

INTERDISTRICT ATTENDANCE APPEALS

The Humboldt County Board of Education (HCBE) is given authority by law to adopt policy establishing procedures for interdistrict attendance appeals. In an effort to explain such legal procedures, the County Board has reviewed and adopted the contents of the Interdistrict Attendance Appeal Handbook. The handbook is established as an exhibit and governs interdistrict attendance appeal hearing requests filed with the County Board. See E 5117.

When a parent wishes to transfer their child(ren) to a school in a district other than the district in which the family resides (district of residence), the parent/guardian is to contact the district of residence and request a "Request for Interdistrict Transfer" form. The form is to first be signed off by the district of residence and then signed off by the requested district of attendance.

Timelines to Appeal:

If the parent/guardian requests an interdistrict transfer during the period 30 calendar days before the start of a school district's school year through the day before school commences: A school district must decide whether to grant an interdistrict transfer (IDT) within 14 calendar days after the commencement of instruction. If either school district fails to approve interdistrict transfer agreement within the timeline, the school district denying the permit shall advise the parent/guardian of the right to appeal to the HCBE. The parent/guardian has 30 calendar days from the district's failure to grant an IDT request to file an appeal with HCBE. (Cal. Educ. Code § 46601(b))

For all other IDT requests, a parent/guardian may appeal within the following timeframes:

1. By March 15, if the parent participated in Priority One enrollment (i.e. December 1 through February 1).
2. Within 30 calendar days of a district's denial of a request submitted by a parent/guardian between February 2nd and 30 days before the commencement of school (or within 30 calendar days of a district's failure to respond to a request).

Legal Reference:

EDUCATION CODE

46600-466911 *Interdistrict attendance agreements*

Policy

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HUMBOLDT COUNTY OFFICE OF EDUCATION

Eureka, California