

Resident and Nonresident Attendance**Resident Students**

The laws of the State of Connecticut provide that all students have a right to a free and public education in the town where they reside. Only students who reside within the boundaries of the Town of North Canaan have the rights to a free and public education at North Canaan Elementary School.

Residence in North Canaan is defined as: A permanent arrangement, provided with pay, not for the sole purpose of obtaining school accommodations, in which a child lives in the town full-time throughout the school year, the only exception being as ordered or approved by another legal authority.

Determining Residency

1. The Principal, as agent for the Board of Education, will require an affidavit attesting to residency from a parent or guardian, a relative or non relative, an emancipated minor, or a student eighteen years of age.
2. Should there be reasonable cause to question such residency, the principal and/or the Board will pursue further documentation of residency. The list may include, but not be limited to,
 - a. Where the student's clothes or possessions are located
 - b. Town which issued a library card
 - c. Where the student attends church
 - d. Place of affiliations: boy scouts, etc.
 - e. Resident of immediate family
 - f. Where student spends substantial time when school is not in session
 - g. If person(s) with whom the child is in residence is (are) held directly responsible for daily general affairs, such as: school trips, medical treatment, signing of report cards, etc.
 - h. Where the child sleeps
3. Parent or guardian, relative or non relative, emancipated minor, or student eighteen years of age may request a hearing by the Board of Education if residency is challenged. The request must be in writing. The Board shall give such a person a hearing within the (10) working days after the receipt of the written request and provide a decision within ten (10) working days following the conclusion of the hearing.
4. Parent or guardian, relative or non relative, emancipated minor, or student eighteen years of age may appeal the decision of the Board of Education to the State Board of Education, but, according to state statute, such appeal must be filed within twenty (20) days of the mailing of the finding of the Board of Education to the aggrieved party.

Nonresident Students

1. Nonresident students may be accepted as tuition students in the school on a student by student basis and under all of the following conditions:
 - a. Children of staff members employed by the Board of Education residing outside the school district OR grandchildren of staff members permanently residing in the home of the employee.

- b. An appropriate program can be provided with absolutely no increase in resources or the size of staff which would increase per pupil expenditure.
 - c. No class or section to which the student will be assigned will contain more than the desired number of students, which will be determined by the May board meeting.
 - d. Admission is subject to administrative review of the educational records, including available appropriate education, physical, psychological, and psychiatric examinations.
 - e. North Canaan is not obligated to provide transportation for nonresident students.
 - f. Admission is probationary, subject to periodic review. Admission of a non-resident student must be reapproved annually, and the student must have a record of good citizenship at the school and continue to abide by the rules and regulations of the school and the District.
 - g. It is the responsibility of the legal guardian to notify the school of permanent residence.
2. This policy does not obligate the Board of Education to provide special education programs or services or create unique programs for students. If a nonresident student is enrolled or continued in the Public Schools, and such child is eligible for services under the Individuals with Disabilities Act (IDEA), the North Canaan Elementary School shall not act as the local education agency for such child. In instances where special or additional services are provided for a nonresident student, a supplemental tuition or fee will be charged based upon the actual costs associated with providing the special or additional services.
3. The Board will annually establish the fee for the following year at the March meeting. A tuition payment of one half will be made by the fifteenth of August with the final balance paid by the fifteenth of January.

Legal Reference

Connecticut General Statutes

10-4s Educational interest of state defined (amended by PA 97-290, an Act Enhancing Education Choices and Opportunities)

10-33 Tuition in towns in which no high school is maintained

10-35 Notice of discontinuance of high school service to nonresident

10-55 Student to attend regional school

10-253 School privileges for children in certain placement, nonresident children and children in temporary shelters.

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NORTH CANAAN BOARD OF EDUCATION

North Canaan, Connecticut