

## OPEN ENROLLMENT TRANSFERS - PROCEDURES AS A RECEIVING DISTRICT

The school district will participate in open enrollment as a receiving district. As a receiving district, the board will allow nonresident students, who meet the legal requirements, to open enroll into the school district. The board will have complete discretion to determine the attendance center of the students attending the school district under open enrollment.

The superintendent will approve within 30 days (select those appropriate) incoming kindergarten applications; good cause application; or continuation of an educational program application.

The superintendent will notify the sending school district and parents within five days of the school district's action to approve or deny the open enrollment request.

Open enrollment requests into the school district will not be approved if insufficient classroom space exists. Open enrollment requests into the school district will also not be approved for students who have been suspended or expelled by the administration or the board of the school district the student is or was attending until the student has been reinstated into the school district from which the student was suspended or expelled. Once the student is reinstated, the student's open enrollment request will be considered in the same manner as other open enrollment requests provided the required timelines are met.

Open enrollment requests into the school district that, if denied, would result in students from the same nuclear family being enrolled in different school districts, will be given highest priority. The board, in its discretion, may waive the insufficient classroom space reason for denial for students of the same nuclear family to prevent the division of a nuclear family between two school districts. Other open enrollment requests into the school district are considered in the order received by the school district with the first open enrollment request given a higher priority than the second open enrollment request and so forth.

Students in grades nine through twelve open enrolling into the school district will be eligible for participation in interscholastic athletics, at the varsity level, in accordance with applicable law.

Parents of students whose open enrollment requests are approved by the (board or superintendent) are responsible for providing transportation to and from the receiving school district without reimbursement. The board will not approve transportation into the sending district.

An open enrollment request into the school district from parents of a special education student is reviewed on a case-by-case basis. The determining factors for approval of such an open enrollment request will be whether the special education program available in the school district is appropriate for the student's needs and whether the enrollment of the special education student will cause the class size to exceed the maximum allowed. The area education agency director of special education serving the school district will determine whether the program is appropriate. The special education student will remain in the sending district until the final determination is made.

The policies of the school district will apply to students attending the school district under open enrollment.

It is the responsibility of the superintendent to develop appropriate office procedures and administrative regulations necessary for open enrollment requests.

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Legal Reference: Iowa Code §§ 139A.8; 274.1; 279.11; 282.1, .3, .8, .18; 299.1.  
281 I.A.C. 17.

I.C. Iowa Code	Description
Iowa Code § 139A.8	<u>Immunization of Children</u>
Iowa Code § 274.1	<u>Legal Status</u>
Iowa Code § 279.11	<u>Directors - Powers and Duties - Classroom Assignment</u>
Iowa Code § 282.1	<u>Attendance and Tuition - School Age-Nonresidents</u>
Iowa Code § 282.18	<u>Attendance and Tuition - Open Enrollment</u>
Iowa Code § 282.3	<u>Attendance and Tuition - Admission and Exclusion</u>
Iowa Code § 299.1	<u>Compulsory Education - Attendance Requirements</u>
Iowa Code § 282.8	<u>Attending School Outside State</u>
I.A.C. Iowa Administrative Code	Description
281 I.A.C. 17	<u>Open Enrollment</u>
Cross References	
Code	Description
501.06	<u>Student Transfers In</u>
501.07	<u>Student Transfers Out or Withdrawals</u>
501.14	<u>Open Enrollment Transfers - Procedures as a Sending District</u>
606.06	<u>Insufficient Classroom Space</u>

Approved \_\_\_\_\_

Reviewed 4/21/2014 , 2/20/17, 11/18/19, 1/16/23 Revised \_\_\_\_\_