



INTERDISTRICT ATTENDANCE

**Piedmont Unified School District
Special Board Meeting
November 1, 2011**



Fagen Friedman & Fulfrost LLP

Fresno | Inland Empire | Los Angeles | Oakland | Sacramento | San Diego



OVERVIEW

- Attendance options

- Intradistrict transfers

- Interdistrict transfers

- Romero Bill

- Employment-based (Allen Bill)

- Policy-based

- Options for District





Intradistrict Attendance

- Education Code 35160.5

- BP/AR 5116.1

- Resident parents “may select” school of attendance (capacity/other factors are considered by District)

- No current students in attendance area may be displaced





Intradistrict Attendance

- Education Code 35160.5
- BP/AR 5116.1
 - Requires capacity calculation
 - “Random, unbiased” selection process for requests that exceed capacity
 - Health and safety exception (documented proof must be provided)





Interdistrict Attendance

- Open Enrollment Act (Romero Bill)
 - Ed Code Sections 48350-48361
 - AR 5117.1
 - Transfers from “Open Enrollment Schools” to higher performing schools
 - Must apply no sooner than December 1
 - Non-discriminatory application process
 - Once accepted, need not re-apply annually, but District will request annual IDT for State/District tracking purposes





Interdistrict Attendance

- Open Enrollment Act (Romero Bill)

- Ed Code Sections 48350-48361

- AR 5117.1

- District not required, but may allow student to continue on to middle or high school





Interdistrict Attendance

- Open Enrollment Act (Romero Bill)

- Limitations:

- May not displace currently enrolled or resident students
 - Capacity limitations
 - Adverse financial impact





Interdistrict Attendance

- Employment-Based Transfers (Allen Bill) (*PUSD does not include all Allen Bill transfers under current Board Policy)
 - Ed Code 48204
 - Student may be deemed a resident if one parent/guardian is physically employed within boundaries of the District
 - As of January 1, 2012: Employment must be at least 10 hours during school week





Interdistrict Attendance

- Employment-Based Transfers (Allen Bill)

- Ed Code 48204

- May not be denied initial admission based on race, gender, parental income, other arbitrary considerations
- Once admitted, no reapplication required, but District will require annual IDT for State/District tracking purposes
- Parent must maintain employment





Interdistrict Attendance

- Discretionary

- Ed Code 46601

- BP/AR 5117





Interdistrict Attendance

■ Education Code Requirements

- District “may provide” for admission of students whose parents reside in another district per guidelines in Board Policy
- District stipulates terms and conditions for application (typically, annual) approval, denial, revocation
- Denial (only) subject to appeal to county





Interdistrict Attendance

■ Education Code Requirements

□ Recent changes

- Terms and conditions to be memorialized in agreements between/among districts
- Must include conditions for revocation
- PUSD requires annual reapplication for State/District tracking purposes





Interdistrict Attendance

■ Education Code Requirements

□ Recent changes

- In no event may sending or receiving district “rescind” permit for students “entering grade 11 or 12 in the subsequent school year”





Interdistrict Attendance

■ BP/AR 5117

□ Categories of students currently eligible for interdistrict attendance

- Parents constructing or remodeling a Piedmont home, with required proof of documents
- Parents purchasing a home in Piedmont
- High school seniors relocating after junior year





Interdistrict Attendance

■ BP/AR 5117

Categories of students currently eligible for interdistrict attendance (con't)

■ Children of PUSD employees

Must be employed 40% of full-time, or paraeducator for 10 hours per week

■ Children of full-time Piedmont city government employees

Currently, fourteen slots held



Interdistrict Attendance

■ BP/AR 5117

- Categories of students currently eligible for interdistrict attendance (con't)
 - Residents of Calvert Court (due to ingress/egress only thru Piedmont)
 - Residences on approved split-parcel properties
 - Millennium High School





Interdistrict Attendance

- BP/AR 5117

- Limitations

- “Adverse” financial impact

- Capacity





Interdistrict Attendance

■ BP/AR 5117

Requirements for continuing enrollment

- Satisfactory academics
- Satisfactory attendance
- Satisfactory citizenship





Interdistrict Attendance

■ Miscellaneous

- Safety-based transfers (with documented proof)
- Special education
 - Intra-SELPA placements





2011-2012 Statistics

Transfer Category	Number of Students
District Employees	131
City Employees	9
Seniors	4
Romero Bill	0
Safety	3
Millennium High School	36
SELPA Placement	1
Calvert Court	4
Building Home	2
Total	190



Financial Impact

Revenue Source	Student A (Piedmont Resident)	Student B (Interdistrict Transfer)
Non-Local Revenue (Federal/State)	\$6000 on average	\$6000 on average
Local Revenue (Parcel Tax, Fundraising)	\$5000 on average	-
Total Revenue	\$11,000	\$6000

Sally Smith ... a 2nd grade interdistrict transfer student is admitted

Scenario #1	Scenario #2	Scenario #3
<p>She is the <u>19th student</u> in her 2nd grade class.</p> <ul style="list-style-type: none"> - No additional teacher needed - \$6000 in revenue is sufficient 	<p>She is the <u>25th student</u> in her 2nd grade class.</p> <ul style="list-style-type: none"> - Additional teacher is needed - \$6000 in revenue is not sufficient 	<p>Has been determined as requiring spec ed services.</p> <ul style="list-style-type: none"> - Services required (e.g., speech, occupational therapy, academic support, etc.) - \$6000 in revenue is not sufficient





CONSIDERATION OF INTERDISTRICT ATTENDANCE FOR GRANDCHILDREN OF PIEDMONT RESIDENTS





DISCUSSION POINTS

■ Definition of “Grandparent”

- Property owner? Also resident?
Duration of residency? Proof of residency?

■ Definition of “Grandchild”

- Prior history?
- Blended families? Legally and non-legally binding relationships?





DISCUSSION POINTS

- Priority in relation to other categories
- Capacity Issues
- Revocation
- Transportation
- Others?



NEXT STEPS



Fagen Friedman & Fulfrost LLP

Fresno | Inland Empire | Los Angeles | Oakland | Sacramento | San Diego

Information in this presentation, including but not limited to PowerPoint handouts and the presenters' comments, is summary only and not legal advice. We advise you to consult with legal counsel to determine how this information may apply to your specific facts and circumstances.