

# POLICY

Non-Instructional/  
Business Operations

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Adopted 9.12.2007  
Revised 3.20.2023

## **SUBJECT: NON-RESIDENT STUDENT**

It is the general policy of the Board of Education not to accept non-resident students on a tuition paying basis. However, the Board permits attendance by non-resident pupils without payment of tuition under the limited circumstances set forth below:

### **1. Non-Resident Children of Staff Members**

Staff members living outside the district who are employed twenty or more hours per week will be allowed to enroll their children in the Westhill Central School District at no tuition charge consistent with Education Law and administrative and judicial decisions.

In the event of an involuntary reduction in hours that causes the employee to fall below the requisite twenty (20) hours per week the Board of Education in consultation with the Superintendent may, at its discretion, and in accordance with the general provisions set forth below, allow the employee's children to continue their education in the Westhill Central School District.

### **2. Former Resident Students**

- a) Students of any grade who move outside the Westhill Central School District on or after May 1 of a given school year will be permitted to finish the academic school year during which the move occurs. There shall be no tuition charge during this period of continued attendance. Such permission is subject to amendment of this Policy by the Board of Education, as noted in the Board's "Reservation of Rights" in paragraph 5 below.
- b) A student who moves outside the District after completion of the first semester of the year preceding his/her anticipated graduation year will be permitted to remain in the Westhill Central School District until graduation. Such students shall not be required to pay tuition during the school year in which the move occurs, but shall be required to pay tuition in a nominal monthly amount as determined by the School District, during the school year following the school year in which the move occurred, consistent with the Education Law and administrative and judicial decisions. Such permission is subject to amendment of this Policy by the Board of Education, as noted in the Board's "Reservation of Rights" in paragraph 5 below. The nominal amount of tuition to be paid per month is currently \$300 per student per month and may be adjusted for inflation by the Board of Education in its discretion.
- c) Any student who moves outside the District on or after July first of the year preceding his or her anticipated graduation year will be permitted to continue in attendance at Westhill during his or her graduation year, without payment of tuition.

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### **3. Prospective Residents**

The children of families who have signed a contract to lease, buy or build a residence in the School District will be permitted to enroll during the months of September and October, provided that the lease, construction contract or purchase offer shows an estimated occupancy date, completion date, or closing date not later than October 31 of that same year. In the case of a residential rental for which there is no written lease, the applicant for admission to Westhill schools pursuant to this paragraph shall provide a sworn statement (notarized) from the property owner, or owner's agent, verifying the estimated date of occupancy.

If, for whatever reason, actual legal residency does not occur by the last day of October, the District will charge tuition in a nominal monthly amount per child for the months (or any part of the months) of November and December, after which such nonresident students shall be excluded from attendance at Westhill. The nominal amount of tuition to be paid per month is currently \$300 per student per month and may be adjusted for inflation by the Board of Education in its discretion.

### **4. Homeless Students**

A student who qualifies as a "homeless child" will be permitted to attend the District's schools, even as a non-resident student in accordance with applicable laws and regulations and Board policy 7131, "Education of Homeless Children and Youth."

### **5. General Provisions**

#### **a) Transportation**

The Westhill Central School District shall not be responsible for transportation to and from school for non-resident students. Parent(s) and/or persons in parental relation to non-resident student shall be solely responsible for transporting such students to and from school.

#### **b) Termination of Attendance Privileges**

Any non-resident student's privileges of attendance at the Westhill Central School District may be suspended or terminated by the Superintendent if the Superintendent determines that the student's attendance is no longer in the best interests of the District.

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### c) Reservation of Rights

The Board of Education reserves the right to amend this Policy at any time, including but not limited to the imposition of tuition upon non-resident students attending school in the District pursuant to any of the foregoing provisions.

### d) Privileges of Continued Attendance Only Apply to Students Who Began Attending Westhill as Lawful Residents

Except as provided in paragraphs 2 and 4 above, the provisions of this Policy which permit non-resident students to continue attending Westhill schools under the specific circumstances enumerated shall only apply to students who began attending Westhill schools as legal residents of the District.

Adoption Date: 9/12/2007  
Revision Date: 5/18/2021  
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