

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 and Board of Education.

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 as a non-resident student, and ending on the last day of attendance. Tuition is expected to be paid in full prior to the first day of attendance.

Permission to attend the District's schools will 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 student, whose parent(s) own(s) a house in the District which is unoccupied, may be permitted to attend the schools of the District, without the payment of tuition, for up to one academic year from the date that the house became unoccupied, under the following conditions:
 - a. The house had been occupied, and resided in, by the student and parent(s) for the three years directly prior to the house becoming unoccupied and the house is required to be unoccupied for a major home construction or remodeling; and
 - b. The student's parent(s) continue(s) to own the house throughout the period that the house is unoccupied and do(es) not purchase another residential property.

*Any extension of the absence beyond one academic year will require Superintendent and Board of Education approval.

3. 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 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 and the Board of Education.

4. A student who becomes a non-resident after completion of the eleventh grade, upon the recommendation of the Superintendent and approval of the Board of Education, may be permitted to attend the High School during the senior year upon payment of tuition.
5. Students in the High School enrolled in a student exchange program approved by the Board of Education may attend school in the District while enrolled in such student exchange program and upon the payment of tuition.
6. 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 has 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.*
7. 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 of at least a year, upon application, will be granted permission to attend the schools of the District without payment of tuition. Among those employees excluded from this provision and, therefore, whose non-resident children may not attend the schools of the District, include, but are not limited to, part time employees, employees paid on an hourly basis, coaches and/or substitutes appointed for less than a full school year.

* 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.

Note: The District will seek all 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

Adoption date: November 21, 1994
April 18, 2016 (Revision to remove coaches of interscholastic teams from policy)
June 20, 2016