



Book	Board of Education Policies
Section	Policies 5000 - Student Related Policies
Title	Admission of Nonresident Students - Adopted revisions 11/13/17
Number	5152
Status	Active
Adopted	November 21, 1994
Last Revised	November 13, 2017
Last Reviewed	June 20, 2016
Primary	Superintendent
Origin	*04/18/2016, Revision to remove coaches of interscholastic teams from policy

**5152**

### **ADMISSION OF NON-RESIDENT STUDENTS**

The Board of Education affirms its primary responsibility to provide the best possible educational opportunities for school-age, eligible children, who are legal District residents, as defined by New York State law. The District will accept tuition-paying students under limited circumstances and with the approval of the Superintendent, subject to the provisions of this policy.

All subsequent references to tuition will be at the Board of Education approved annual tuition cost for the attendance year, calculated on a daily, pro-rata basis, commencing on the first day of attendance, and ending on the last day of attendance, as a non-resident student. Pre-payment of tuition must be made on a quarterly basis as follows: (September - December) (January - March) (April - June).

Permission to attend the District's schools may be granted to non-resident students under the following conditions:

1. A student, who becomes a non-resident after the commencement of a semester, in any school year, may continue to attend upon the payment of tuition for the remainder of such semester only, at the school which he/she has been attending.
2. A child whose parents have contracted to buy or lease an apartment, house, or condominium in the District, but have not moved into the District, may attend the schools of the District for up to three months, upon the pre-payment of tuition. If the student and parents have not moved into the District within three months, the student will not be permitted to continue to attend the District's schools, unless an extension is granted by the Superintendent, subject to the provisions of this policy.

3. A student who becomes a non-resident after completion of the eleventh grade, upon the recommendation of the Superintendent, may be permitted to attend the High School during the senior year upon pre-payment of tuition.

4. Students in the High School enrolled in a student exchange program may attend school in the District while enrolled in such student exchange program without the payment of tuition.

5. In exceptional circumstances, a child may reside with a relative, another Scarsdale family, or foster parent or other individual, due to grievous, unusual, or extenuating circumstances. The student may be entitled to attend school upon application and approval procedures, established by the District, but only if full custody and control have been transferred to the Scarsdale caregiver, if the child is in the custody of the State and placed with a certified foster parent or if otherwise entitled to attend by law. This exception does not apply to children, domestic or international, who simply want to live with a relative or family for the purposes of attending school in Scarsdale.

The Commissioner has ruled that pursuant to Education Law§310 a student has not established residence in a school district when he or she is residing with someone other than a parent solely to take advantage of the schools in that district.

6. Upon application, non-resident children of regular, full-time District employees, and District employees whose appointment is made on an annual basis for a regular, full-time assignment, may be granted permission to attend the schools of the District without payment of tuition. This policy does not apply to part-time employees, employees paid on an hourly basis, coaches and/or substitutes.

For a student, whose parent(s) are temporarily moving out of their primary residence, the parent(s) must contact the District Registrar for appropriate procedures and protocols.

Note: The District will seek legal recourse available to it to address fraud associated with residency issues.

Cross-ref: 5152.1, Admission of Foreign Exchange Students

Ref: Education Law§3202