

CAMBRIAN SCHOOL DISTRICT

Board Policy

Policy 5116.1

April 5, 2018

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STUDENTS

Intradistrict Transfers

Open Enrollment

The District's primary goal shall be to maintain the "neighborhood school" concept while providing enrollment options that meet the diverse needs and interests of district students and parents/guardians, while also maximizing the efficient use of district facilities. Students living within the designated boundaries of their local school shall be given first consideration for placement. Steindorf STEAM K-8 Magnet School shall not be considered a neighborhood school.

The parents/guardians of any student who resides within district boundaries may apply to enroll their child in any district school, regardless of the location of their residence within the district. (Education Code 35160.5)

(cf. 5111.1 - District Residency)

The Board shall annually review this policy. (Education Code 35160.5, 48980)

Application Process

In order to ensure that priorities for enrollment in district schools are implemented in accordance with law, applications for Intradistrict open enrollment shall be submitted between January through March 1 at 5 pm of the school year preceding the school year for which the transfer is requested. The district shall provide timely information to parents/guardians and the community each year regarding open enrollment procedures and program options.

The Superintendent or designee shall calculate each school's capacity in a non-arbitrary manner using student enrollment and available space. (Education Code 35160.5) If by the end of the designated time period, requests for open enrollment received are in excess of capacity for a particular school, students shall be selected through a random, unbiased process.

Enrollment decisions shall not be based on a student's or athletic performance. In accordance with law, the Superintendent shall undertake reasonable efforts such that no student currently residing within a school's attendance area shall be displaced by another student.

Placement Process

Based on capacity and grade level space considerations students currently enrolled in a school will be assured continued enrollment.

A priority and lottery system will determine the order in which students will be admitted to a school if there are more applicants than space.

The administration is hereby authorized to take such action as it deems necessary to comply with this policy in accordance with the provisions of the Education Code.

Transportation

The district shall not be obligated to provide transportation for students who attend school outside their attendance area.

Legal Reference:

EDUCATION CODE

200 Prohibition against discrimination

35160.5 District policies; rules and regulations

35291 Rules

35351 Assignment of students to particular schools

46600-46611 Interdistrict attendance agreements

48200 Compulsory attendance

48204 Residency requirements for school attendance

48300-48316 Student attendance alternatives, school district of choice program

48350-48361 Open Enrollment Act

48980 Notice at beginning of term

CODE OF REGULATIONS, TITLE 5

11992-11994 Definition of persistently dangerous schools

UNITED STATES CODE, TITLE 20

6311 State plans

7912 Transfers from persistently dangerous schools

COURT DECISIONS

Crawford v. Huntington Beach Union High School District, (2002) 98 Cal.App.4th 1275

ATTORNEY GENERAL OPINIONS

85 Ops.Cal.Atty.Gen. 95 (2002)

Management Resources:

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

Public School Choice FAQs

Every Student Succeeds Act - Update #8, July 14, 2017

U.S. DEPARTMENT OF EDUCATION PUBLICATIONS

Transitioning to the Every Student Succeeds Act (ESSA): Frequently Asked Questions, rev. May 4, 2016

Unsafe School Choice Option, May 2004

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov>

U.S. Department of Education: <http://www.ed.gov>