

No person shall attend school or send a pupil to any school in SAU 16 unless the student is a legal resident of that school district. SAU 16 uses the criteria set forth in RSA 193:12 to determine whether or not a student is a legal resident of the applicable school district.

- A. This general rule may only be waived by prior approval of the school board of the applicable district and/or the Superintendent of Schools or his/her designee.
- B. The Board and/or the Superintendent or designee may agree to accept student(s) who do not qualify as legal residents of the respective district on a tuition-free basis for the following purposes:
  1. To provide continuity in the education of students whose families will become residents of SAU 16 during the current school year. If approved, such students may begin his/her education in the school district without tuition for a period not to exceed 25 school days. Tuition charges will begin on the 26th school day and continue until the family becomes legal residents of the school district, pursuant to the provisions of Section C below.
  2. To permit students whose families move during the fourth quarter to continue through the end of the school year if approved.
  3. Seniors, whose families moved after the close of the first marking period of their senior year at EHS, may continue to graduation if approved.
  4. To provide continuity in education of “a child of homeless parents,” as defined by NH RSA 193:12.
- C. If the Board recommends the enrollment of a non-resident student in any case other than described in Section B, the Superintendent shall seek to enter into an agreement for the payment of tuition with the school district in which the student resides. As an alternative, the Superintendent or his designee may charge tuition to the parent or legal guardian of the student.
  1. The Board’s decision on whether to enroll a non-resident student will not be based, in whole or in part, on whether that student is a student with a disability, as defined by applicable state or federal law.
  2. The Board acknowledges the provisions of RSA 193:3 which state that the district in which the student resides shall retain all responsibility for the provision of special education and related services pursuant to RSA 186-C.
  3. Tuition rates will be charged at a rate set by the Board and billed quarterly in advance to the district of residence. When a district of residence is responsible for tuition, that district’s school board shall approve the payment of the tuition

prior to the student's first day of attendance in the non-resident district. The Board is under no obligation to permit the student to begin his/her education as a non-resident prior to obtaining confirmation of the residing district's agreement to pay the tuition. If the Board instead elects to charge tuition to the parent or legal guardian of the student, the parent or legal guardian shall enter into an agreement to pay the tuition in advance, and will agree to pay the tuition at least 5 business days prior to the first day the student may begin school.

4. Once the district of residence has agreed to the tuition arrangement, or the parent or legal guardian has entered into an agreement to pay the tuition in advance, the Board may grant its approval to admit the student as a non-resident.
  5. Upon the admission of a non-resident student to the District, the Superintendent or designee will immediately notify the student's school district of residence of the student's name, date of birth, address, and grade assignment of the student. This notification shall also be made at the beginning of each school year for which the student is enrolled while a non-resident.
  6. If a student's tuition payment becomes in arrears, the Superintendent shall immediately notify the school district of residence and the parents or legal guardian of the student. If tuition is not paid in full before the start of the subsequent quarter, the Superintendent and/or the School Board retains the right to dismiss the student, and/or withhold the release of the student's records; and/or decide upon another appropriate remedy.
- D. Admission and attendance of any non-resident student shall be conditioned on the non-resident complying with all rules, regulations, and codes of conduct governing resident students in the district.
- E. Under normal circumstances, the district will not provide transportation to and from school for non-resident and tuition students at district expense. However, the district may assist parents in finding and procuring transportation services for their children.

Legal Reference: RSA 193:12, Legal Residence Required; RSA 186-C:13, Special Education; Liability for Expenses; RSA 193:3, Change of School or Assignment

Appendix Reference:

Date Adopted: January 13, 1994

Last Review/Revision Date: March 5, 2012