

## SCHOOL ADMISSION

The Code of Virginia provides that no person shall be charged tuition for admission or enrollment in the public schools of the Commonwealth, whether on a full-time or part-time basis, who meets the residency criteria set forth in Code § 22.1-3. Residency of the child is determined in reference to the child's residence with a legal guardian, such as a natural or adoptive parent, a court-appointed guardian, or a person *in loco parentis*. School officials may not inquire into the student's citizenship or **B, C or D** visa status in determining residency.

However, a school division may admit a student and may charge tuition to a student who:

- A. Is a resident of the school division but not of school age;
- B. Is of school age and not a resident of Virginia but is temporarily living with a non-parent who resides within the school division;
- C. Is of school age and resides beyond the boundaries of Virginia but near thereto in a state or the District of Columbia which grants equal attendance privileges to residents of the Commonwealth;
- D. Is of school age and resides on a military or naval reservation located wholly or partly within the geographical boundaries of the school division, is not a domiciled resident of the Commonwealth of Virginia, and is a student for whom federal funds provided under Public Law 874 of 1950, commonly known as Impact Aid, fund less than 50 percent of the total per capita cost of education in Pittsylvania County Public Schools exclusive of capital outlay and debt service; **such students shall be eligible for interscholastic programs immediately upon enrollment, provided that such persons (i) satisfy all other requirements for eligibility and (ii) are dependents of a military service member required by the military to live on the military installation as evidenced by a statement on command letterhead signed by, or by direction of, the service member's commanding officer;**
- E. Is of school age and attending a school in the division pursuant to a foreign student exchange program approved by the School Board;
- F. Is a resident of the Commonwealth but not of the school division, except as provided in Policy JEC-PC, School Admission;
- G. Is of school age and was enrolled in a public school within the division as a domiciled resident of the Commonwealth, and has been required as a result of military or federal orders issued to their parents to relocate and reside on federal property in another state or the District of Columbia, where such state or the District of Columbia is contiguous to the school division; or
- H. Is of school age and residing within the school division, and is enrolled in summer programs other than remediation required under § 22.1-253:13.1, or is enrolled in local initiatives or programs not required by the Standards of Quality or the Standards of Accreditation.

Foreign students in an F-1 immigration status or who obtain F-1 student visas shall not be admitted in the division's elementary schools or publicly funded adult education programs. Such students may be admitted, up to twelve months, in the division's secondary schools only if they pre-pay the full, unsubsidized per capita cost of the education.

#### Procedure for Admission of Non-Resident Students

The following procedure shall be followed for application and review of applications for admission of non-resident students.

A parent or guardian of a student shall apply for admission on behalf of his/her child by completing the division application form. The application form shall contain information and agreements including, but not limited to:

- the current legal residence of the child and the school division in which he/she is currently enrolled,
- the child's social security number, unless the student is ineligible to receive a social security number;
- the basis for requesting admission,
- the specific building and grade level (elementary) or course offerings (secondary) in which the student desires to be enrolled if accepted by the division,
- the current and previous status relative to expulsion and/or long-term suspension, and
- the agreement that the student becomes subject to all policies, regulations and guidelines of the school division, including the Code of Student Conduct.

Any student who is a non-county resident and has a parent or guardian who is an employee of the Pittsylvania County School Board will be permitted to attend the school that the parent or guardian works at or any school in that attendance area. Any tuition charged to non-county resident students will be waived. Notification of a student's intentions shall be made in writing to the Superintendent of Schools by August 15 of the year prior to the initial enrollment of the child in a school outside of the attendance area in which he/she resides. The August 15 deadline for notification may be waived by the Superintendent based upon staff assignment. No additional notification is required for a student to complete the grades at schools in the attendance area where the parent works.

A student, who is a non-county resident and has been expelled or suspended for more than thirty days from attendance at school by a School Board or a private school in Virginia or in another state or for whom admission has been withdrawn by a private school in Virginia or another state for an offense in violation of policies related to destruction of school property or privately-owned property while located on school property, weapons, alcohol or drugs, or for the willful infliction of injury to another person, will not be admitted to the Pittsylvania County Schools during the duration of the expulsion or suspension. Where expulsion or withdrawal of admission has occurred, the student may be excluded from attendance for up to one year (365 days). In the case of suspension for more than thirty days the student may be excluded for no longer than the duration of such suspension.

Upon the expiration of the exclusion period the student may submit an application for admission.

Students who are not of the legal age for attendance may request attendance in the Pittsylvania County Schools. The Superintendent will make a recommendation to the School Board concerning this request. The School Board will make the final decision about the request.

#### Tuition Rate

The tuition rate shall be set by the School Board for each academic year.

#### Transportation

For non-resident students, transportation shall be the responsibility of the parent/guardian. ~~A student may be permitted to ride a school bus if it does not involve an extension of the bus route or an additional stop and there is adequate space on the bus.~~

Adopted: September 12, 2000

Revised: March 13, 2001  
November 9, 2004  
August 14, 2007

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Legal Ref: **8 CFR 214.2.**

**Code of Virginia, 1950, as amended, §§ 22.1-3, 22.1-5, and 22.1-260 of the Code of Virginia, 1950, as amended.**  
**Public Law 104-208, Illegal Immigration Reform and Immigrant Responsibility Act of 1996, § 625.**  
**1999 Va. Op. Atty. Gen. 105 Op. of Attorney General to The Honorable William C. Mims, April 14, 1999, 105**

Cross Refs.: JEC-PC, School Admission  
JECA, Admission of Homeless Children

**All requests must be received before August 15 of year requesting.**

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*Signature of Superintendent* \_\_\_\_\_  
*Date*

