

BP/SP5111 Admission
Students

Status: ADOPTED
June 11, 2018

The Modoc County Board of Education and County Superintendent encourage the enrollment and appropriate placement of all school-aged children in school. The County Superintendent or designee shall inform parents/guardians of students seeking admission to a Modoc County Office of Education school at any grade level about admission requirements and shall assist them with enrollment procedures.

All appropriate staff shall receive training on county office admission policies and procedures, including information regarding the types of documentation that can and cannot be requested.

The county office's enrollment application shall include information about the health care options and enrollment assistance available to families within the county office schools. The county office shall not discriminate against any child for not having health care coverage and shall not use any information relating to a child's health care coverage or his/her interest in learning about health care coverage in any manner that would harm the child or his/her family. (Education Code 49452.9)

Before enrolling any child in a County Office school program, the County Superintendent or designee shall verify the student's age, residency, and any other applicable eligibility criteria specified in law, the accompanying administrative regulation, or other applicable policies and administrative regulations.

The county office shall not inquire into or request documentation of a student's social security number of the last four digits of the social security number or the citizenship or immigration status of the student or his/her family members. (Education Code 234.7, 49076.7)

However, such information may be collected when required by state or federal law or to comply with requirements for special state or federal programs. In any such situation, the information shall be collected separately from the school enrollment process and the County Superintendent or designee shall explain the limited purpose for which the information is collected. Enrollment in a county office school shall not be denied on the basis of any such information of the student or his/her parents/guardians obtained by the county office, or the student's or parent/guardian's refusal to provide such information to the county office.

School registration information shall list all possible means of documenting a child's age for grades K-1 as authorized by Education Code 48002 or otherwise prescribed by the County Superintendent / County Board of Education. Any alternative document allowed by the county office shall be one that all persons can obtain regardless of immigration status, citizenship status, or national origin and shall not reveal information related to citizenship or immigrant status.

The Superintendent or designee shall immediately enroll a homeless student, foster youth, student who has had contact with the juvenile justice system, or a child of a military family regardless of outstanding fees or fines owed to the student's last school, lack of clothing normally required by the school, such as school uniforms, or his/her inability to produce previous academic, medical, or other records normally required for enrollment. (Education Code 48645.5, 48850, 48852.7, 48853.5, 49701; 42 USC 11432)

Legal Reference:

EDUCATION CODE

234.7 Student protections relating to immigration and citizenship status
46300 Computation of average daily attendance, inclusion of kindergarten and transitional kindergarten
46600 Agreements for admission of students desiring interdistrict attendance
48000 Minimum age of admission (kindergarten)
48002 Evidence of minimum age required to enter kindergarten or first grade
48010 Minimum age of admission (first grade)
48011 Admission from kindergarten or other school; minimum age
48050-48053 Nonresidents
48200 Children between ages of 6 and 18 years (compulsory full-time education)
48350-48361 Open Enrollment Act
48645.5 Enrollment of former juvenile court school students
48850-48859 Educational placement of homeless and foster youth
49076 Access to records by persons without written consent or under judicial order
49076.7 Student records; data privacy; social security numbers
49408 Information of use in emergencies
49452.9 Health care coverage options and enrollment assistance
49700-49703 Education of children of military families

HEALTH AND SAFETY CODE

120325-120380 Education and child care facility immunization requirements
121475-121520 Tuberculosis tests for students

CODE OF REGULATIONS, TITLE 5

200 Promotion from kindergarten to first grade
201 Admission to high school

CODE OF REGULATIONS, TITLE 17

6000-6075 School attendance immunization requirements

UNITED STATES CODE, TITLE 5

552a Note Refusal to disclose social security number

UNITED STATES CODE, TITLE 42

11431-11435 McKinney-Vento Homeless Assistance Act

COURT DECISIONS

Plyler v. Doe, 457 U.S. 202 (1982)