

OAK RIDGE BOARD OF EDUCATION

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| Monitoring: Review: Annually, In April | Descriptor Term: Attendance of Non-Resident Students | Descriptor Code: 6.204 Rescinds: III-1, 13, 23 | Issued Date 8/24/09 Issued: 5/22/02 8/23/04 5/27/08 |
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1 A pupil under eighteen (18) years of age shall be considered a resident only if his/her
2 parents are domiciled within the City of Oak Ridge. Domicile shall be defined as your “true
3 home - the place where you reside daily; to be inherently present where you exist.”
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5 In other circumstances, legal residence in Oak Ridge will be determined as follows:
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7 A. If the parents are separated with no final decree of divorce, the pupil is a legal
8 resident only if he/she resides with a parent who is domiciled in Oak Ridge.
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10 B. If the parents are divorced and legal custody of the pupil is awarded to one of the
11 parents, then the pupil is a legal resident only if the custodial parent and child are
12 domiciled in Oak Ridge.
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14 C. If the parents are divorced and joint custody of a pupil is awarded, then the pupil is
15 a legal resident only if the pupil resides with a parent who is domiciled in Oak
16 Ridge.
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18 D. If a court places a pupil in the legal custody of an individual who is domiciled in Oak
19 Ridge, then the pupil will be considered a resident and must also be domiciled in
20 Oak Ridge.
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22 Under extenuating circumstances in which the intent of custody has been indicated, the
23 superintendent or designee may rule a pupil to be a resident. Anyone who gives fraudulent
24 information regarding residency for the purpose of school enrollment shall be liable for
25 restitution to the school district according to Part 30 of TCA 49-6-3003.
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27 Students residing outside the boundaries of the school system may attend schools within
28 the school system under the following conditions:
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- 30 1. They must be approved by the superintendent of schools or designee.¹
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- 32 2. They must pay a tuition fee established annually by the Board.² Tuition rate
33 information is available in Pupil Services.
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- 35 3. Non-resident students must make application during pre-enrollment in the spring of
36 each year. After two (2) weeks prior to the beginning of school and thereafter
37 during the remainder of the school year, students wishing to transfer into the system
38 must be in good standing in behavior, attendance, and academics from previous
39 system.
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- 41 4. Requests from students from adjoining states to attend school shall be considered
42 on a case-by-case basis.³
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| 1 | 5. If a tuition pupil withdraws from the Oak Ridge Schools during the school year or |
| 2 | becomes a resident, a proportionate refund shall be made for the remaining period |
| 3 | covered by tuition payment. The tuition for a nonresident pupil who moves into the |
| 4 | school district during the first grading period of the school year will be refunded. |
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| 6 | 6. When payment is not made on all or any part of the required tuition for a previous |
| 7 | year, the student(s) shall be excluded from future attendance until all prior and |
| 8 | current tuition is paid. |
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| 10 | 7. If a parent of a student teaches outside the school system of the parent's residency, |
| 11 | the student may be allowed to attend such school system if the appropriate tuition |
| 12 | requirements are met, provided that there is available room and teaching capacity |
| 13 | and other determinations made by the Board according to applicable law. ⁴ |
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| 15 | 8. The school system shall have the right to reject the application of any pupil who fails |
| 16 | to meet satisfactory scholastic standards, or maintain satisfactory daily attendance, |
| 17 | or maintain satisfactory behavior. |
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| 19 | 9. Tuition students applying for high cost/low incidence programs may be served only |
| 20 | if space is available and with special approval of the superintendent and when the |
| 21 | tuition rates cover the full cost of the programs. |
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| 23 | 10. Tuition shall be payable by contract, in advance, on an annual or semester basis. |
| 24 | With approval of the superintendent, an alternate payment schedule may be |
| 25 | utilized; however, any such schedule must provide for payment at least a month in |
| 26 | advance. |
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| 28 | 11. There shall be no obligation for the Oak Ridge Schools to provide transportation for |
| 29 | nonresident pupils. |
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| 31 | 12. Resident pupils whose parents move from the city during the school year but wish |
| 32 | to remain enrolled during the remainder of the school year shall pay proportionate |
| 33 | tuition charges for attendance and must meet the requirements of tuition students. |
| 34 | 13. Parents must submit in writing any residency changes to the Director of Pupil |
| 35 | Services within five school days of the change. |
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| 37 | 14. As companies recruit and employ potential candidates for employment in the City of |
| 38 | Oak Ridge, the Oak Ridge Schools will modify its current non-resident student to |
| 39 | include the following: |
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| 41 | a. During the 60 day relocation period, the companies will provide the |
| 42 | Superintendent or his designee a copy of the intent to hire letter for their |
| 43 | potential candidate. |
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| 45 | b. Tuition applications will be completed for each child and held until the 60 |
| 46 | day relocation period has ended. Students will be allowed to enroll in the |
| 47 | Oak Ridge Schools as "residents" during this time period. |
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c. On the 61st day, the parents must provide documentation of permanent housing (i.e. deed, lease, and utility agreement) found within the Oak Ridge Schools district. If no documentation is submitted, the tuition application becomes applicable and will be processed. Upon approval of the tuition application, an approval letter and tuition contract will be issued. The tuition amount will be submitted to Oak Ridge Schools Business Office by the date specified on the contract.

Exceptions to the above criteria will be reviewed by the Superintendent for approval or non-approval.

d. Should housing not be found in the Oak Ridge Schools district and the tuition application becomes effective, the approved tuition students will fall under the same guidelines as all approved tuition students which means they must remain in good standing in academics, attendance and behavior. Any deficit in any one of these areas may result in the tuition status being revoked.

Legal References:
1. TCA 49-6-3104; TCA 49-6-3105;
TRR/MS 0520-1-3-.03(11)(f-i)
2. TCA 49-6-3003; TCA 49-6-403(f)
3. TCA 49-6-3108
4. TCA 49-6-3113; TCA 49-6-3103

Cross Reference
Foreign Exchange Students 6.502