

ADMISSION

The Governing Board encourages the enrollment and appropriate placement of all school-aged children in school. The Superintendent or designee shall inform parents/guardians of students entering a district school at any grade level about admission requirements and shall assist them with enrollment procedures.

The Superintendent or designee shall verify the student's age, residency, and any other admission criteria specified in law and in Board policies and administrative regulations.

All appropriate staff shall receive training on district admission policies and procedures, including information regarding the types of documentation that can and cannot be requested.

The Superintendent or designee shall immediately enroll a homeless student, foster youth, student who has had contact with the juvenile justice system, or a child of a military family regardless of outstanding fees or fines owed to the student's last school, lack of clothing normally required by the school, such as school uniforms, or his/her inability to produce previous academic, medical, or other records normally required for enrollment.

All resident students who are enrolling either in the school in their attendance area or in another district school shall be subject to the timelines established by the Board in BP/AR 5116.1 – Intradistrict Open Enrollment. Nonresident students may apply for interdistrict attendance in accordance with the timelines specified in applicable Board policies and administrative regulations.

The Superintendent or designee may admit to the ninth grade only those students who have graduated from eighth grade or who are recommended in writing by their eighth-grade principal as capable of profiting from high school instruction.

Inquiries Regarding Immigration Status, Citizenship Status, and National Origin Information

The Superintendent or designee shall not inquire specifically about a student's citizenship, immigration status, the student's social security number or the last four digits of the social security number; or the citizenship or immigration status of a student's parents or guardians; nor shall District personnel seek or require, to the exclusion of other permissible documentation or information, documentation or information that may indicate a student's immigration status (e.g., green card, voter registration, passport, citizenship papers, etc.).

However, such information may be collected when required by state or federal law or to comply with requirements for special state or federal programs. In any such situation, the information shall be collected separately from the school enrollment process and the Superintendent or designee shall explain the limited purpose for which the information is collected. Enrollment in a district school shall not be denied on the basis of any such information of the student or his/her parents/guardians obtained by the district, or the student's or parent/guardian's refusal to provide such information to the district.

Where any law requires the submission of information relation to national origin in order to satisfy the criteria of any special program, District personnel shall solicit such documentation or information in a process distinct from the school enrollment process.

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If the law permits, the Superintendent or designee shall enumerate alternative means for a student to establish residency, age, or other eligibility criteria for enrollment or program. These alternative means shall include documentation or information available to individuals regardless of immigration status, citizenship status, or national origin, which must not reveal information related to citizenship or immigration status.

Where residency, age, and other eligibility criteria for purposes of enrollment or any program may be established by alternative documents or information permitted by law or this Policy, the District’s procedures and forms shall describe to the applicant, and accommodate, all alternatives specified in law and all alternatives authorized under this Policy.

Legal Reference:

EDUCATION CODE

234.7 Student protections relating to immigration and citizenship status

- 46300 Computation of average daily attendance, inclusion of kindergarten and transitional kindergarten
- 46600 Agreements for admission of pupils desiring inter-district attendance
- 48000 Minimum age of admission (kindergarten)
- 48002 Evidence of minimum age required to enter kindergarten or first grade
- 48010 Minimum age of admission (first grade)
- 48011 Admission from kindergarten or other school; minimum age
- 48050-48053 Nonresidents
- 48200 Children between ages of 6 and 18 years (compulsory fulltime education)
- 48350-48361 Open Enrollment Act
- 48645.5 Enrollment of former juvenile court school students
- 48850-48859 Educational placement of foster youth
- 49076 Access to records by persons without written consent or under judicial order
- 49408 Information of use in emergencies
- 49700-49704 Education of children in military families

HEALTH & SAFETY CODE

- 120325-120380 Education and child care facility immunization requirements
- 121475-121520 Tuberculosis tests for students

CODE OF REGULATIONS. TITLE 5

- 200 Promotion from kindergarten to first grade
- 201 Admission to high school

CODE OF REGULATIONS. TITLE 17

- 60006075 School attendance immunization requirements

UNITED STATES CODE, TITLE 42

- 11431-11435 McKinney Homeless Assistance Act

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Management Resources

CSBA PUBLICATIONS

Transitional Kindergarten, Issue Brief, July 2011

OFFICE FOR CIVIL RIGHTS, U.S. DEPARTMENT OF EDUCATION PUBLICATIONS

Dear Colleague Letter, May 6, 2011

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov>

Office for Civil Rights, U.S. Department of Education: <http://www2.ed.gov/about/offices/list/ocr>

CALIFORNIA OFFICE OF THE ATTORNEY GENERAL PUBLICATIONS

Promoting a Safe and Secure Learning Environment for All: Guidance and Model Policies to Assist

California's K-12 Schools in Responding to Immigration Issues, April 2018

Adopted

Date: 9-13-84

Revised: 11-02-88, 2-13-96

Students

BP 5111(4)

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Revised: 7-30-13

Silver Valley Unified School District