



Book	BYLAWS AND POLICIES
Section	5000 STUDENTS
Title	ELIGIBILITY OF RESIDENT/NONRESIDENT STUDENTS
Code	5111
Status	Active
Legal	I.C. 20-18-2-11; 20-33-2-12, 20-33-8-17; 20-26-11-1; -20-26-11-2; 20-26-11-2.5 Plyer v. Doe, 457 U.S. 202 (2004)
Adopted	November 17, 2020

The Board establishes the following residency policy for determining eligibility to attend the school.

- A. The Board will educate, tuition free, students who have legal settlement in the school, and students enrolled in the Public Elementary and Secondary Schools Transfer Program according to the requirements of I.C. 20-26-11.
- B. Where the legal settlement of a student cannot reasonably be determined and the student is being supported by and living with a person whose residence is within the school, the student may be enrolled without payment of tuition.
- C. Foreign students participating in a foreign-exchange program approved by the State School Board and living with a resident host family will be admitted tuition free.
- D. The school will provide a free education to those students who are considered by Federal law to be undocumented residents, if the student's

parent or legal guardian has legal settlement within the school or considered to be homeless by criteria established by the State.

- E. Students who have completed the eleventh grade and have changed legal settlement to another school corporation may complete the twelfth grade in this school (Senior Rights).
- F. A married student living with a spouse or an emancipated minor is eligible to attend school without payment of tuition provided s/he resides in the school.
- G. Edison School of the Arts will honor all public-school expulsions. This includes all in state, out of state, and charter school expulsions. Expelled students requesting enrollment may not be enrolled until the end of the semester or the end of the school year, dependent upon the length of the expulsion.
- H. Edison School of the Arts shall enroll those students who have legal settlement in the school. However, the Board recognizes that extenuating circumstances arise from time to time and, therefore, will consider requests by parents, guardians, or custodians of Indiana students who do not reside in the school but who wish to enroll their child in the school. The Executive Director, CEO or the Executive Director/CEO's designee reserves the right to evaluate each such request.  
The decision by the Executive Director/CEO or the Executive Director/CEO's designee to recommend acceptance of a non-resident student will be based on:
  - 1. financial impact of the enrollment of the student on the resident students (inclusion of the student in the ADM count).
  - 2. the student's attendance and academic record at the previous school of attendance and status regarding graduation.
  - 3. the availability of curricular or program offerings that are specifically aligned with the student's demonstrated academic or career aspirations.
  - 4. the student's disciplinary record at the previous school or attendance.
  - 5. class size and program capacity of the school/grade level in which the student requests to enroll.
  - 6. the willingness and ability of the parents, guardians, or custodians to provide transportation to and from the school and extra-curricular activities as appropriate; and

7. the compatibility of the proposed enrollment with the standards of organizations with which the school is affiliated, such as the Indiana High School Athletic Association. The transfer shall not place an undue burden on the school. The Executive Director, CEO may grant or deny any and all transfer requests in accordance with the criteria herein and the established administrative guidelines. No transfer student shall be accepted for enrollment for athletic reasons.
8. All out of district transfer requests for Magnet or Career & Technology programs will be evaluated in relation to seat availability. Should there be waiting lists consisting of Edison School of the Arts students for any program, out of school requests will not be considered for that program. The Executive Director, CEO will reserve the right to make decisions on such requests until there is reasonable assurance that Edison School of the Arts students have received the opportunity to apply and be seated.
9. All out of school transfer requests for special education programs will be evaluated in relation to the unique needs of each student. The Executive Director, CEO or his designee will reserve the right to make decisions on out of school special education enrollment requests based upon seat availability and the impact of each student on the viability of the program involved.