

## **Nonresident Students**

The District shall allow nonresident students to enroll in the District pursuant to existing Admissions and Attendance Policy 09.12, Tuition Policy 09.124, and related procedures.

Upon allowing nonresident pupil enrollment, the policy shall allow nonresident children to be eligible to enroll in any public school located within the District. The policy shall not discriminate between nonresident pupils, but may recognize enrollment capacity, as determined by the District. The nonresident pupil policy and any subsequent changes adopted by the Board shall be filed with the Kentucky Department of Education no later than thirty (30) days following their adoption.<sup>1</sup>

### **DEFINITION OF LEGAL RESIDENCE**

Except for emancipated pupils, the legal residence of a pupil is determined by the address of the legal residence of the parent/guardian or as otherwise provided by law.

### **BOARD APPROVAL**

The Board reserves the right to enroll and assign all nonresident pupils. Once attending school in the District, non-resident students are subject to disciplinary action under the District Code of Acceptable Behavior and Discipline, up to and including expulsion. Acceptance for enrollment in subsequent years may be reviewed at the end of each school year.

Contingent upon the recommendation of the Superintendent and approval of the Board, nonresident pupils may attend District schools.

### **REFERENCES:**

<sup>1</sup>[KRS 158.120](#)

[KRS 157.350](#)

[OAG 79-327](#)

[OAG 66-550](#)

[OAG 80-47](#)

G.C. v. Owensboro Public Schools- F.3d, 2013 WL 1235592 (C.A.6 (Ky.))

### **RELATED POLICY:**

09.12; 09.124; 09.313; 09.42811

Adopted/Amended: 6/16/2022

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