

KENTUCKY DEPARTMENT OF EDUCATION
CONTRACT FOR NONRESIDENT PUPILS
2019- 2020 School Year

Instructions:

1. Contracts are required by KRS 157.350, which reads in part: "Each district which meets the following requirements shall be eligible to share in the distribution of funds from the fund to Support Education Excellence in Kentucky...(4) Includes no nonresident pupils in its average daily attendance, except by written agreement with the district of the pupils legal residence..."
2. This contract is to be made in duplicate. Each district is to keep a signed copy on file.
3. The board of education of the district where the nonresident pupils attend school agrees to make attendance reports at the close of the first two (2) months and at the close of the school term. These reports shall be delivered to the board of education where the pupils legally reside and shall agree with the terms of this contract.
4. The board of education of the district of residence and the board of education of the district providing instruction agree that all contractual terms, supplemental agreements, and other conditions governing this exchange of students are herewith fully disclosed. Copies of all such contracts, agreements, and conditions are attached and made part of this contract for nonresident pupils.
5. Do either parents or either board of education pay tuition for nonresident children? ☐ YES ☐ NO. If "YES", attach a statement disclosing the tuition rate, to whom it is paid and the payment terms.
6. One of the following criteria must be met before a nonresident pupil is enrolled in the Newport Independent School District (NISD):
 - A. Child of an employee of the NISD
 - B. Child with special needs based on arrangements per Admissions and Release Committee (ARC)
 - C. Tuition student
 - D. Child enrolled in the NISD, who has moved out-of-district during the school year. **Acceptance is decided on a case-by-case basis.**
- I The board of education of the **SOUTHGATE INDEPENDENT** school district (district of legal residence of pupils) enters into a contract with the board of education of the **NEWPORT INDEPENDENT** school district (district where the pupils attend) to educate pupils who meet established criteria as stated above (list attached). This contract further provides that the average daily attendance of the pupil(s) is to be counted in the district where the pupil(s) attend school.
- II The board of education of the **NEWPORT INDEPENDENT** school district is to receive transportation credit for _____ pupils reported in Part I, such credit to be calculated in accordance with KRS 157.370.

This contract must be executed below by the board of education where the pupils legally reside:

_____, Chairman Southgate Independent School District
Greg J. Patis, Secretary 2/14/19 Date

This contract must be executed below by the board of education where the pupils will be educated:

Ramona Malone, Chairman NEWPORT INDEPENDENT School District
Kim Kewaterra, Secretary 1/23/19 Date

2/14/19 G.D. * Waiver of ADA must comply with Southgate Board Policy 09.125 (see attached)

Reciprocal Agreements with Other School Districts

Reciprocal written agreements with other school districts concerning nonresident students shall be made in compliance with state statutes¹ and administrative regulations.²

It shall be the policy of the Board to deny requests made by (or on behalf of) a student for the waiver of Average Daily Attendance (A.D.A.) to enable that student to attend another school district. However, the Superintendent may approve any such request if one of the below criteria are met;

- when the student is placed in another school district by court order; or
- when the student requires a specific program for special needs students (reflected by provisions of the Individual Education Program), and such program is not offered by the District; or
- when the student's parent is a full-time certified or classified employee of another school district and the student's parent has requested in writing to the Superintendent that the student be permitted to attend the same district; or
- when the student resided in a different school district and the student is entering the eighth (8th) grade or is currently an eighth (8th) grader and then moves within the Southgate School District and the student has requested in writing to the Superintendent to waive A.D.A.

Furthermore, any student who resides in the District and is entering the high school level or is currently a high school student may attend the high school of their choosing and the District will waive A.D.A.

Any request that is submitted to the Superintendent shall be reported to the Board at its next scheduled meeting; upon approval of any request by the Superintendent, the District shall not be required to provide transportation for students whose requests have been approved.

REFERENCES:

¹KRS 157.350(4)

²702 KAR 007:125
OAG 91-75

RELATED POLICIES:

09.12

09.124

Adopted/Amended: 8/14/2008

Order #: 08-01-08