

POLICY JFAB

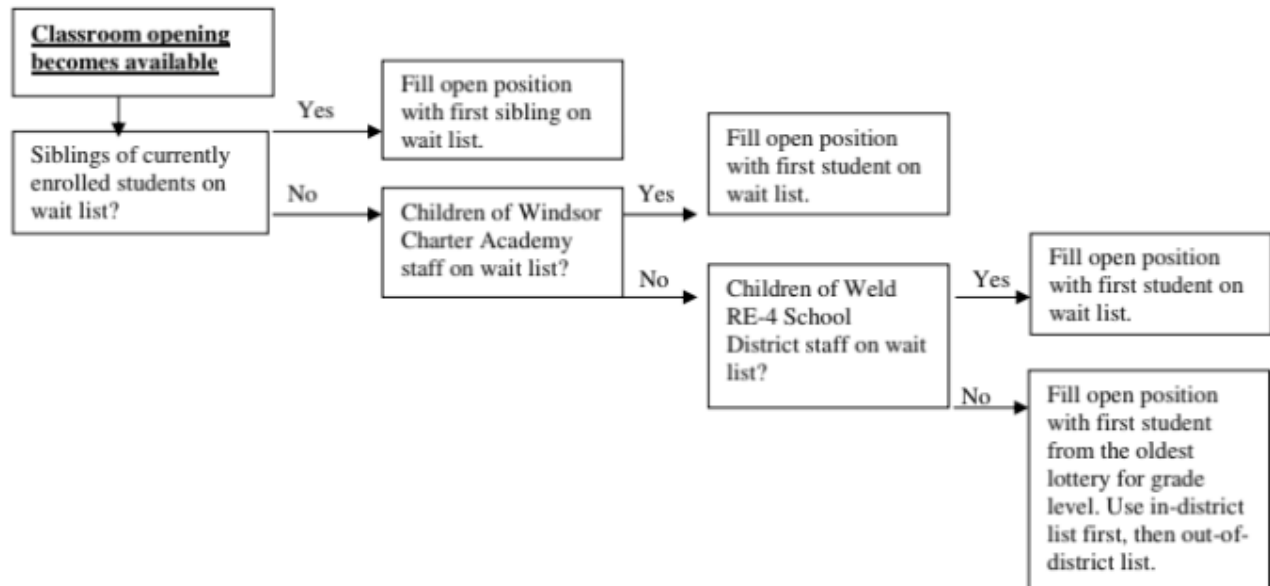
ADMISSION AND ENROLLMENT OF NON-RESIDENT AND HOMELESS PUPILS

The Executive Board has the power to fix the terms of admission or permit enrollment of non-resident pupils.

For the purpose of this policy, the habitation for determining residency shall be the place where the student and his/her parents/guardians regularly spend their sleeping hours.

1. A student shall be deemed to reside in the School District if:
 - a. Both parents, or the survivor of them, resides in the School District, or the parent with whom the child resides the majority of the time pursuant to a valid court order resides in the School District;
 - b. The student's legally appointed guardian resides in the School District;
 - c. The student has become permanently dependent for his/her maintenance and support on someone other than his/her non-resident parents or upon any charitable organization, provided the child actually makes his/her home and receives his/her support within the School District;
 - d. One of the student's parents or guardian is a public officer or employee living temporarily in the School District for the performance of his/her duties;
 - e. Unless the parents of the student are permanently separated, the residence of the husband shall be deemed to be the student's residence, but if the parents have permanently separated, the residence of the student shall be that of the parent with whom the student actually lives;
 - f. Regardless of the residence of the parents, if any, the student adopts a dwelling place within the District intending to remain there indefinitely and not to return to the dwelling place from which he/she came, and regularly eats or sleeps there during the entire school year as defined in Section 22-1-112. The student shall be deemed not to have the requisite intent if he/she regularly returns to another dwelling place during summer vacation or weekends;
 - g. The child is found to be homeless pursuant to C.R.S. 22-1-102.5. The child presently seeks shelter or is located in the School District unless the child attended school in another school district at the time the child became homeless, the child remains homeless, and the affected school districts find that attendance in the other school district is in the best interests of the child pursuant to C.R.S. 22-33-103.5. The child chooses to continue attending school in other school districts.
2. Non-resident students from other Colorado school districts may apply for admission to the School District pursuant to regulations approved by the Executive Board. If admitted, non-resident Colorado students shall not pay tuition except as otherwise permitted by law.
3. Enrollment priority shall be given in the following order:
 - a. Siblings of presently enrolled students (in order of date family is initially enrolled in WCA);
 - b. Children of Windsor Charter Academy Employees (in order of the date the employee is hired by WCA);
 - c. Children of Weld RE-4 School District Employees (in order of the date the intent form is received);
 - d. Resident students of Weld RE-4 School District as defined above;
 - e. Non-resident students of Weld RE-4 School District.

See Flowchart below



4. Students who become non-residents following initial enrollment shall be allowed to continue enrollment in Windsor Charter Academy as long as so desired.
5. Notwithstanding other provisions of this policy, the Executive Board may permit any student, the parents or guardians of whom are not residents of the state of Colorado, to attend Windsor Charter Academy and may require the parents or guardian of the student to pay tuition on behalf of the student. Tuition charges shall be calculated annually, consistent with other Executive Board policies or state statutes.
6. Tuition may be charged for a non-resident Colorado student if the district of residence agrees to pay such tuition as provided by state law. In no event shall the parents or guardians of the student be required to pay tuition on behalf of the student.

Pursuant to state statute, the District may enter into tuition agreements with the student's district of residence as may be appropriate and permissible by statute for payment of those costs that may be associated with the education of the non-resident student.

A copy of any written agreement shall be furnished to the parent or guardian of a student covered by the agreement. The student's parents or guardian shall not be liable for any portion of tuition not paid by the district of residence.

When a non-resident child with a disability enrolls and attends school in the School District under open enrollment, tuition may be charged. To the extent tuition is charged the district of residence shall be responsible for such tuition, the amount of which is to be established by contract.

7. Students defined by statute to be homeless shall be admitted without payment of tuition. Transportation for homeless students who enroll in the District shall be provided consistent with state and federal law, and District policies. Each homeless student shall be provided services for which the student is eligible

comparable to services provided to other students in the School District regardless of the student's homeless status.

Windsor Charter Academy Executive Board

Adopted: June 2010

October 2010

Policy References

JG, Assignment of Students to Windsor Charter Academy

JG-R, Assignment of Students to Windsor Charter Academy, Regulation

Legal References

42 U.S.C. 11431, 11432(g)

42 U.S.C. 11434(a)

C.R.S. 22-1-102(2)

C.R.S. 22-2-102.5

C.R.S. 22-20-109

C.R.S. 22-23-105

C.R.S. 22-32-115

C.R.S. 22-32-116

C.R.S. 22-33-103 and 103.5

C.R.S. 22-33-106

C.R.S. 22-36-101