

### **Nonresident Tuition Charges**

The parents or guardians of Colorado students who are not residents of this school District shall not be charged tuition and shall be admitted in accordance with the statute on. Public Schools of Choice. Enrollment of these students shall be decided in accordance with the policy on inter-district choice/open enrollment. A non-resident student may be admitted to a district school if space is available in the class(es), if no additional staff will be required to be hired and if facilities or programs will not require modification.

However, the district may enter into a written agreement with any student's district of residence under which the district of residence agrees to pay tuition to allow the student to attend school within the district as long as the student is not a continuing enrolled student pursuant to policy JFAB

When a nonresident student with a disability enrolls and attends school in this District, the district shall provide notice to the student's district of residence. The student's District of residence shall be responsible for paying the tuition charge for educating the student in accordance with state laws and regulations. The amount of the tuition shall be determined pursuant to rules developed by the Colorado Department of Education.

Any student not a resident of the Eagle County School District RE50J wishing to attend school within this District shall first make application to the school principal (or his/her designee) for permission to attend. Students defined in state law as homeless children shall be admitted without payment of tuition.

Students who were expelled from another school District during the preceding 12 months or whose behavior in another school District during the preceding 12 months was detrimental to the welfare or safety of other students or school personnel may be denied admission.

For out-of-state students under the guardianship of someone other than his/her parent(s), a power of attorney will **not** be sufficient evidence to establish that student as a resident of Eagle County. The Eagle County School District will only accept a finalized court order as proof of residency and guardianship.

Out-of-state students without such guardianship who wish to attend school in this District shall be charged tuition in accordance with the rate adopted by the Board on an annual basis.

If a student is required to pay tuition and who attends the Eagle County School District for a period of time that is less than a full school year, the tuition amount will be calculated on a per diem basis.

Tuition payments shall be paid prior to a student being admitted to school and must be paid in advance on a quarterly basis.

The Superintendent shall present to the Board for its consideration any request from parents or legal guardians for exceptions to this policy.

LEGAL REF:           C.R.S. 15-14-104 (*delegation of custodial power*)  
                          C.R.S. 22-1-102 (2)  
                          C.R.S. 22-20-109  
                          C.R.S. 22-23-105 (*residence of migrant children*)  
                          C.R.S. 22-32-113 (1)(b),(c)  
                          C.R.S. 22-33-103  
                          C.R.S. 22-33-106 (3)

CROSS REFS.:       JFAB, Continuing Enrollment of Students Who Become Nonresidents  
                          JFABD, Homeless Students  
                          JFBB, Inter-District Choice/Open Enrollment