negatively-Impacted Racial Balance** – Any school, classroom or program that has a minority-student population of less than 15% or more than 45% is considered racially isolated. If a non-minority student in such a school, classroom or program seeks enrollment in a district program, the racial balance is negatively impacted and the admission is to be denied on that ground. The application is also denied if the transfer of the non-minority student creates a racially-isolated school, classroom or program.

The Superintendent shall prepare guidelines for the implementation of this policy in ways that comply with relevant State laws and guidelines and establish procedures that provide for the following:

- A. Non-discrimination on the basis of grade level, including pre-school disabled; academic ability; English language proficiency; or any level of artistic, athletic or extra-curricular skills. A student’s application cannot be denied because of disciplinary action in his/her home school, except for a suspension or expulsion for ten (10) days or more that occurs in the current semester or the semester immediately preceding the application. If the district does not currently provide services required for a disabled, Ohio school district student, his/her application may be denied.
- B. Application procedures including the criteria by which applications from other Ohio school district students shall be reviewed and prioritized.
- C. Maintenance of appropriate racial balance in district schools, classrooms and programs.
- D. Communications with applicants and their parents concerning this policy and the district’s guidelines, including the time lines for application and notification.
- E. Athletic eligibility complies with State regulations and the provisions set forth by the Ohio High School Athletic Association.
- F. Any transportation provided by the district for other Ohio district students takes place within established bus routes and bus stops within the district.

The Board reserves the right to object to the transfer of a district student to an adjacent district if that student is included in the 10% funding determination of 64 Stat. 1100 (1950) 20 USCA 236 et seq. and 20 USCA 238. If the Board of Education of another Ohio district objects to a transfer of one of its students to this district for the same reason, this Board will deny the transfer unless the tuition fee is paid for the student.

This policy shall be reviewed annually by the Board to determine whether to adopt a resolution to continue the policy or to rescind Inter-District Open Enrollment. The Board reserves the right to modify the conditions under which Inter-District Open Enrollment would continue for any particular program, classroom or school.

#### Inter-district Open Enrollment Guidelines

Guidelines for the transfer of students, based upon criteria established by the school's administration and in conjunction with recommendations from officials of the Ohio Department of Education are listed below. These guidelines are intended to be consistent with Section 3319.98 of the Ohio Revised Code.

1. Applications for an inter-district transfer **should be submitted to the Superintendent's office of the New London Local School District** between April 1<sup>st</sup> and June 30<sup>th</sup>. Applications will be acted upon by July 15<sup>th</sup>. Parents/guardians must indicate acceptance of transfer on or before July 31<sup>st</sup>. One application must be submitted for each student who requests inter-district transfer.
2. No inter-district transfer will be permitted if the enrollment of the grade level being requested at the receiving district exceeds a ratio of 1:25 with the enrollments.  
  
These limits shall be established on a course by course or grade level basis.
3. No student, once accepted, will be displaced should enrollment exceed the limits stated above. The administration will determine building and classroom assignment.
4. Enrollment in a special program, e.g. gifted, learning disabled, developmentally handicapped, will dictate which building a student must attend, as units are placed in buildings according to space availability. When a request for transfer by a special education student would result in an increase in the enrollment of a cooperative special education unit, the fiscal agent superintendent shall approve all such requests. Enrollment in a special program (i.e. gifted, LD, DH, etc.) will dictate which building a student must attend as many units are cooperative among several districts and may not be housed in the district to which the student has transferred.
5. School districts are not required to institute any special education programs to serve transfer students. If a student is evaluated for placement in a special education program, representatives of the district of residence must be invited to participate in the placement meeting.
6. All approved transfers are in effect for one school year only, and may be discontinued at the discretion of the administration/Board in subsequent years.

7. Applicants shall be considered on a first-come, first-served basis with an assurance that native (home) students will not be displaced. Participants in previous projects will be given preference.
8. Applicants may be rejected if the racial balance of either the sending or the receiving school district would be negatively impacted.
9. The New London Local School District will accept no responsibility for the transportation of students to other districts unless it is deemed practical by the administration.
10. The New London Local School District may deny enrollment to students who have been expelled or suspended for ten (10) or more consecutive days in the current term or the immediately preceding term. Accepted students may have their open enrollment approval rescinded upon the recommendation of the administration due to continuing disciplinary problems.
11. Superintendent may waive the stated enrollment deadline should extenuating circumstances exist.
12. When a student wishes to attend the **EHOVE Career Center (JVS)** serving the New London Local School District, the JVS6 administrator should be contacted to ascertain the availability of the desired program.

LEGAL REFS: O.R.C. 3313.98; 3319.98

APPROVED: \_\_\_\_\_ 10/2006 \_\_\_\_\_