

New Enrollment of Nonresident Students Legislative Requirements

- On or before **May 1** of each year, the superintendent shall present the recommendations concerning capacity and student-to-teacher ratios to the board for each grade level in each school building of the school district for the next succeeding school year, the following:
 - the number of students expected to attend school in the school district; and
 - the number of open seats available to nonresidents at each grade, building, or program level.
- On or before **June 1** of each year, the district shall publish the number of open seats available to nonresident students in each grade level for each school building of the district for the next succeeding school year on the school district's website.
- **June 1 – June 30** every year is the nonresident application window.
- If the number of applications for a grade level in a school building is less than the number of available seats for that grade level in the school building.
- If the number of applications for a grade level in a school building is greater than the number of available seats for the grade level in the school building, district administration shall randomly select nonresident students using a confidential lottery process.
- On or before **July 15** of each year the nonresident selection process is to be completed. This means that no out of district students may enroll after this date.
- The district shall provide to the parent of a nonresident student who was not accepted for or denied enrollment at such school district the reason for the nonacceptance or denial and an explanation of the nonresident student selection process.
- Priority in Filling Open Seats Subject to having capacity, who shall receive open seats without necessity of being selected through the open-seat lottery:
 - Any sibling of a nonresident student who was accepted to enroll in and attend school in the district
 - Any nonresident student who is a military student as defined in K.S.A. 72-5139
 - Any child who is in the custody of the Department for Children and Families and who is living in the home of a nonresident student who transfers to the district;
 - Any nonresident student who has a parent or person acting as parent employed by the district shall be permitted to enroll in and attend school in the district as if the student is a resident of the district
 - Any nonresident students residing outside of the state of Kansas but attending school in the district during the 2025-2026 school year shall be treated as if resident students and not required to apply for nonresident status
 - Any child who is experiencing homelessness shall be permitted to enroll in and attend the school district of origin or the school district of residence.
- Transportation of Nonresident Students The district, by virtue of being a receiving school district of a nonresident student, shall not be required to provide transportation to nonresident students unless otherwise required to do so by state and/or federal law, as a related service through a student's individualized education program, or as an accommodation pursuant to the student's Section 504 plan.
- KSHSAA Eligibility Nothing in this policy or state law shall exempt a nonresident student who transfers into the district from the requirements of the Kansas State High School Activities Association ("KSHSAA") regarding eligibility to participate in KSHSAA activities.