

SUBJECT: NON-RESIDENT STUDENTS

Non-resident families who wish to enroll students in the District must submit a request in writing to the Superintendent. The Superintendent will review these requests and make recommendations regarding non-resident student admission to the Board. The Board has final authority to approve or deny these requests.

Non-resident student enrollment requests will only be considered where:

- a) There is sufficient space to accommodate the non-resident student;
- b) No increase in the size of faculty or staff will be necessary; and
- c) Admittance will not result in the establishment of a new class or section.

In making determinations regarding the admittance of non-resident students, the District will not discriminate on the basis of race, color, religion, national origin, sex, sexual orientation, age, disability, or other legally protected category.

In the event a non-resident student is permitted to attend the District's schools, his or her attendance will be subject to the following conditions:

- a) Parents or guardians must work out transfer conditions with the home school district or provide their own transportation;
- b) All rules and regulations in effect for district students will be applicable to non-district students; and
- c) Tuition may be charged to families of non-resident students in accordance with formulas approved by the State Education Department.

Future Students

Students whose families have signed a contract to buy or build a residence in the District may be enrolled for the semester in which they expect to become residents. Non-resident tuition will be charged, payable in advance, with an adjustment to be made when the family becomes a resident in the District.

Former Residents

Students who are not district residents will be permitted to attend the District's schools without payment of tuition in the following limited circumstances:

- a) Students of any grade who move from the District during the school year may be given permission to finish the semester in which the move occurs.

(Continued)

SUBJECT: NON-RESIDENT STUDENTS (Cont'd.)

- b) Students who move from the District after completion of the first semester of the year preceding their anticipated graduation year may be given permission to remain in the District until graduation.

Foreign Exchange Students

Foreign students participating in a recognized student exchange program may attend district schools without payment of tuition.

Reservation of Claims

Should a material misstatement of fact be made and relied upon by any administrator or the Board in admitting a non-resident student without tuition, the Board will be entitled to recover the cost of instruction for the time the student was not authorized to attend a school in the District from the person who made the misstatement or from the student's parent or person in parental relation.

Tuition Fees

Where applicable, tuition fees are computed according to a formula established by the Commissioner of Education.

Tuition of individual non-resident students will be computed in advance at the time of enrollment. Methods of payment (e.g., monthly) may be arranged in the District Office and approved by the Superintendent. Non-resident student status is contingent upon timely payment of tuition fees as established by the Board.

Legal Residence

Parents who maintain more than one residence, but whose legal residence for the purposes of voting or filing income tax is within the District, are eligible to send their children to district schools. However, school tax payments of non-residents who own assessable property in the District will be deducted from any tuition charges levied against the non-resident.

Admission of Non-Resident Children of Full-Time Employees

Non-resident children of full-time employees of the Lyncourt Union Free School District may be admitted to and attend the district schools subject to the following terms and conditions:

- a) Space must be available within the grade level and classes to which the student will be assigned. A non-resident student shall not be approved if acceptance of that student's admission will create the need to employ additional staff or cause class size to increase beyond what is desirable, as determined by the District;

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SUBJECT: NON-RESIDENT STUDENTS (Cont'd.)

- b) A non-resident student will not be approved for admission if the student's admission will create stress on the use of facilities in the District or if the student is currently serving a period of suspension or expulsion from the home district;
- c) No displacement of a resident child will occur;
- d) Transportation to and from school shall not be the responsibility of the District, but rather of the employee and the student;
- e) The non-resident student shall meet all academic and behavioral standards of the District;
- f) There shall be no tuition charges for the costs of the education program offered by the District's instructional staff within the District's school;
- g) The non-resident employee will be charged for the cost of any non-district education service or program utilized by his or her child which is a direct cost to the District, such as services, classes or programs offered by BOCES, other school districts, or other agencies, whether or not located at the District's school. The charge will be equal to that charged to the District for the student's participation in the service, class or program, less the District's anticipated New York State aid, if any, associated with the service, class or program. The charge must be prepaid by the employee; and
- h) The Superintendent reserves the right to reject any application for admission. Applications by non-resident employees for admission of their children to the District must be submitted, in writing, to the Superintendent no later than May 1 of the school year preceding the school year for which enrollment is requested. For employees hired after May 1, requests for attendance of their children within the District must be received within 15 calendar days of the date of hire.

Education Law Sections 1709(13) and 3202
8 NYCRR Section 174.2

NOTE: Refer also to Policies #7130 -- Entitlement to Attend -- Age and Residency
#7131 -- Education of Students in Temporary Housing

Adopted: 8/12/25