

## ADMISSION OF NON-RESIDENT STUDENTS

The Board of Education affirms that its primary responsibility is to provide the best possible educational opportunities for children who are legal residents of the District and who are of legal age to attend school. In accordance with New York State law and regulation, residency shall be established through physical presence in the District and intent to reside in the District. Residency shall not be established when a student is residing in the District with someone other than a parent solely to take advantage of the schools in the District.

A non-resident student may be admitted to District schools upon payment of tuition, if and only if, in the judgment of the Superintendent of Schools:

1. there is sufficient space to accommodate the non-resident student;
2. no increase in the size of faculty or staff will be necessary to accommodate them;
3. the non-resident student meets the District's criteria for admission; and
4. the admission of such non-resident student is and continues during the enrollment period to be in the best interests of the District.

Additionally, a non-resident student's continued attendance shall be dependent on the student's compliance with the District's Code of Conduct and student attendance policy. Any violation of the District's Code of Conduct, rules, or policies, unsatisfactory or inappropriate behavior, or unsatisfactory academic efforts or achievements by the Student may result in termination of the non-resident student's enrollment in the District.

### Tuition

Tuition shall be required for all non-resident pupils attending the Yonkers Public Schools. The non-resident must agree to pay the prorated amount of non-resident tuition for the full period of time in which such non-resident resides outside of the District. Such non-resident tuition shall be computed in accordance with the formula set forth in Part 174 of the Regulations of the Commissioner of Education ("Commissioner"). The non-resident must also duly execute the District's "Contract for Educational Services for Non-Resident Pupil."

### Future Residents

The non-resident children of families who have signed a contract to buy or build a residence in the District may be enrolled during the semester in which they expect to become residents. Any such request must be made in writing and addressed to the Superintendent of Schools.

### Former Residents

Upon the recommendation of the Superintendent of Schools and/or his/her designee, a resident student who becomes a non-resident during his/her terminal year of high school and is on track to graduate that school year may continue to attend school within the District for the remainder of the school year. Any such request must be made in writing and addressed to the Superintendent of Schools.

Transportation

The District shall not be responsible for providing transportation to non-resident students. The student's parent(s) and/or person(s) in parental relation shall be responsible for arranging transportation for the student to and from the District's schools.

This policy is not applicable to homeless students who may be currently residing outside of the District, but are entitled to attend District schools under federal and state laws and regulations. Homeless students who are not entitled to attend District schools under federal and state laws and regulations may be considered for non-resident enrollment under this policy. This policy is also not intended to cover students who are placed in District programs by agreement with, and paid for by, another school district.

Cross-Ref: 5150, School Admissions  
5151, Homeless Children

Ref: Education Law §3202(2)  
8 NYCRR 100.2(y); Part 174

Adoption date: July 20, 2011

Revised: