

INTERDISTRICT ATTENDANCE APPEALS

The Board of Education will hear interdistrict attendance appeals properly filed by parents/guardians. The Board's decision will be to either grant, deny or remand the appeal back to the district of residence for further consideration. Normally, the Board will base its decision on the same evidence and reasons presented at the local district level. In the event either party wishes to introduce different information than what the district board had the opportunity to consider, the County Board may remand the interdistrict attendance request back to the local district board for reconsideration. The County Board shall base its decision to grant or deny an appeal on the following priorities:

- Welfare of the pupil. For example: Will there be a program offered in the proposed district of attendance that will better meet the educational, social, emotional health and/or safety needs of the child than in the district of residence? Will the continuity of the pupil's educational program be furthered?

Is bullying a factor? Has the student been the victim of an act of bullying? A student who has been determined by personnel of either the school district of residence or the school district of proposed enrollment to have been a victim of an act of bullying committed by a student of the school district of residence, shall be given priority for interdistrict attendance under any existing interdistrict attendance agreement, or in the absence of an agreement, be given additional consideration for the creation of an interdistrict attendance agreement, at the request of the parent or guardian.

- Impact on the family. For example: Do special circumstances exist for the child and family that would support a change in school placement? Such circumstances might include, but would not necessarily be limited to, child care, parent employment and/or transportation.
- Impact on the district of residence/district of proposed attendance. For example: Will the change in school enrollment significantly affect either district in terms of its educational program or financial stability?

All parties will be notified of the Board's decision and will be encouraged to implement the decision without delay.

All decisions regarding interdistrict attendance appeals apply only to the school year for which they are either granted or denied.

Legal Reference:

EDUCATION CODE

41020 Annual district audits

46600-466911 Interdistrict attendance agreements

48900 Grounds for suspension of expulsion

GOVERNMENT CODE

54954.5 Brown Act—Open Meeting Laws; Closed session items