

LEGAL: HB 563 (2021) AMENDED KRS 158.120 TO REQUIRE THAT BY JULY 1, 2022, LOCAL BOARDS ADOPT A NONRESIDENT PUPIL POLICY TO GOVERN THE TERMS UNDER WHICH THE DISTRICT SHALL ALLOW ENROLLMENT OF NONRESIDENT PUPILS. WRITTEN AGREEMENTS WILL NO LONGER BE NECESSARY. CHOOSE AN OPTION BELOW.

FINANCIAL IMPLICATIONS: NONRESIDENT PUPILS WILL BE COUNTED IN ADA FOR STATE FUNDING

STUDENTS

09.1222

**CHOOSE ONE OF THESE
OPTIONS.**

Nonresident Students

~~☐ The District shall not allow nonresident students to enroll in the District.~~

☐ 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.¹

DEFINITIONS

“Child of employee” shall mean any child for whom the employee is the legal guardian.

“Employee” shall mean a person employed by the Frankfort Independent School District in certified or classified status, excluding persons whose only employment is as a coach, a substitute for a teacher, and/or a substitute for a classified employee.

~~“Limited transfer district student” shall mean a student who resides in a school district that limits the transfer of SEEK funds to the district in which the student is or may be enrolled.~~

“Non-resident student” shall mean a student who resides in a school district other than the Frankfort Independent School District.

CHILDREN OF EMPLOYEES

Children of employees who are not residents of the District may be enrolled without meeting Admissions Criteria, whether or not there is transfer of SEEK funds for these students.

ENROLLMENT-ADMISSIONS CRITERIA

Enrollment Admissions criteria for all non-resident students, other than children of employees, shall be established by administrative procedure and implemented by Principals. The Superintendent shall annually establish a common District-wide application deadline for consideration of applications for admission. Priority will be given to admission of children of alumni and siblings of non-resident students including limited transfer District students already enrolled, but only when they meet admissions criteria for the school in which they wish to enroll. ~~A non-resident student contract shall be completed for all non-resident students prior to enrollment in school.~~

Nonresident Students**FRANKFORT HIGH SCHOOL**

The Superintendent is authorized to accept enough non-resident students in each high school grade level to maximize economy of scale and provide a comprehensive secondary school program, without diminishing effectiveness of instruction. It is the intent of the Board that there will be a total of at least eighty (80) but no more than ninety (90) students per high school grade level. All students other than children of employees must meet **enrollment admissions** criteria. If a student enrolled under this provision remains in good standing, the student will be permitted to enroll for the following year.

SECOND STREET SCHOOL

The Superintendent is authorized to enroll students up to desired grade level limits. It is the intent of the Board that there will be a total of at least sixty (60) but no more than seventy (70) students per grade for grades six (6) through eight (8), and no more than forty-eight (48) students per grade for grades K through five (5). All students other than children of employees must meet **enrollment admissions** criteria. If a student enrolled under this provision remains in good standing, the student will be permitted to enroll for the following year.

EXCEPTIONS

All non-resident students enrolled at Second Street School on the effective date of this policy, who are not children of employees, will be allowed to remain in the school system as long as they remain in good standing.

STATUS CHANGE

~~Beginning in the fall of 2004, s~~Students at Second Street School that enrolled as resident students, where residence changes ~~to a district that limits transfer of SEEK funds~~, will be allowed to finish the school year, but will not be allowed to enroll in the District in the subsequent school year, except as provided in the sections on Frankfort High School and Second Street School, above.

Limited transfer District students at Second Street School who are enrolled for the first time after the effective date of this policy as children of employees, whose parent(s) no longer are employed by the school District, will be allowed to finish the school year, but will not be allowed to enroll in the District in the subsequent school year, except as provided in the sections on Frankfort High School and Second Street School, above.

At the time of change in status for either of these reasons, the student's status will become that of non-resident and a non-resident student contract shall be completed. Tuition fees will be assessed immediately upon change to non-resident student status. Such students, if they meet admissions criteria for non-resident students, shall be given priority for admission as a non-resident student in the subsequent school year.

REFERENCES:

[KRS 158.120](#)

[KRS 157.350](#)

OAG 79-327; OAG 66-550; OAG 80-47; OAG 72-154

RELATED POLICIES:

[09.12](#); [09.124](#); [09.125](#); [09.313](#); [09.42811](#)