

Policy

NONRESIDENTS

The Oradell Board of Education shall operate the schools of this district for the benefit of all children resident in the district and such others as may be admitted, pursuant to statute and policy of the board. The board reserves the right to verify the residency of any student and the validity of any affidavit of guardianship. Documentation required to prove eligibility to attend the schools of this district shall be in accord with policy 5111 Admission and the administrative code. The Oradell Board of Education reserves the right to refuse admission and/or continuation of any non-domiciled student at Oradell Public School. .

Future Residents

Families moving into the district prior to September 1st may have their child/children admitted to the school with proof of a fully executed contract or lease on the residence upon agreement to pay tuition for such period that the child/children are not domiciled within the District. Tuition will be assessed if the child/children are not domiciled in the district prior to opening day. Such tuition will be collected in advance for each month that the child/children are not domiciled within the District. Should occupancy of the new residence occur on or before the 31st of October, the tuition will be reimbursed for the months of September and October.

If by October 31st, required proof of residency has not been provided, continued admission to the District on a tuition basis will be subject to board approval.

The board reserves the right to verify such claims, and to remove from school a nonresident student whose claim cannot be verified.

Former Residents

Regularly enrolled children whose parents/guardians have moved out of the school district during the final marking period shall be permitted to finish the school year without payment of tuition. Regularly enrolled children whose parents/guardians move from the district at any other time during the school year may remain enrolled for the remainder of the school year on payment of tuition prorated.

Families who have been domiciled within the district **and** previously attended Oradell Public School for a minimum of 3 months and are required to relocate from Oradell during reconstruction or renovation of their homes shall be permitted to continue to attend Oradell Public School tuition free for a period not to exceed twelve (12) calendar months. After the twelve (12) month period has expired, tuition must be remitted to the Business Administrator/Board Secretary prior to the beginning of each subsequent month of attendance. Students shall be charged the current Oradell Public School District established tuition rates. The Board of Education will require proof of occupancy when residence is re-occupied.

Children of Nonresident Staff Members

Children of nonresident employees of the board may be enrolled in the schools of this district on payment tuition and in accordance with policy for other nonresident students.

Foreign Exchange Students

F-1 and J-1 Visa students will not be admitted to this school district.

Victims of Domestic Violence

A child who moves out of a school district as a result of domestic violence, sexual abuse or other family crises shall be permitted to remain enrolled in that district for the remainder of the school year. If the child remains enrolled in the district for the remainder of the school year, the school district shall provide transportation services to the child, provided the child lives remote from school, and the State shall reimburse the school district for the cost of the transportation services.

Homeless Students

The district will determine the educational placement of homeless students in each child's best interest and respond to appeals concerning them made by parents/guardians or other parties in accordance with New Jersey statutes and administrative code, as well as pertinent federal law. The district will designate a "homeless student liaison" to help the homeless student enroll in school, make sure that the homeless student is enrolled and attending school, and see that the district meets federal and state requirements for educating homeless students.

Other Nonresident Students

Other nonresident students may be admitted to this district on payment of tuition and availability of space.

The chief school administrator shall develop procedures for the enrollment of nonresident children that allow admission of such children only on the proper application of parent/guardian; verify claims of residency and submission of affidavits of guardianship; deny admission where the educational program maintained for the children of this district is inadequate to meet the needs of the applicant; do not exclude any child, otherwise eligible, on the basis of such child's race, color, creed, national origin, affectional or sexual orientation, atypical hereditary cellular or blood trait of any individual or ancestry; and make continued enrollment of any nonresident student contingent upon maintaining good standards of citizenship and discipline.

When a child must either relocate to or from this district because his/her parent/guardian is a member of the New Jersey National Guard or a member of the reserve component of the armed forces of the United States and has been ordered into active service, the child shall be eligible to attend the schools of this district without paying tuition. The district shall not be responsible for transporting the child.

The chief school administrator or his/her designee shall recommend to the board for its approval the admission of all nonresident students no later than the first board meeting after notification to the district.

The board shall not be responsible for the transportation to or from school of any nonresident students, except as may be required by state or federal law.

The board shall annually determine tuition rates for nonresident students.

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NJSBA Review/Update:	January 2019
Revised:	June 28, 2023
Readopted:	October 10, 2018, December 11, 2019, June 28, 2023

Key Words

Nonresidents, Tuition Student, Affidavit Student, Homeless Student

Legal References: N.J.S.A. 18A:7F-45
N.J.S.A. 18A:11-1
N.J.S.A. 18A:36B-14 et seq.
N.J.S.A. 18A:38-1 et seq.

Definitions
General mandatory powers and duties
Interdistrict Public School Choice Program Act of 1999
Attendance at school free of charge

See particularly:

N.J.S.A. 18A:38-1.1, 38-2, 38-3, 38-8, 38-9

N.J.S.A. 18A:46-20 Receiving students from outside district; establishment of facilities

N.J.S.A. 18A:54-20 Powers of board (county vocational schools)

N.J.A.C. 6A:12-1.3 et seq. Interdistrict Public School Choice

N.J.A.C. 6A:17-1.1 et seq. Education for homeless children and students in state facilities

N.J.A.C. 6A:22 Student residency

See particularly:

N.J.A.C. 6A:22-3 Eligibility to attend school

N.J.A.C. 6A:22-3.1 Students domiciled within the school district

N.J.A.C. 6A:23A-19.2 Method of determining the district of residence

N.J.A.C. 6A:23A-19.3 Address submission for determining the district of residence

8 U.S.C 1101 - Illegal Immigrant and Immigration Responsibility Act of 1997

Board of Education of the Borough of Englewood Cliffs v. Board of Education of the City of Englewood, 132 NJ 327; cert. denied, 510 U.S. 991 (1993); subsequent listing 333 N.J. Super. (App. Div. 2000)

Every Student Succeeds Act of 2015, Pub. L. 114-95, 20 U.S.C.A. 6301 et seq.

J.A. v. Board of Education of South Orange/Maplewood, 318 N.J. 512 (App. Div 1999) Super

Possible

Cross References: 3240 Tuition income

*5111 Admission

*5114 Suspension and expulsion

6142.5 Travel and exchange programs

*6151 Class size

*Indicates policy is included in the Critical Policy Reference Manual.