

Hawkins County Board of Education

Monitoring: Review: Annually, in September	Descriptor Term: Attendance of Non-Resident Students	Descriptor Code: 6.204	Issued Date: 07/10/14
		Rescinds: 6.204	Issued: 08/01/13

- 1 Students residing outside the boundaries of the school system may attend schools within the school
 2 system under the following conditions:
- 3 1. They must be approved by a board-appointed, three member "panel of acceptance" consisting
 4 of the Attendance Supervisor, appropriate supervisor (elementary, middle, or secondary), and
 5 receiving school principal. As appropriate, the Special Education Supervisor (or designee) may
 6 be included as a fourth member of the "panel of acceptance".
 - 7 2. The director of schools must approve all transfers of Non-Resident Students.¹
 - 8 3. All students approved may be required to pay a tuition fee as may be established annually by
 9 the Board.² Annual tuition may not exceed per student, per annum, an amount equal to the
 10 amount of funds actually used for school purposes by the school system per student during the
 11 preceding school year minus any funds received from the state or from the student's resident
 12 system. Tuition for out of state nonresident students shall be charged at the same rate as the
 13 average cost per student in the system attended.²
 - 14 4. When payment is not made on all or any part of the required tuition for a previous year, the
 15 student(s) shall be excluded from future attendance until all prior and current tuition is paid.
 - 16 5. Transportation of non-resident students accepted into the Hawkins County School System will
 17 be the responsibility of the parent or legal guardian.
 - 18 6. Middle school or high school students who fail one or more subjects at the conclusion of the
 19 current school year may be asked not to re-enter Hawkins County Schools the following year.
 20 The decision shall be derived through a conference between the principal and the parent(s) or
 21 legal guardian before the end of the current school year. The conference may include other
 22 faculty members or school officials who have knowledge relevant to the case.
 - 23 7. Non-resident students, or parents of said students, who cause undue hardship to teachers or
 24 administrators may result in the student being asked to terminate their enrollment/attendance in
 25 the Hawkins County School System at the conclusion of the current school year and return to
 26 their home system. If truancy or tardiness becomes an issue, as related to the parent(s) or
 27 guardian's transportation responsibility, the student's enrollment will be transferred back at the
 28 end of the school year to the school for which he/she is zoned based on the decision of the
 29 Truancy Review Board.

1 8. Factors determining acceptance and/or assignment of non-resident students will be those
2 “factors in determining assignment” as enumerated in TCA 49-6-3103.

3 **PRIORITY OF ACCEPTANCE OF NON-RESIDENT STUDENTS SHALL BE:**

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5 **FIRST:** Children of Hawkins County School System employees
6 **SECOND:** Non-resident students (in good standing) who were enrolled the previous year
7 **THIRD:** Siblings of non-resident students who were enrolled the previous year
8 **FOURTH:** New non-resident students

9 10. Any parent, guardian, or other legal custodian who enrolls an out of district student in a
10 Hawkins County School and fraudulently represents the address for the domicile of the student
11 for enrollment purposes is liable for restitution to the school district for an amount equal to the
12 state and local per pupil expenditure for the district in which the student is fraudulently
13 enrolled.³

14 11. Nonresident students must make application at least two (2) weeks prior to the first day of
15 school. After two (2) weeks prior to the beginning of school and thereafter during the
16 remainder of the school year, students wishing to transfer into the system must also have the
17 approval of the sending system.¹ Application forms for nonresident students are available in
18 the principal's office of all schools or from the attendance supervisor at the central office.

19 12. Requests from students from adjoining states to attend school shall be considered on a case
20 -by-case basis.³

21 13. Students who become residents of the school system will be refunded any unused portion of the
22 tuition on a pro-rata basis and will no longer be considered non-resident students.

23 14. Students approved for acceptance as Non-Resident Students will be notified annually of their
24 status for the upcoming school year. All students will be notified prior to the last day of the
25 current school year. All other determinations regarding continued attendance in the Hawkins
26 County School System as a Non-Resident Student will be made by the Board according to
27 applicable law.⁴

28 Attendance of non-resident students must comply with all applicable State laws and regulations of the
29 state board of education.
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Legal References:

1. TCA 49-6-3104; TCA 49-6-3105; TRR/MS
0520-1-3-.03(11)(f-i)
2. TCA 49-6-3003; TCA 49-6-403 (f)
3. TCA 49-6-3003(c)(1)(A)
4. TCA 49-6-3108

Cross References:

Foreign Exchange Students 6.502