

NONRESIDENTS

The board shall operate the school for the benefit of all children who reside within the district of residence or region and such other New Jersey residents as may be admitted, pursuant to statute and policy of the board. The board reserves the right to verify the residency of any student and the validity of any affidavit of guardianship. Documentation required to prove eligibility to attend the school shall be in accord with policy 5111 Admission and the administrative code.

Future Residents

A child otherwise eligible for attendance whose parent/guardian has signed a contract to buy, build or rent a residence within the district of residence or region and has registered with their local school district shall be eligible to participate in the lottery as a resident.

Parents/guardians of children who are future residents shall be required to demonstrate proof of the anticipated residency. The board reserves the right to verify such claims, and to remove from school a nonresident student whose claim cannot be verified.

Former Residents

Former residents may be permitted to complete the school year at this charter school provided they maintain their enrollment status in the home district. Students, whose parents move out of the district of residence or region, shall be subject to the applicable policies on tuition costs and admission of the new school district in which they moved into.

Homeless Students

Homeless students registered to attend school in the district of residence or region may apply for admission to this charter school. The school shall work cooperatively with the local school district to determine the educational placement of homeless students in each child's best interest and respond to appeals concerning them made by parents/guardians or other parties in accordance with New Jersey statutes and administrative code, as well as pertinent federal law.

The school will designate a "homeless student liaison" to help the homeless student enroll in school, make sure that the homeless student is enrolled and attending school, and see that the school meets federal and state requirements for educating homeless students.

Other Nonresident Students

Nonresidents of the district of residence or region who attend public school in New Jersey may apply to this charter school and will be admitted on a space available basis. Nonresident applications shall be considered only after all eligible applicants who reside in the district of residence or region have been enrolled. Application and enrollment of nonresidents shall be in compliance with board policy 5111 Admission.

NONRESIDENTS (continued)Key Words

Nonresidents, Tuition Student, Affidavit Student, Homeless Student

<b>Legal References:</b>	<u>N.J.S.A.</u> 18A:7F-3	Definitions
	<u>N.J.S.A.</u> 18A:11-1	General mandatory powers and duties
	<u>N.J.S.A.</u> 18A:36A-1 <u>et seq.</u>	Charter School Program Act of 1995
	<u>N.J.S.A.</u> 18A:38-1 <u>et seq.</u>	Attendance at school free of charge
	<u>See particularly:</u>	
	<u>N.J.S.A.</u> 18A:38-2, 38-3, 38-8, 38-9	
	<u>N.J.S.A.</u> 18A:46-20	Receiving students from outside district; establishment of facilities
	<u>N.J.A.C.</u> 6A:11-1 <u>et seq.</u>	Charter Schools
	<u>N.J.A.C.</u> 6A:12-1.3 <u>et seq.</u>	Interdistrict Public School Choice
	<u>N.J.A.C.</u> 6A:17-1.1 <u>et seq.</u>	Students at Risk of Not Receiving a Public Education
	<u>N.J.A.C.</u> 6A:22	Student residency
	<u>See particularly:</u>	
	<u>N.J.A.C.</u> 6A:22-3	Eligibility to attend school
	<u>N.J.A.C.</u> 6A:22-3.1	Students domiciled within the school district
	<u>N.J.A.C.</u> 6A:23-5.2	Method of determining the district of residence
	<u>N.J.A.C.</u> 6A:23-5.3	Address submission for determining the district of residence

Illegal Immigrant and Immigration Responsibility Act of 1997, 8 U.S.C. 1101

Board of Education of the Borough of Englewood Cliffs v. Board of Education of the City of Englewood, 132 NJ 327; cert. denied, 510 U.S. 991 (1993); subsequent listing 333 N.J. Super. (App. Div. 2000)

No Child Left Behind Act of 2001, Pub. L. 107-110, 20 U.S.C.A. 6301 et seq.

J.A. v. Board of Education of South Orange/Maplewood, 318 N.J. Super. 512 (App. Div. 1999)

**Possible**

<b>Cross References:</b>	*5111	Admission
	*5114	Suspension and expulsion

\*Indicates policy is included in the Critical Policy Reference Manual.