The board of trustees has established the following policy and procedures to comply with and to assist in the administration and implementation of the provisions of Idaho Code 33-203 (Dual Enrollment Statutes).

DEFINITIONS

A. “Dual Enrollment” – A nonpublic or public charter school student residing within the boundaries of this District who is legitimately enrolled in a private, parochial, public charter, or home school or at a post secondary institution and has not graduated from high school who is also dual enrolled in this District’s schools by meeting the criteria outlined therein.

B. “Nonpublic Student” – Any student who receives educational instruction outside a public school classroom and such instruction can include, but is not limited to, a private school or a home school.

C. “Primary Education Provider” – That person or entity providing the majority of the nonpublic student’s educational instruction outside the public school Programs or Activities.

D. “Program and Activity” – The terms “program” and “activity” as used in Idaho Code 33-203 shall include any regularly scheduled course of study or any regularly scheduled interscholastic activity recognized or sanctioned by the Idaho High School Activities Association. Program or activity shall not include incidental activities such as school dances or field trips not directly related to an academic class for which the student is properly enrolled.

PROCEDURES

A. ENROLLMENT:

Any nonpublic or public charter school student wishing to enroll in a school in this District must provide evidence of residence in this District, acceptable evidence of date and place of birth, evidence of immunizations required by the State of Idaho (or suitable waiver) and must comply with the registration procedures required by the District which includes providing complete records of the student’s academic history.

B. REGISTRATION:

Before entering a program or activity, a nonpublic or public charter school student must complete registration and gain admission to a school in this District. Registration shall include in addition to routine procedures, the providing of all student records and testing information (where necessary) to qualify for admission as a nonpublic or public charter school student and to identify appropriate placement for the student. Such registration and...
admission procedures are required even if a student is requesting dual enrollment status only for participation in an interscholastic or nonacademic activity.

C. TRANSPORTATION:
A nonpublic or public charter school student shall not be entitled to have transportation to or from school furnished by the District.

D. INTERIM PERIODS:
If a nonpublic or public charter school student is dual enrolled in classes or activities which are not contiguous in time (i.e., a first period and a fourth period class), the student shall not be on the school premises other than when the program or activity for which the student is enrolled is taking place. The District shall not be responsible for the care or supervision of the student in any form for periods before, in between, or after the programs or activities for which the student is properly enrolled. Any transportation needs for such students not provided for otherwise under this policy during the school day shall be the sole responsibility of the student and his/her parents or guardian.

E. EXTRACURRICULAR NONACADEMIC ACTIVITIES:
Any nonpublic or public charter school student involved in an extracurricular activity shall be subject to all the same eligibility standards as a regular full time student.

Oversight of academic standards relating to participation in nonacademic public school activities shall be the responsibility of the primary educational provider for that student. In order for any nonpublic school student or public charter school student to participate in nonacademic public school activities for which public school students must demonstrate academic proficiency or eligibility, the nonpublic school or public charter school student shall demonstrate composite grade-level academic proficiency on any state board of education recognized achievement test, portfolio, or other mechanism as provided for in state board of education rules. Additionally, a student shall be eligible if he achieves a minimum composite, core or survey test score within the average or higher than average range as established by the test service utilized on any nationally-normed test. Demonstrated proficiency shall be used to determine eligibility for the current and next following school years. School districts shall provide to nonpublic students who wish to participate in dual enrollment activities the opportunity to take state tests or other standardized tests given to all regularly enrolled public school students.

F. CLASS SIZE/ENROLLMENT:
If enrollment in a specific class or program reaches the maximum for the program, priority for enrollment shall be given to a student who is enrolled full time in the public school. If a class or program is full and includes a part time nonpublic or public charter school student when a regular full time student transfers into the school during the semester, the District’s normal enrollment procedure shall remain the same and the nonpublic or public charter school student may not be disenrolled to provide space for the full time student. Regular full time students will be given priority for enrollment at the start of each semester. Middle school students who choose to take a required core class in a public charter school or home school setting will be limited to two (2) semester electives/one (1) full year elective in seventh grade and four (4) semester electives/two (2) full year electives in eighth grade. Seventh and eighth grade students attending Galileo STEM Academy will be limited to two (2) semester electives/one (1) full year electives. Students attending Idaho Fine Arts Academy will be
limited to five (5) semester electives/two (2) full year and one (1) semester electives in seventh grade and six (6) semester electives/three (3) full year electives in eighth grade.

G. SCHOOL RULES, REGULATIONS AND POLICIES:
A nonpublic or public charter school student shall be subject to all the same policies, regulations and school rules as any regularly enrolled student during the times that the nonpublic or public charter school student is present at school. Such policies, regulations and rules will include but not be limited to, those relating to attendance, grades, prerequisites, classroom conduct and discipline.

H. PREREQUISITES:
A nonpublic or public charter school student must meet all prerequisites for enrollment for a program or activity which is required of public school students.

I. IDEA/ADA/SECTION 504 STUDENTS:
The district shall allow nonpublic or public charter school students who are eligible for special education and who are otherwise qualified to participate in school programs under the dual enrollment law to:

1. enroll in general education courses under the same criteria and conditions as students without disabilities; and
2. receive accommodations in the general education courses if eligible for a 504 plan.

Nonpublic or public charter school students may not dually enroll solely for special education. The dual enrollment statute does not establish an entitlement to FAPE for a student with a disability. This means that there is no individual right to receive some or all special education services that the student would receive if enrolled in public school. Dually enrolled nonpublic or public charter school students could also be eligible to receive services that have been agreed upon through the district and private school consultation process. These services would be delivered through a service plan.

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06/09/15

Legal Reference: Code of Idaho 33-203