

INSTRUCTION

2150P

Copyright Compliance

Throughout this procedure, “copies” shall refer to electronic as well as physical copies.

Authorized Reproduction and Use of Copyrighted Material in Print

In preparing for instruction, a teacher may make or have made a single copy of a chapter from a book; an article from a newspaper or periodical; a short story, short essay or short poem; or a chart, graph, diagram, drawing, cartoon or picture from a book, periodical or newspaper. A teacher may make multiple copies, not exceeding more than one (1) per pupil for classroom use if the copying meets the tests of “brevity, spontaneity and cumulative effect” set by the following guidelines. Each copy must include a notice of copyright.

1. Brevity:
 - A. A complete poem, if less than 250 words and two pages long, may be copied; excerpts from longer poems cannot exceed 250 words.
 - B. Complete articles, stories or essays of less than 2500 words or excerpts from prose works less than 1000 words or 10% of the work, whichever is less, may be copied; in any event, the minimum is 500 words. (Each numerical limit may be expanded to permit the completion of an unfinished line of a poem or prose paragraph.)
 - C. One chart, graph, diagram, drawing, cartoon or picture per book or periodical issue may be copied. “Special” works cannot be reproduced in full; this includes children’s books combining poetry, prose or poetic prose.
2. Spontaneity: Should be at the “instance and inspiration” of the individual teacher.
3. Cumulative Effect: Teachers are limited to using copied material for only one (1) course in the school in which copies are made. No more than one (1) short poem, article, story or two (2) excerpts from the same author may be copied, and no more than three (3) works can be copied from a collective work or periodical issue during one (1) class term. Teachers are limited to nine (9) instances of multiple copying for one (1) course during one (1) class term. Limitations do not apply to current news periodicals, newspapers and current news sections of other periodicals.
4. Record Keeping: Copies of site licenses, network licenses, and other permission to copy computer software will be maintained by the District’s Personnel. Each school employee shall report and maintain personal records regarding each school year’s annual cumulative effect use. Further, an individual employee shall maintain records of permission they have received to duplicate copyrighted materials. These materials shall be retained for five years.

Each copy must include a clear and obvious notice of copyright. The provisions of this policy are applicable to any form of copyrighted materials, including electronically provided copies of

materials.

Performances by teachers or students of copyrighted dramatic works without authorization from the copyright owner are permitted as part of a teaching activity in a classroom or instructional setting. All other performances require permission from the copyright owner.

The copyright law prohibits using copies to replace or substitute for anthologies, consumable works, compilations or collective works. "Consumable" works include: workbooks, exercises, standardized tests, test booklets and answer sheets. Teachers cannot substitute copies for the purchase of books, publishers' reprints or periodicals, nor can they repeatedly copy the same item from term-to-term. Copying cannot be directed by a "higher authority," and students cannot be charged more than actual cost of photocopying. Teachers may use copyrighted materials ~~in overhead or opaque projectors for instructional purposes.~~ In the class for instructional purposes using such devices as a projector, interactive white board, or similar display.

Digital Technology/Distance Learning

The District may send copyrighted materials as part of any distance learning classes, provided use complies with guidelines set forth in federal regulations and the following criteria are met:

1. The performance and/or display is a regular part of instruction; and
2. Technical measures are used to reasonably prevent recipients keeping material beyond the class session or distributing it. Such measures may include:
 - A. Ensuring the material is only sent to students enrolled in the course;
 - B. Requiring an assigned password or login to access the materials and ensuring such passwords or logins are disabled as soon as the material is no longer needed by the students enrolled in the course;
 - C. Disabling the print function for any copyrighted materials;
 - D. Including a watermark on copyrighted materials.
 - E. Streaming copyrighted materials to students rather than providing it as a file saved to a website.

Authorized Reproduction and Use of Copyrighted Materials in the Library

A library may make a single copy of an unpublished work which is in its collection; and a published work in order to replace it because it is damaged, deteriorated, lost or stolen, provided the unused replacement cannot be obtained at a fair price.

A library may provide a single copy of copyrighted material to a student or staff member at no more than the actual cost of photocopying. The copy must be limited to one (1) article of a periodical issue or a small part of other material, unless the library finds that the copyrighted work cannot be obtained elsewhere at a fair price. In the latter circumstance, the entire work may be copied. In any case, the copy shall contain the notice of copyright, and the student or staff member shall be notified that the copy is to be used only for private study, scholarship or research. Any other use may subject the person to liability for copyright infringement.

At the request of a teacher, copies may be made for reserve use. The same limits apply as for

single or multiple copies designated in "Authorized Reproduction and Use of Copyrighted Material in Print".

Authorized Reproduction and Use of Copyrighted Music

A teacher may make a single copy of a song, movement, or short section from a printed musical work that is unavailable except in a larger work, for purposes of preparing for instruction.

A teacher may make multiple copies for classroom use of an excerpt of not more than 10% of a printed musical work if it is to be used for academic purposes other than performance, provided that the excerpt does not comprise a part of the whole musical work which would constitute a performable unit such as a complete section, movement, or song. Printed musical works which have been purchased may be simplified provided that the fundamental character of the work is not distorted and that lyrics are not added or altered.

A single copy of recordings of performances by students may be made for evaluation or rehearsal purposes.

In an emergency, a teacher may make and use replacement copies of printed music for an imminent musical performance when the purchased copies have been lost, destroyed or are otherwise not available.

Copyrighted Video

A school or District's media center is responsible for the maintenance of a school's obtained copyrighted video, audio, or multi-media materials. Such center may reproduce one copy of a copyrighted work and distribute such in accordance with applicable provisions of the law.

Distance learning is subject to copyright guidelines if copyrighted material is copied or recorded during a transmitted lesson.

Copies made by a private individual of a rented or broadcast video are considered to be illegally made and may not be used for instructional purposes unless such use meets the fair-use test.

Rental video recordings and other optical media labeled with a "home use only" warning may not be used in any District classroom or school activity, including any extracurricular activity, unless such use is specifically permitted in the corresponding rental agreement.

Closed-circuit distribution of a copyrighted work to classrooms in a school is legal, so long as the transmission is used for instructional activity and not entertainment.

Off-air recording of broadcast programs is permitted to educational institutions for programs broadcast to the general public. Recordings of pay cable TV services and satellite broadcasts available at an extra charge are not allowed without permission from the copyright owner.

Authorized Reproduction and Use of Copyrighted Materials on Websites

No information or graphics may be posted on any school system official website in violation of

any copyright laws. The superintendent or web maintenance designee is responsible for maintaining copies of permission granted for the use of copyrighted material on any school system official website.

Teacher Instruction to Students for Reproduction and Use of Copyrighted Material

Teachers will instruct students to respect copyright laws and to request permission when their use of material has the potential of being considered an infringement.

Legal Reference:

~~17 USC 101 to 1010~~ Federal Copyright Law of 1976

Legal References	Description
Pub. L. 94-553	Copyright Act of 1976

Other References	Description
ISBA Policy Services	https://www.idsba.org/member-services/policy/

Cross References

Code	Description
2510	Selection of Library Materials
2510-P(1)	Selection of Library Materials
2570	Use of Commercially Produced Video Recordings
2570-F(1)	Use of Commercially Produced Video Recordings - Parental
	Movie Opt-Out/Consent Form
8605	Retention of District Records
8700	Computer Software

Policy History:

Adopted on: 5-8-2012

Reviewed: 10-6-2025

Revised on: 11-19-2025

INSTRUCTIONMiddle School Requirements Procedure**Middle School Requirements**Credits

Students shall be expected to earn a total of 42 semester credits in order to complete middle school requirements.

6th Grade	7th Grade	8th Grade
English Language Arts 6* (+ 2 credits)	English Language Arts 7* (+ 2 credits)	English Language Arts 8* (+ 2 credits)
Math 6* (+ 2 credits)	Math 7* (+ 2 credits)	Math 8* (+ 2 credits)
Earth Science 6* (+ 2 credits)	Life Science 7* (+ 2 credits)	Physical Science 8* (+ 2 credits)
World Studies 6* (1 credit)	World Studies 7* (1 credit)	World Studies 8* (1 credit)
Intro to Computers 6 (1 credit)	Life Skills 7 (1 credit)	PE* (1 credit)
Health* (1 credit)	Elective (1 credit)	Career Exploration* (1 credit)
Elective (+5 credits)	Elective (+5 credits)	Elective (+5 credits)
Advisory*	Advisory*	Advisory*
Total: 7 14 credits (per semester year)	Total: 7 14 credits (per semester year)	Total: 7 14 credits (per semester year)

* required credits

Note: Classes taken prior to 9th grade with a grade of C or better by a qualified high school instructor may be counted toward meeting the specific high school credit requirement. The grade and credit will be transferred to the high school transcript. Each student must complete a four-year high school plan by the end of their 8th-grade year.

Middle School Credit

If a middle school student completes any high school course with a C or higher before entering the 9th grade, and if that course meets the same standards that are required in high school and the course is taught by a teacher certified to teach high school content, then the student has met the high school content area requirement for such a course. The student shall be given a grade for the successful completion of that course and such grade and number of credit hours assigned to the course shall be transferred to the student's high school transcript and the student's parents will be notified in advance when credits are going to be transcribed. However, the student's parent or guardian may elect not to have the credits and grade transferred to the student's high school transcript. The student still must complete the required number of credits in all middle school core subjects identified above.

Legal References: I.C. § 33-1605 Health and Physical Fitness
I.C. § 33-1614 Courses of Instruction
IDAPA 08.02.03, section 104, para. 02.

Policy History:

Adopted on: 4/16/2025
Amended on: 11/19/2025

Garden Valley School District No. 71

STUDENTS

3000

Entrance, Placement and Transfer

Entrance, Date and Age

No pupil may be enrolled in the kindergarten or first grade whose fifth (5th) or sixth (6th) birthday, respectively, does not occur on or before the first (1st) day of September of the school year in which the child registers to enter school. Any child of the age of five (5) years who has completed a private or public out-of-state kindergarten for the required 450 hours but has not reached the age and date requirements set forth above shall be allowed to enter the first grade.

Initial Enrollment

Immunization records (or an appropriate waiver) and birth certificate (subject to provisions of McKinney Homeless Assistance Act) are required for admission to the District. **Communication of the requirement for immunization records or exemptions shall comply with District Policy 3525.**

If a birth certificate is not provided upon enrollment of a student for the first time in elementary or secondary school, the District shall notify the person enrolling the student in writing that he must provide within thirty (30) days either a certified copy of the student's birth certificate or other reliable proof of the student's identity and birth date, which proof shall be accompanied by an affidavit explaining the inability to produce a copy of the birth certificate. Other reliable proof of the student's identity and birth date may include a passport, visa or other governmental documentation of the child's identity. If the person enrolling a student fails to provide the information within the requested thirty (30) days, the District shall immediately notify the local law enforcement agency of such failure and again notify the person enrolling the student, in writing, that he has an additional ten (10) days to comply. If any documentation or affidavit received pursuant to this section appears inaccurate or suspicious in form or content, the District shall immediately report the same to the local law enforcement agency. *Local law enforcement will investigate these reports. Failure of a parent, or person in custody of a child, or a person enrolling a student, to comply with the documentation requirements of this section after a lawful request ... shall constitute a misdemeanor.*

A student transferring schools within the District need not provide proof of identity and birth date if the student's record already contains such verified information.

Consistent with Policy 3340, the Board has the authority to deny enrollment to any student if they were expelled from a previous school in any state, including if they were disenrolled in lieu of discipline. The Board may also deny enrollment if the student has a conviction or adjudication of offenses outlined in IC 20-525A(5) or other criminal offenses listed in chapter 9, 61, or 66 in Title 18, Idaho Code. Such convictions and adjudications are required to be disclosed by the

student's parent/guardian at the time of initial enrollment, and failure to disclose will result in a denial of enrollment to the student.

Placement

The goal of the District shall be to place students at levels and in settings that will enhance the probability of student success. Developmental testing, together with other relevant criteria, including, but not limited to, health, maturity, emotional stability, and developmental disabilities, may be considered in the placement of all students. Final disposition of all placement decisions rests with the principal, subject to review by the Superintendent and the Board.

Advanced Enrollment For Military Dependents

Any member of the United States Armed forces who has received transfer orders to a location in Idaho and will, upon such transfer, reside in the District's attendance boundary may enroll their child in the District regardless of where the child resides at the time of enrollment.

Transfer

District policies regulating pupil enrollment from other elementary and secondary schools are designed to protect the educational welfare of the child and of other children enrolled in the District.

When a student transfers from a school district with unaccredited credit transfer or that does not use a grading system similar to the one used by the Garden Valley School District, a transfer student will be evaluated by adjusting grades, using the Garden Valley School's grading system, for purposes of temporary comparison.

Primary uses of this will be to establish a reasonable procedure for comparison of rank in class and selection of valedictorian and salutatorian.

To be eligible to be Valedictorian or Salutatorian a student must be enrolled from the beginning of their graduating year, in good attendance, and all transfer credits must be accredited or earned using the credit recovery program provided by Garden Valley School.

Elementary Grades (K-8): Any student transferring into the District will be admitted and placed on a probationary basis for a period of two (2) weeks. During the two-(2)-week probationary period, the student will be subject to observation by the teacher and building principal.

Should any doubt exist with the teacher and/or principal as to grade and level placement of the student, the student shall be subject to an educational assessment to determine appropriate grade and level placement. This educational assessment may include demonstrating proficiency by taking standardized tests, locally prepared tests or oral tests conducted by the teacher or teachers of the district. The building principal shall decide which option shall be chosen to demonstrate proficiency.

Credits earned from Digital Learning Academies, Virtual Schools, Summer School classes, correspondence studies, or other educational providers must be members of one of the accreditation bodies: Middle States Association of College and Schools; North Central Association of Schools and Colleges; New England Association of Schools and Colleges; Northwest Association of Schools, and of Colleges and Universities; Southern Association of Schools and Colleges, and Western Association of Schools and Colleges to be deemed accredited.

Secondary Grades (9-12), Credit Transfer: Requests for transfer of credits from any secondary school shall be subject to a satisfactory examination of the following:

1. Appropriate certificates of accreditation.
2. Length of course, school day and school year.
3. Content of applicable courses.
4. The school facility as it relates to credit earned (i.e., lab areas for appropriate science or vocational instruction).
5. An appropriate evaluation of student performance leading toward credit issuance.
6. Final approval of transfer credits will be determined by the high school principal, subject to review upon approval by the Superintendent and Board of Trustees.

Unaccredited Route to Diploma:

Students who transfer in with non accredited class credit have a pathway to a diploma. Garden Valley School District will accept no more than one school year of non-accredited credits (not to exceed 14 credits) that have been thoroughly vetted through a comprehensive assessment process and curriculum review. This process ensures that the academic content meets established educational standards and is equivalent to coursework completed in a traditional classroom setting. Proficiency must be thoroughly demonstrated to receive credit.

1. This is a one-time transfer—students may only utilize this non-accredited credit pathway once during their academic career in the district.
2. All non accredited credits must occur within one school year—credits earned outside this timeframe will not be considered under this policy.

Should the aforementioned criteria be met and transfer credit still not be approved, students may pursue credit recovery as an alternative.

Transfer from Persistently Dangerous Schools

If any school within the District is found to be persistently dangerous in accordance with federal law or the State Department of Education's definition of persistently dangerous, students attending the school shall be permitted to transfer to another traditional or charter school within the District which is not persistently dangerous. The transfer may be either permanent or temporary and may last until the school of origin is no longer designated as persistently dangerous. Parents/guardians of students shall be notified that the school has been designated as persistently dangerous within ten days of being so designated. Within 20 days of receiving such notification, students may be transferred to another school within the District.

Any student who is the victim of a violent criminal offense on school grounds shall be permitted to transfer to another school within the District.

Cross Reference: 3125 ————— Education of Homeless Children

Legal Reference: Art. IX, § 9, Idaho Constitution — Compulsory Attendance at School
I.C. § 18-4511 ————— School Duties — Records of Missing Child — Identification
Upon Enrollment — Transfer of Student Records
I.C. § 33-201 ————— School age
I.C. § 33-209 ————— Transfer of Student Records — Duties
I.C. § 39-4801 ————— Immunization required
I.C. § 39-4802 ————— Exemptions

Legal References

20 USC § 6313

Description

Eligible School Attendance Areas

20 USC § 7912

Unsafe School Choice Option

20-525A(5)

Expungement of Record - Exceptions

42 USC § 11432

Grants for State and Local Activities for the Education of Homeless Children and Youths

IC § 18-4511

School Duties — Records of Missing Child — Identification
Upon Enrollment — Transfer of Student Records

IC § 33-201

Attendance at Schools - School Age

IC § 33-209

Attendance at Schools — Transfer of Student Records —
Duties

IC § 33-525

Advance Enrollment for Military Dependents

IC § 39-4801

Immunization - Exemptions

Id. Const. art. IX, § 9

Compulsory Attendance at School

Other References

ISBA Policy Services

Description

<https://www.idsba.org/member-services/policy/>

Cross References

Code

3060

Description

Education of Homeless Children

3340

Corrective Actions, Punishment, and Denial of Enrollment

3340-P(1)

Corrective Actions, Punishment, and Denial of Enrollment

4160

Parents Right-to-Know Notices

Policy History:

Adopted on: 12-13-2011 Revised
on: 03-08-2016, 04-16-2025,

11-3-2025

STUDENTS

3010

Open Enrollment

The School Board of Trustees recognizes that some of its patrons may want to enroll their children in a school that is located within a district other than where their primary residence is located, therefore, this policy is adopted to allow all in-district and out-of-district patrons to choose among this District's schools under specified conditions. In making a decision on a student's open enrollment application, the board of trustees shall consider the needs of the student requesting the transfer as well as the other students affected by the transfer. A student currently under suspension or expulsion in this district or another district is not eligible for Open Enrollment under this policy.

The District will prioritize applications from students who live within the District and may deny students for one or more of the following reasons:

1. The student was expelled, or disenrolled in lieu of discipline, by the previous District;
2. The student has a conviction or adjudication of offenses outlined in IC 20-525A(5) or other criminal offenses listed in chapter 9, 61, or 66 in Title 18, Idaho Code. Such convictions or adjudications are required to be disclosed by the student's parent or legal guardian at the time of applying for open enrollment, and failure to disclose will result in a denial of open enrollment to the student.
3. The student has a documented history of significant disciplinary issues or history of chronic absenteeism. However, students applying who have a 504 plan or IEP may not be denied enrollment or have enrollment revoked if the behavior resulting in disciplinary action or chronic absenteeism is a manifestation of the student's disability.
4. The receiving school within the District does not have space available according to the capacity limits set by the Board of Trustees.

The process outlined in this policy is required for admission to any school within the District and shall be initiated again when a change in grade warrants a change in school – such as when the pupil wishes to continue open enrollment into middle school or high school.

Due process for all students remains the same regardless of which school they attend within the District and regardless of where the student resides once accepted under the open enrollment policy.

Transportation

Parents or guardians of a student accepted under this open enrollment policy will be responsible for transporting their child or ward. If bus space is available, then students accepted under the open enrollment policy may be transported from an appropriate, established bus stop within the District's boundaries.

Varsity Sports

Eligibility rules for participating in extracurricular activities shall apply to students who request to attend a different school as described in this policy and any related procedures.

It is recommended that a student who is considering submitting an open enrollment application to this district, and who anticipates participating in a sport governed by the Idaho High School Activities Association (IHSAA) should review IHSAA rules prior to submitting their open enrollment application. Certain school transfers could lead to a student being ineligible to play at the varsity level for one year.

Application/Approval Process

~~An open enrollment application must be submitted annually for admission to a specific school.~~ Applications will be accepted **on a form provided by the District (Policy 3010F) until from January 1 to February 1** of each year for enrollment in the subsequent school year. ~~The application acceptance period may be waived with the mutual agreement of the Garden Valley School District and the district in which the student's parent or guardian resides or between principals for an in-district transfer.~~ It is the School Board's intent to allow waiver of the application acceptance period for continuous acceptance of open enrollment applications when classroom space is available.

At the time of application, the District will provide the student's parent/guardian a list of eligible reasons for denial or revocation of open enrollment.

Maximum Capacity

The District will only accept an open enrollment student if the grade level and/or programs they require are below the capacity limits specified in 3010P. The District shall report, at least four times during the school year, the space available at each grade level, by school, using these capacity limits and will post it prominently on the District website.

The Superintendent shall establish a procedure for:

1. Determining which students are chosen when classroom space allows the admission of some, but not all, qualified applicants;
2. Notifying parents/guardians of the possible reasons for denial or revocation;
3. Notifying parents of the action taken on the open enrollment application, including the reasons for the denial of any application;
4. Removing a student from a transfer school, including the grounds for removal, parent notification, and the appeal process; and
5. Notifying parents/guardians of the appeal process available to them in the event their student's application is denied.

Re-enrollment

Open Enrollment students do not need to re-apply to maintain their enrollment at the school in

which they're enrolled; However, the parent/guardian shall notify the District of their intention to re-enroll on an annual basis no later than February 1. As long as a transfer student continues to reapply for enrollment, the Superintendent shall treat that student as if he/she resides in that school's attendance area, except in the circumstances described below. To the extent possible, the Superintendent shall expedite the enrollment process.

~~In situations where class size is limited, the Superintendent may give priority to certain students. Priorities may include, but are not limited to situations where a student:~~

- ~~• resides in the District and seeks enrollment in another district school under the provisions of the No Child Left Behind Act;~~
- ~~• was previously enrolled at the requested school during the prior year;~~
- ~~• has a brother or sister enrolled at the requested school;~~
- ~~• resides in the attendance area of another District school;~~
- ~~• has parents employed by the District; or~~
- ~~• has unique situation or extraordinary circumstances.~~

The Superintendent may deny an open enrollment request when such enrollment would negatively impact the efficient use of the District resources. The Superintendent may set numerical limits defining hardship for schools, grade levels, or programs to provide for appropriate and efficient use of facilities and staff. The student to teacher ratios shall not exceed the overloaded class/teacher limits outlined in the Class Size policy #2240.

Revocation of a Transfer Open Enrollment

~~Transfer~~ Open enrollment students are required to comply with all District policies.

Unacceptable behaviors by a transfer student or false or misleading information on their open enrollment application are grounds for the District to remove or refuse a transfer student at any time. If a student's open enrollment transfer is revoked, the parent/guardian may request an administrative review by the Superintendent of the district. The Board of Trustees may review the Superintendent's decision.

Student Rights and Responsibilities

All student's rights and responsibilities remain the same regardless of what school they attend within the District and regardless of where the student resides once accepted under the open enrollment policy. ~~If a student who is a resident of another, applies to this district and is accepted under the terms of this policy, and fails to attend shall be ineligible to apply again for open enrollment in this district.~~

The District may revoke a student's enrollment if one or more of the following occurs:

1. The student is chronically absent.
2. The student commits repeated, serious disciplinary infractions.
3. The student has been expelled.

4. The student is convicted or adjudicated, or their parent/guardian failed to disclose conviction or adjudication at time of enrollment, of offenses outlined in IC 20-525A(5), or other criminal offenses listed in chapter 9, 61, or 66 in Title 18, Idaho Code.
5. The number of resident students exceeds the capacity limits set in Procedure 3010P. A student's open enrollment cannot be revoked on these grounds if a student has attended the receiving school for more than two consecutive school years. If a student's enrollment is revoked for this reason, the District shall offer information about other District schools that may be accepting open enrollment students.

Students under consideration of revocation who have a 504 plan or IEP may not have enrollment revoked if the behavior resulting in disciplinary action or chronic absenteeism is a manifestation of the student's disability.

Student Appeals

If an open enrollment application request is denied or revoked, a parent/guardian may request an administrative review by the Board. The parent/guardian must request the review within five school days of receiving the written denial notice. The Board shall consider the appeal at its next regularly scheduled meeting, and issue its decision in writing.

Student Rights and Responsibilities

All student's rights and responsibilities remain the same regardless of what school they attend within the District and regardless of where the student resides once accepted under the open enrollment policy.

Preventing or Recruiting Potential Open Enrollment Students

Neither the District nor its employees will ~~not~~ take any action to prohibit or prevent application by a student to attend school in another school district or to attend another school within the District. In no event is the District, or an employee of the District to recruit students outside of their attendance area. Violation of this policy may involve disciplinary action up to and including dismissal.

Evaluation of Policy

Annually, the Superintendent shall report to the Board the effect of this policy. Their report should include the number of open enrollment requests accepted or denied by each school, the reasons for denial, and any unanticipated results of this policy.

Cross Reference: ~~2240~~ ————— ~~Class Size~~

Legal Reference: ~~I.C. §33-512~~

~~I.C. — §33-1401~~

~~I.C. — §33-2001~~

~~I.C. §33-1402~~

Legal References**Description**

20-525A(5)

Expungement of Record - Exceptions

IC § 33-1401

Transfer of Pupils - Definitions

IC § 33-1402

Enrollment Options

IC § 33-1404

Districts to Receive Pupils

IC § 33-1409

Measuring and Reporting Capacity

IC § 33-1410

Student Appeals

IC § 33-2001

Education of Exceptional Children - Definitions

IC § 33-512

District Trustees - Governance of Schools**Other References****Description**

ISBA Policy Services

<https://www.idsba.org/member-services/policy/>**Cross References****Code****Description**

2240

Class Size

3080

Nonresident Student Attendance Policy

Policy History:

Adopted on: 12-13-2011

Revised on: 03-08-2016, 11-3-2025

Garden Valley School District No. 71

STUDENTS

3010P

Open Enrollment Procedures

A. ~~Submitting the Form~~

1. ~~Varsity Sport Participation - A student who plans to participate in a varsity sport governed by the Idaho High School Activities Association (IHSA) should review IHSA rules prior to submitting an Open Enrollment Application. Certain school transfers will lead to a student being ineligible to play at the varsity level for one year.~~
2. ~~Open Enrollment Application forms are available at any Garden Valley District school. Based on mutually agreed upon waivers, Open Enrollment Applications will be accepted at any time throughout the school year, although the general period for accepting applications will be January 1 to February 1 for the following school year. Students who reside in the District and move out of their school attendance zone during the school year must initiate an Open Enrollment request to stay in their school.~~
3. ~~For students who reside in the Garden Valley District, the parent/guardian completes the Open Enrollment Application form and submits it to the principal of their attendance zone school (home school).~~
4. ~~For students who reside outside the Garden Valley District boundary, the parent/guardian completes the Open Enrollment Application form and submits it to the principal of the school they wish to attend (receiving school) and the parent/guardian must give notice to the home school.~~

B. ~~Review Approval Process~~

1. ~~Limited Opening - Applications will normally be considered on a "first-come first-serve" basis. However, in situations where openings are limited, the Superintendent may give priority if a student:~~
 - ~~resides in the Garden Valley District and seeks enrollment in another District school under the provisions of the No Child Left Behind Act;~~
 - ~~was previously enrolled at the requested school in a prior year;~~
 - ~~has a brother or sister enrolled at the requested school;~~
 - ~~resides in the attendance area of another District school;~~
 - ~~has a parent employed by the District; or~~
 - ~~has unique situation or extraordinary circumstances.~~
2. ~~Factors which may cause an Open Enrollment Application to be denied include:~~
 - a. ~~a school, grade, or program(s) has lack of available classroom space and/or staff;~~
 - b. ~~the current enrollment is at or above the following:~~

<u>Grade</u>	<u>Class/Teacher Load Size</u>
K-1	20
2-3	20
4-6	26
7-12	34 students per teacher per
Special Education	An average of 6 students per
classroom Self-Contained	
English Language	20 per full-time ELL teacher
Learners (ELL)	
Alternative Schools	12 students per classroom

- e. ~~the student has been suspended or expelled, has committed a disciplinary violation for which he/she could be suspended or expelled;~~
 - d. ~~the student has a history of documented disciplinary infractions; or~~
 - e. ~~it is determined that information on the Open Enrollment Application has been misrepresented or was incomplete.~~
3. ~~District resident approval process:~~
- a. ~~A home school principal makes a recommendation to approve or not to approve the transfer by completing the appropriate section of the Open Enrollment Application form.~~
 - b. ~~The home school principal sends the form to the out-of-attendance area (receiving school) principal.~~
 - c. ~~The receiving school principal makes a recommendation to approve or not to approve the Open Enrollment request by completing the appropriate section of the Open Enrollment application form.~~
 - d. ~~The receiving school principal sends the Open Enrollment Application to the Superintendent of the receiving school.~~
 - e. ~~The Superintendent approves or denies the Open Enrollment request by completing the appropriate section of the Open Enrollment Application form.~~
4. ~~Out-of-district approval process:~~
- a. ~~A receiving school principal makes a recommendation to approve or not approve the transfer by completing the appropriate section of the Open Enrollment Application form.~~
 - b. ~~The receiving school principal sends the form to his/her Superintendent.~~
 - e. ~~The Superintendent approves or denies the Open Enrollment Application by completing the appropriate section of the Open Enrollment Application form.~~

C. ~~Parent Notification~~

- 1. ~~When the application is submitted during the enrollment time period (January 1-February 1, the Superintendent will notify the parent/guardian of his/her decision by March 31.~~
- 2. ~~When the application is submitted outside of the open enrollment time period, notification must be made within 60 days after an application is accepted.~~
- 3. ~~If the request for open enrollment is denied, the denial will include a written~~

explanation. If the application is denied because classroom capacity has been reached at the school of choice, the denial may include information about other schools in the district that are below capacity.

4. The letter approving the request will inform the parents of the following:
 - a. Parents must provide transportation or get student to nearest District bus stop, if space is available;
 - b. State law requires reapplication on an annual basis; and
 - c. Inappropriate behavior in violation of district policies may be grounds for removing the student during the school year.
 - d. Special education, English Language Learners (ELL) or alternative school students must meet the requirements and the procedures established for those programs.

D. Re-enrollment

As long as a transfer student applies for re-enrollment, the Superintendent shall treat that student as if he/she resides in that school's attendance area, except in the circumstances described below:

E. Revocation of a Transfer

1. As long as a transfer student applies for re-enrollment, the Superintendent shall treat that student as if he/she resides in that school's attendance area. However, the District reserves the right to remove a transfer student at any time because of unacceptable behavior in violation of school district policies or because of false or misleading information on the open enrollment application.
2. If a student's transfer is revoked, the parent/guardian may request an administrative review by the Superintendent of the transfer school. The parent/guardian must request the review within five (5) school days of receiving notice that their child's transfer has been revoked.
3. The Superintendent of the transfer school must render a decision to the parent/guardian request for review within five (5) school days. The decision of the Superintendent may be appealed to the School Board of Trustees.

F. Student Rights and Responsibilities

Due process for all students remains the same regardless of what school they attend within the District and regardless of where the student resides once accepted under the open enrollment policy. If a student who is a resident of another, applies to this district and is accepted under the terms of this policy, and fails to attend shall be ineligible to apply again for open enrollment in this district.

G. Preventing or Recruiting Potential Open Enrollment Students

The District or its' employees will not take any action to prohibit or prevent application by a students to attend school in another school district or to attend another school within

~~the District. In no event is the District, or an employee of the District to recruit students outside of their attendance area. Violation of this policy may involve disciplinary action up to and including dismissal.~~

DEFINITION

~~School Days: include only those days when school is in session.~~

Open Enrollment Application forms are available on the District's website. Students who reside in the District and move out of their school attendance zone during the school year must initiate an Open Enrollment request to stay in their school. The application, together with the student's cumulative record, special education file, IEP, or other applicable documents, if any, shall be submitted to the receiving district no later than February 1 for enrollment during the following school year. The District will not admit any student prior to viewing that student's records from their previous school districts.

The District has the option of accepting a student who does not meet the criteria set forth herein, if the student agrees to special conditions of admission, as set forth by the District.

No tuition shall be charged when a student from another school attendance area or other Idaho school district attends a District school as described in this procedure and the related District policy.

Application for District Students

The home school Principal shall send the form to the out-of-attendance area (receiving school) Principal. OR For students who reside in the District, the parent/guardian shall complete the Open Enrollment Application form and submit it to the Principal of the school they wish to attend (receiving school).

Application for Out-of-District Students

For students who reside outside the District boundary, the parent/guardian shall complete the Open Enrollment Application form and submit it to the Principal of the school they wish to attend (receiving school).

Decision Regarding Application

Once the receiving school Principal receives the application from an in-District or out-of-District parent/guardian, along with the student's file from their home district, the Principal or designee makes a recommendation to approve or not approve the transfer using the criteria set forth in Policy 3010.

The Principal sends the form to the Superintendent, who shall:

After reviewing the student's file, the designee has discretion to review and accept or deny the

open enrollment applications on a case-by-case basis, considering and applying the factors noted above. The administrator, if possible, should be knowledgeable and/or review the applicable records concerning:

1. The student;
2. The student's disciplinary record;
3. The student's attendance record;
4. The student's disability, if applicable;
5. The placement options, given the student's academic history;
6. The student's disability evaluation data, if any; and/or
7. The placement options.

Applications will normally be considered on a "first-come first-served" basis. (NOTE: Idaho Code does not discuss granting priority like this. It appears to be neither prohibited nor required.) However, in situations where openings are limited and applications are received in a similar timely fashion, the Superintendent may give priority if a student:

1. Resides in the Garden Valley School District and seeks enrollment in another District school;
2. Has a brother or sister enrolled at the requested school;
3. Has a parent/guardian who is employed by the District;
4. Has a unique situation or extraordinary circumstances; or
5. Seeks full-time enrollment rather than part-time enrollment.

Any non-resident student placed by court order under the Idaho Youth Rehabilitation Act or the Child Protection Act and residing in a licensed home, agency, or institution located within the District shall be enrolled and shall not be charged tuition.

Homeless children as defined by the Steward B. McKinney Homeless Assistance Act (P.L. 100-77), may attend any school district or school within a district without payment of tuition when it is determined to be in the best interest of the homeless child.

The Superintendent will notify the parent/guardian of their decision no later than March 31.

If the request for open enrollment is denied, the denial will include a written explanation. All parents/guardians whose open enrollment application for a student is denied shall be provided with notice of the denial and information about their options to appeal the denial.

If the request for open enrollment is approved, the notification will inform the parents of the following:

1. Parents must provide transportation or get student to the nearest District bus stop, if space is available;
2. Parents must notify the District by February 1 of each year regarding their intention to re-enroll their child under the Open Enrollment program;

3. That open enrollment may be revoked if the student presents issues of chronic absenteeism, commits serious disciplinary infractions, is expelled, or if the receiving school exceeds maximum capacity with resident students within their first two years of admission;

Grounds for Denial of Application

Factors which may cause an Open Enrollment Application to be denied include:

1. A school, grade, or program(s) has lack of available classroom space and/or staff, such as when the current enrollment is at or above the following capacity limits:

Grade	Class Size
K-1	20
2-3	20
4-6	26
7-12	160 per teacher
Special Education classroom, Self-Contained	An average of 6 students per classroom
English Language Learners (ELL)	20 per full-time ELL teacher
Alternative Schools	18 students per classroom

2. The student has been suspended or expelled in their home district.

3. The student has a documented history of repeated serious disciplinary infractions. This includes infractions which could be grounds for suspension or expulsion, or if the student has a conviction, or adjudication, of offenses outlined in IC 20-525A(5) or other criminal offenses listed in chapter 9, 61, or 66 in Title 18, Idaho Code. Such convictions or adjudications are required to be disclosed by the student's parent/guardian at the time of applying for open enrollment, and failure to disclose will result in a denial of open enrollment to the student.

4. The student has issues of chronic absenteeism. A student is considered chronically absent if the student is absent 10% or more school days during the school year.

5. It is determined that information on the Open Enrollment Application has been misrepresented or was incomplete.

However, if the student has a 504 plan or IEP and the disciplinary or absenteeism issues are a manifestation of the disability, this shall not be grounds for denial of the application.

Revocation of Open Enrollment

As long as an open enrollment student's parent/guardian has, before the preceding February, notified the District of their intention to re-enroll the student, the Superintendent shall treat that student as if they reside in that school's attendance area. However, the District reserves the right to remove an open enrollment student if:

1. The student has a documented history of chronic absenteeism;
2. The student has a documented history of repeated serious disciplinary infractions, or has a conviction or adjudication of offenses outlined in IC 20-525A(5) or other criminal offenses listed in chapter 9, 61, or 66 in Title 18, Idaho Code. Such convictions or adjudications are required to be disclosed by the student's parent/guardian at the time of applying for open enrollment, and the failure to disclose qualifies to revoke open enrollment status;
3. The student has been expelled.
4. The number of resident students exceeds the capacity limits set in this procedure. A student's open enrollment cannot be revoked on these grounds if a student has attended the receiving school for more than two consecutive school years. If a student's enrollment is revoked for this reason, the District may offer information about other schools that may be able to accept open enrollment students.

If a student's open enrollment is revoked, the parent/guardian may appeal the revocation to the Board within five school days.

The Board of the receiving school must render a decision to the parent/guardian at their next regular meeting, and the Board must issue their decision in writing. The decision of the Board may be appealed to the State Board of Education.

If a student who is a resident of another district applies to this District and is accepted under the terms of this policy and fails to attend, they shall be ineligible to apply again for open enrollment in this District.

Students with Disabilities

In-district and out-of-district students with disabilities are not treated differently from students without disabilities with respect to consideration for placement in the school of their choice, unless the District has made an individual determination that disability-related needs of a particular student with a disability cannot be reasonably met at the school of their choice. Additionally, students applying who have a 504 plan or IEP may not be denied enrollment or have enrollment revoked if the behavior resulting in disciplinary action or chronic absenteeism is a manifestation of the student's disability.

Legal References

20-525A(5)
IC § 33-1401
IC § 33-1402
IC § 33-1404
IC § 33-1409
IC § 33-1410
IC § 33-2001
IC § 33-512

Other References

ISBA Policy Services

Cross References**Code**

2240
3080

Description

Expungement of Record - Exceptions
Transfer of Pupils - Definitions
Enrollment Options
Districts to Receive Pupils
Measuring and Reporting Capacity
Student Appeals
Education of Exceptional Children - Definitions
District Trustees - Governance of Schools

Description

<https://www.idsba.org/member-services/policy/>

Description

Class Size
Nonresident Student Attendance Policy

Policy History

Adopted on: 12-13-2011

Revised on:

03-08-2016, 11-19-2025

Part-Time Attendance / Dual Enrollment

For purposes of this policy the term “non-public school student” is any student who is enrolled in a non-public school (including a home school or private school), enrolled in a public charter school or enrolled in a post-secondary institution.

Any non-public school student will be allowed to enroll in the District and be entitled to participate in any program (curricular or extracurricular), subject to the same requirements as other students who are enrolled full-time in the District and subject to the requirements set forth below in this Policy.

Additionally, the District shall have an option for joint enrollment in a regular public school and in an alternative school.

Non-public school students admitted to the District shall only be on school property during the hours of enrollment or as otherwise indicated by the Superintendent or Principal. The District will not be responsible for the student during non-enrollment hours or times. 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.

Admittance

The parent/legal guardian of any non-public school student wishing to admit their son/daughter in this District for any academic or nonacademic program must register the student and provide the following prior to acceptance of any such student:

1. Birth certificate;
2. Evidence of residency within the District;
3. Immunization records (or an appropriate waiver); and
4. Student records from the previously attended public school, if any, and any other records providing academic background information.

Dual enrolled students may enter any programs available to other students subject to the same responsibilities and standards of behavior and performance that apply to any student's participation.

Extracurricular Activities

Participation in extracurricular activities shall be subject to Policy 3031.

~~The following rules apply for a non-public school student to be eligible to participate in nonacademic school activities (i.e., extracurricular activities) for which public school students must demonstrate academic proficiency or eligibility:~~

- ~~1. Eligibility standards must be met the same as other regular full-time students;~~

- ~~2. The non-public school student must, on any state board of education recognized achievement test, portfolio, or other mechanism, demonstrate composite grade-level academic proficiency;~~
- ~~3. The non-public school student must achieve 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. The minimum score on each assessment is the fifth (5th) stanine for the battery total score. The parents or guardian of a dual enrollment student are responsible for obtaining third party testing for their child at their expense in accordance with I.C. 33-203 and State Board of Education rules. Demonstrated proficiency shall be used to determine eligibility for the current and next school year, not to exceed a period of twelve (12) months from the date the test results are released;~~
- ~~4. Non-public school students must be provided the opportunity to take state tests or other standardized tests given to all regularly enrolled public school students when pre-arranged with the principal of the building where the student is registered. A fee may be assessed to cover extra administration costs.~~
- ~~5. A non-public school student will be subject to the same requirements as public school students regarding school attendance on the date of an activity. If the non-public school student is not scheduled to attend academic courses in the District on activity days, the non-public school student's primary education provider shall provide assurance to the District that such student has met the attendance requirements in the non-public school academic setting. The primary education provider shall also be responsible for oversight of any other academic standards relating to participation in non-academic activities.~~

Priority

Priority for enrollment, when school programs reach maximum capacities, will be given to students enrolled on a regular full-time basis. If a number of non-public school students request admission into the same class, they will be accepted on a first-come basis. In the event the class enrollment position of a non-public school student is needed for a regular full-time student during the course of the year, the full-time student will have priority for the position beginning with the semester after the need is identified.

Average Daily Attendance

Students who are dual enrolled (i.e., enrolled on a part-time basis) shall be used in calculating the District's state fund, but only to the extent of the student's participation in District programs.

Transportation

All non-public school students will be eligible for District transportation services. A public charter school student or nonpublic student, upon admission to a school in this District, may ride a school bus on regularly scheduled routes (including activity bus routes) and use regularly established bus stops or stops which would require no deviation from the regularly established bus route. No alteration of routes will be made to specially accommodate a dual enrollment student. If a dual

enrollment student attends only part time, the District may furnish transportation at the regularly scheduled time closest to the time period for which a student is enrolled (i.e., morning busing for a.m. classes or afternoon busing for p.m. classes). The District will not provide such transportation if there is no available space, if the furnishing of such transportation would cause a deviation or alteration of the regularly established bus routes or stops or if the furnishing of such transportation would require the purchase of additional or substitute equipment.

Graduation

In order to graduate from this District, all non-public school students must meet the grade and other graduation requirements the same as regular full-time students.

Mixed Curriculum

If a public charter school student or nonpublic student wishes to attend activities or programs in a particular discipline, in a class or grade where the curriculum is merged or integrated, such request shall be made in writing particularizing the subject matter presentment which the student desires to attend (i.e., art instruction in a third grade class). The teacher and principal of that school shall, upon request, provide scheduling information to the dual enrollment student. It shall be the dual enrollment student's responsibility to contact the District and ascertain when such subject matter will be presented. Where certain subject matter is integrated into a mixed curriculum, no change in the presentation of that curriculum needs to be made because of a nonpublic student's request for attendance. It is also the intent of this policy to insure that the teacher's right to integrate disciplines and be flexible in planning and modifying the daily classroom presentations shall not be hindered or restricted in any way.

IDEA/ADA/Section 504 Students

Parents who wish dual enrollment students to be enrolled in special programs must comply with the requirements of the Individuals with Disability Act (IDEA) and the Americans with Disabilities Act (ADA) or Section 504 of the Rehabilitation Act of 1973 (Section 504). ~~If a request for referral is made by said parents and if the evaluation of the student by the multidisciplinary or child study team determines that special services are appropriate for the student, then such programs will be provided when possible. Until such determination is made, such special educational services or accommodations will not be provided.~~

If a dual-enrolled student or a student enrolled part-time at a District school is found to be eligible for a 504 Plan, the District's process to create and implement a 504 Plan for a student shall be followed.

Whether the District is responsible for assessing a student's need for special education services and for maintaining and implementing an IEP for the student depends on factors including, but not limited to what other type of school the student is enrolled in, if any; whether the student lives in the District; and whether a private school they attend is located in the District. The District shall provide such assessment and related services when required by state or federal law or administrative rules.

~~Legal Reference: I.C. § 33-203 — Dual enrollment~~
~~I.C. § 33-1001, et. seq. — Average Daily Attendance IDAPA 08.02.03.111.13~~
~~Dual Enrollment~~

Legal References	Description
IC § 33-1001	<u>Foundation Program — State Aid — Apportionment – Definitions</u>
IC § 33-203	<u>Attendance at Schools - Dual Enrollment</u>
IC § 33-512	<u>District Trustees - Governance of Schools</u>
IDAPA 08.02.03.111.13	<u>Assessment in the Public Schools – Dual Enrollment</u>

Other References	Description
Idaho State Department of Education	<u>Idaho Special Education Manual, current edition</u>
Idaho State Department of Education	<u>Dual Enrollment Q&A</u>
Idaho State Government	<u>Private Schools Quick Guide</u>
ISBA Policy Services	<u>https://www.idsba.org/member-services/policy/</u>

Cross References

Code	Description
2400	Special Education
2410	Section 504 of the Rehabilitation Act of 1973
2410-P(1)	Section 504 of the Rehabilitation Act of 1973 - "Section 504"
2440	Online Courses and Alternative Credit Options
3031	Extracurricular Activities—Eligibility for Students Not Enrolled
3525	Immunization Requirements

Policy History:

Adopted on: 12-13-2011

Revised on: 03-08-2016, 11-3-2025

The following rules apply for non-public school students who wish to participate in nonacademic school activities, such as extracurricular activities, for which public school students must demonstrate academic proficiency or eligibility. For the purposes of this policy, "non-public school student" means a student who attends a public charter school, home school, or private school, regardless of whether they are dually enrolled for academic or instructional activities as described in Policy 3030:

1. Non-public school students must meet the same eligibility standards as full-time District students;
2. The non-public school student must, on any State Board of Education recognized achievement test, portfolio, or other mechanism, demonstrate composite grade-level academic proficiency;
3. The non-public school student must achieve 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. The minimum score on each assessment is the fifth stanine for the battery total score. The parents/guardian of a dual enrollment student are responsible for obtaining third party testing for their child at their expense in accordance with I.C. 33-203 and State Board of Education rules. Demonstrated proficiency shall be used to determine eligibility for the current and next school year, not to exceed a period of 12 months from the date the test results are released;
4. Non-public school students must be provided the opportunity to take State tests or other standardized tests given to all regularly enrolled public school students when pre-arranged with the principal of the building where the student is registered.
5. A non-public school student will be subject to the same requirements as public school students regarding school attendance on the date of an activity. If the non-public school student is not scheduled to attend academic courses in the District on activity days, the non-public school student's primary education provider shall provide assurance to the District that such student has met the attendance requirements in the non-public school academic setting. The primary education provider shall also be responsible for the oversight of any other academic standards relating to participation in nonacademic activities.

Legal ReferencesIC § 33-203IC § 33-512**Description**Attendance at Schools - Dual EnrollmentDistrict Trustees - Governance of Schools**Other References**IHSAA**Description**Rules and Regulations on Eligibility

ISBA Policy Services

<https://www.idsba.org/member-services/policy/>

Cross References

Code

Description

3030

Part-Time Attendance/Dual Enrollment

Policy History:

Adopted on:

Revised on:

Garden Valley School District No.71

STUDENTS

3080

Nonresident Student Attendance Policy

Students who reside in another state may attend a District school when an out-of-state school district and the Garden Valley School District mutually agree, provided such transfer would not exceed the limits on attendance set by 3010P at the classroom, program, or school level.

District Students Attending School in Another State

The Board of Trustees may agree in writing, on an annual basis, that a resident student attend school in the nearest appropriate school district in a neighboring state. Such agreement shall state the rate of tuition and cost of transportation, if any, to be paid by the District. The agreement will be entered into the records of the Board of Trustees. A copy must be filed with the State Board of Education.

Out of State Students Attending School in the District

The Board of Trustees may, upon approval of the State Board of Education, enter into an agreement with the governing body of a school district in another state for education and/or transportation of an out-of-state student. The rate of tuition, cost of transportation as well as other appropriate costs shall be specifically addressed in the agreement. The agreement will be entered into the records of the Board of Trustees with a copy to be filed with the State Board of Education.

~~Students may attend school in other than the resident student's school under the following circumstances:~~

- ~~1. State Enrollment Options Program;~~
- ~~2. When the resident and non-resident districts mutually agree; or~~
- ~~3. When the resident district and an out-of-state school district mutual agree;~~
- ~~4. Except when such transfer would work a hardship on the receiving school district~~

State Enrollment Options Program

~~Whenever the parent or guardian of a student determines it is in the best interest of the student to attend a school other than the student's resident school, the parent/guardian must apply annually for admission to the non-resident school on a form provided by the State Department of Education. The application, together with the student's cumulative record, special education file, IEP, or other applicable documents, if any, shall be submitted to the receiving district. Students with disabilities are not treated differently from non-disabled students with respect to consideration for placement in the school of their choice, unless the District has made an individual determination that disability-related needs of a particular student with a disability cannot be reasonably met at the school of their choice due to appropriate consideration of teacher~~

~~and staff, resources, program availability, hardship to the District, Declaration of Hardship and/or other factors.~~

~~The Superintendent, principal, or designee and a designated team will, as a part of a group of at least three persons who are knowledgeable of the student, the student's academic history, the student's disability evaluation data, if any, and/or the placement options, have discretion to review and accept or deny the Open Enrollment applications on a case by case basis.]~~

~~The non-resident school will have 60 days in which to consider the application. The district may deny out-of-district student enrollment for circumstances that constitute a hardship, or fall within the scope of any Hardship Declaration including, but not limited to, enlarged student-teacher ratios; overcapacity of any program such as special education, classes, as well as overcapacity of any grade level, or building; or any other factors pertaining to staffing, student-teacher ratios, case load and/or to protect the health, safety, and welfare of its existing students and/or its educational processes. If the application is denied, the non-resident school must provide a written explanation of the denial of enrollment.~~

~~No tuition shall be charged when a student attends a non-resident school under the State's Enrollment Options Program.~~

~~The parent/guardian of a non-resident student is responsible for transporting the student to and from the school or to a bus stop within the non-resident district.~~

~~Eligibility rules for participating in extracurricular activities shall apply to non-resident students. Any suspended or expelled student will not be eligible to attend a non-resident school under the provisions of this law.~~

Idaho Youth Rehabilitation/Child Protective Act

~~Any non-resident student placed by court order under the Idaho Youth Rehabilitation Act or the Child Protection Act and residing in a licensed home, agency, or institution located within the District shall be enrolled and shall not be charged tuition.~~

Homeless Children

~~Homeless children as defined by the Stewart B. McKinney Homeless Assistance Act (P.L. 100-77), may attend any school district or school within a district without payment of tuition when it is determined to be in the best interest of such homeless child.~~

Other Conditions

~~The Board will not admit any student prior to viewing that student's records from the student's previous school districts.~~

~~The District has the option of accepting a nonresident student who does not meet the criteria set forth herein, if the student agrees to special conditions of admission, as set forth by the District.~~

~~If a student applies and is accepted in this district from out of district, but fails to attend, that student will be ineligible to apply again for an enrollment option in this district.~~

~~The Board will not admit any student who is expelled from another school district.~~

~~New or continued enrollment of such open enrollment students will be subject to the District's discretion and such students may be denied enrollment, re-enrollment, or continued enrollment in accordance with the District's Open Enrollment Policy, this District's Hardship Declaration and/or other factors.~~

~~An open enrollment out-of-district student who becomes eligible for special education during the school year will be allowed to complete the school year as an open enrollment student, however, the student may be re-evaluated and/or his or her enrollment status may be reviewed prior to enrollment for the following year, and depending upon circumstances, such enrollment may be denied in accordance with the District's Open Enrollment Policy, this District's Hardship Declaration and/or other factors.~~

~~Legal Reference: I.C. § 33-1400 et seq. — Transfer of Pupils
I.C. § 33-205 — Denial of School Attendance
Policy Reference: 3010P Open Enrollment Procedure~~

Legal References

IC § 33-1400, et seq.

IC § 33-205

IDAPA 08.02.01.550.01

Description

Transfer of Pupils

Denial of School Attendance

Out of State Tuition

Other References

ISBA Policy Services

Description

<https://www.idsba.org/member-services/policy/>

Cross References

Code

3010

3010-P(1)

Description

Open Enrollment

Open Enrollment - Procedures

Policy History:

Adopted on: 12-13-2011

Revised on: 2/19/19, 11-3-2025

Reviewed on: 12/17/2018

STUDENTS

3530

Suicide

Neither a school district nor a teacher has a duty to warn of the suicidal tendencies of a student, absent the teacher's or school district's knowledge of direct evidence of such suicidal tendencies. The Board directs the Superintendent or his or her designee to draft and implement procedures relating to:

1. Suicide prevention;
2. Suicide intervention; and
3. Suicide postvention.

"Postvention" shall mean counseling or other social care given to students after another student's suicide or attempted suicide.

These procedures may include, but are not limited to, the following measures:

1. Prevention:
 - A. Offering and providing help and assistance, including early identification;
 - B. Support and/or counseling by school support personnel for low-risk students;
 - C. Referral to appropriate sources outside the school for high and moderate-risk students;
 - D. The designation of a District-level ~~[and or] School Level~~ suicide prevention coordinator(s) by the Superintendent to be responsible for planning and coordinating the implementation of procedures addressing suicide.
 - E. Encouraging staff to report to the coordinator students they believe may be at elevated risk of suicide.
 - F. Education of students on suicide prevention through age-appropriate curriculum.
 - G. Small group suicide prevention programming.
 - H. Additional training on suicide prevention for all staff for whom such training is deemed necessary.
 - I. Offering resources to parents/guardians on suicide prevention.
2. Intervention:
 - A. Contacting the parents/guardians of students identified as at imminent risk of suicide.
 - B. Contacting emergency services to assist a student who is at imminent risk of suicide.
 - C. Providing first-aid until emergency personnel arrive, as appropriate.
 - D. Moving other students away from the immediate area of any suicide attempt on District property or at a District event.

3. Postvention:

- A. After care support by the school for faculty, staff, and students after a sudden death has occurred.
- B. The development of a plan for responding to a death by suicide that has a significant impact on the school community.
- C. Notification of the suicide prevention coordinator, if applicable.
- D. The creation of a crisis team to respond to deaths by suicide that have a significant impact on the school community.
- E. Contacting the State Department of Education to report any student deaths by suicide and to seek postvention assistance and/or resources.
- F. Offering mental health services to students likely to be strongly affected by a recent death.
- G. Appointing a spokesperson to handle inquiries related to issues involving suicide in the District.

Following notification of District staff of a suicide attempt by a student or following the identification of a student as being at imminent risk of suicide, the building principal may require a note from the student's doctor or counselor stating that it is the doctor or counselor's opinion that the student is ready to return to school. The student and their parent/guardian may meet with the school counselor to create a plan for the student's return to school, including any appropriate accommodations needed by the student.

District personnel shall attend to the rights of the student and his or her family.

The District shall comply with all requirements of State law and administrative rules for training by personnel on suicide prevention and awareness. This includes providing annual professional development to staff involved in preventing, intervening, and responding to suicide on:

- 1. School philosophy regarding school climate and the promotion of protective factors;
- 2. Data on suicide for the region or state, or both;
- 3. Risk and protective factors for students;
- 4. Suicide myths and facts;
- 5. How to develop community partnerships related to suicide prevention;
- 6. How to utilize safe and appropriate language and messaging when addressing students;
- 7. Warning signs of suicide ideation for students;
- 8. Local and school-based protocols for aiding a suicidal individual;
- 9. Local protocols for seeking help for self and students;
- 10. Identification of appropriate mental health services and community resources for referring students and their families;
- 11. Information about state statutes on responsibility, liability, and duty to warn;
- 12. Confidentiality issues;
- 13. The need to ask others directly if they are suicidal; and
- 14. Evidence-based protocol for responding to a student or staff suicide.

Legal Reference:	I.C. § 33-136	Suicide Prevention in Schools
	I.C. § 33-512B	Suicidal Tendencies — Duty to Warn
	I.D.A.P.A. 08.02.03.160	Safe Environment and Discipline

Legal References

Description

IC § 33-136

Suicide Prevention in Schools

IC § 33-512B

District Trustees — Suicidal Tendencies — Duty to Warn

IC § 33-6001

Parental Rights

IDAPA 08.02.02.112

Suicide Prevention in Schools

IDAPA 08.02.03.160

Safe Environment and Discipline

Other References

Description

ISBA Policy Services

<https://www.idsba.org/member-services/policy/>

Policy History:

Adopted on: 12-13-2011

Revised on: 2/19/19, 11-3-2025

Reviewed on: December 17, 2018

Garden Valley School District No. 71

STUDENTS

3530P

Student Suicide Prevention

This procedure addresses appropriate school responses to suicidal or high-risk behaviors by students that should take place in school, at school-sponsored events, and on school buses or vehicles. This procedure is not intended to, nor shall it be interpreted as requiring the School District or its staff to meet a higher legal standard of a duty to warn of a student's suicidal tendencies than that found in Idaho Code 33-512B.

RISK ASSESSMENT TEAM

The building counselor or the Principal, when the counselor is not available, will assemble a Risk Assessment Team. The Risk Assessment Team will be responsible for planning and coordinating the implementation of district policy and procedure relating to student suicide prevention. The team will at minimum include the building principal, school counselor, a mental health professional and the parent or guardian of the student involved.

STAFF TRAINING

Staff who directly work with students will receive annual professional development on risk factors, warning signs, protective factors, response procedures, referrals, postvention, and resources regarding student suicide prevention.

ASSESSMENT AND REFERRAL

Whenever a student is identified by a staff member as potentially suicidal or the student informs a staff member of suicidal ideation, the student will be referred to a mental health professional within the same school day to assess risk and facilitate referral, if appropriate. If no mental health professional is available, a school nurse or administrator will assume this role until a mental health professional can be accessed.

For the duration of time the student is in school or at a school-sponsored event, the following will occur:

1. School staff will continuously supervise the student;
2. The building administrator counselor, and the superintendent will be made aware of the situation as soon as reasonably possible;
3. The student's parent or guardian may be notified, if appropriate, and assisted, as needed, with accessing a health care professional, unless a delay in notification is warranted;
4. If a health or safety emergency exists, school personnel may share student information with outside professionals. Documentation of the health or safety emergency, the information released, and the entity to whom the information was released shall be maintained.

IN-SCHOOL SUICIDE ATTEMPTS

In the event a student attempts suicide while at school or at a school-sponsored event, the following procedures will be followed:

1. First aid will be rendered until professional medical treatment can be received, following district emergency medical procedures;
2. School staff will continuously supervise the student;
3. All other students will be moved out of the immediate vicinity as quickly as possible;
4. If appropriate, staff will request a mental health assessment for the student;
5. The student's parent or guardian may be contacted, if appropriate, unless a delay in notification is warranted;
6. Staff will immediately notify the building administrator, school counselor and superintendent;
7. Other reasonable actions deemed appropriate by staff at the time of the incident.

OUT-OF-SCHOOL SUICIDE ATTEMPTS

In the event a staff member becomes aware of a suicide attempt by a student that is in progress in an out-of-school location, the staff member will:

1. Call 911 to notify police and/or emergency medical services;
2. Inform the student's parent or guardian, if appropriate;
3. Inform the district, building administrator, school counselor, and superintendent.

PARENTAL NOTIFICATION OF SUICIDE RISK

A student's parent or guardian will be notified as soon as practicable by the building administrator or designee in the event a student is believed to be at risk for suicide or has made a suicide attempt. However, if school staff, in their professional capacity, believe that contacting the parent or guardian would endanger the health or well-being of the student, a delay in notification may occur, and the reasons for the delay shall be documented. In the event a student has exhibited suicidal behavior, school staff may discuss with the parent or guardian the ability to limit the student's access to mechanisms for carrying out a suicide attempt.

RE-ENTRY PROCEDURE

Students returning to school after a mental health crisis, such as a suicide attempt or psychiatric hospitalization, and their parent or guardian will meet with the school counselor, building administrator, and other appropriate school personnel to discuss reentry and appropriate steps to be taken to ensure the student's readiness for returning to school.

The following procedures should be discussed, as appropriate:

1. Coordination and exchange of information with private mental health care providers. Written parental consent will be sought for the exchange of information;
2. Request existing documentation from parent or guardian;
3. Inform staff members with a legitimate educational interest of the student's needs;
4. Designate appropriate staff as point persons to check in with the student, address any concerns, and help the student readjust to the school setting.

POSTVENTION

Postvention is a crisis intervention strategy utilized in those instances where a student suicide has occurred. If the student suicide occurred at school or at a school-sponsored event, 911 will be immediately called. The determination of whether or when the student's parent or guardian will be informed by school personnel will occur based on direction from law enforcement. A Risk Assessment Team consisting of the building administrator, school counselor, and any other relevant individuals will meet as soon as practicable following the news of the suicide death and develop an action plan. The team will seek out as much information as possible to assist in the development of an appropriate action plan.

The action plan may include the following steps:

1. Assessment of the situation, including reviewing such issues as how severely the death will likely affect other students; how recently other traumatic events have occurred within the school community; the time of year of the death;
2. The initial sharing of information of a student death will be reported to staff, students and parents/guardians with an acknowledgment that its cause is unknown, if a cause of death ruling has not been made. If the cause of death has been confirmed as suicide but the parent or guardian does not permit the cause of death to be disclosed or the information has not been released to the public, the school will not share the cause of death but will use the opportunity to discuss suicide prevention with students.
3. In the event siblings of the student attend the same school or other schools, appropriate personnel will be notified to address the needs of the siblings.
4. The team may draft a statement for staff members to share with students, including the basic facts of the death and funeral arrangements, if known, recognition of the sorrow the news will cause, and information about resources available to help students cope with grief. Public address system announcements and school-wide assemblies will be avoided, if possible.
5. The team may draft a letter addressed to parents and guardians to be sent home with students that includes basic facts available to the public about the death, information about what the school is doing to support students, the warning signs of suicidal behavior, and a list of resources available.
6. Staff will receive similar information as provided to parents and guardians in a staff meeting, if possible. The crisis team will inform staff of the signs to look for in order to identify and provide appropriate services to other high-risk students to prevent another student suicide attempt or death.
7. Counseling will be made available at the school to students and staff affected by the death to assist them and to help determine the level of support that they may need. To the extent possible, school personnel will help coordinate support services for students and staff in need of individual and small group counseling.
8. To the extent possible, school staff will refer students or staff to community mental health care providers to assist in a smooth transition from the crisis intervention phase to meet underlying or ongoing mental health needs.
9. The school will not create on-campus physical memorials (i.e., photos, flowers), or funeral services as such actions may glamorize or sensationalize the death and encourage other similar

actions. School will not be cancelled for the funeral. Any school discussions will focus on how to prevent future suicides and the prevention resources available.

10. The Risk Assessment Team will identify the individual who will be the media spokesperson for the district. All inquiries received by staff from the media or other persons will be directed to the spokesperson. The designated spokesperson will:

- a. Keep the Principal, school counselor, and superintendent informed of school actions related to the death;

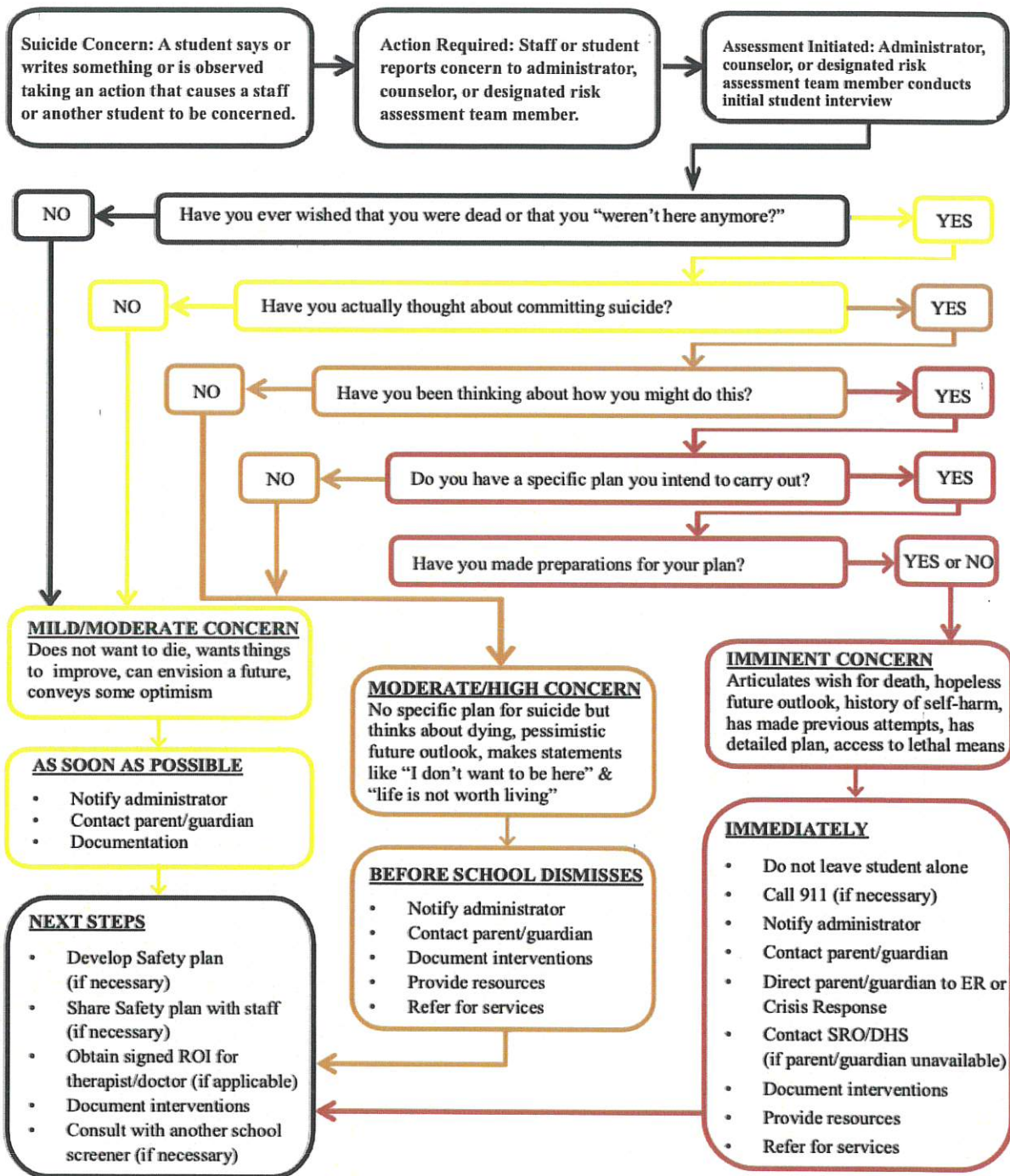
- b. Prepare a statement for the media, including basic facts of the death, postvention plans, and available resources. Any oral or written statement of any kind will not include confidential information, speculation of victim motivation, means of suicide, or personal family information.

- c. Answer media inquiries and encourage reporters not to sensationalize the death or link bullying to suicide, or speculate about the reason for suicide. The media should further be encouraged to offer the community information on suicide risk factors, warning signs, and resources available.

11. Appropriate staff will be informed and prepared regarding how to direct phone calls, emails, or other communications received regarding the incident and what information can be released.

12. Other appropriate actions will be taken as deemed appropriate based on the circumstances.

Suicide Prevention Response Protocol



Adapted from: Creswell School District (Oregon) – "Responding to Suicide Risk" Protocol and Toolkit (2022)

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Policy History:

Adopted on:

Revised on:

Reviewed on: