

#### **POLICY 5.015**

**4-B** I recommend that the Board adopt the proposed revised Policy 5.015, entitled "Student Reassignment."

[Contact: Barbara Terembes, PX 48118.]

## <u>Adoption</u>

#### **CONSENT ITEM**

- The Board approved development of this revised Policy at the development reading on April 11, 2012.
- Changes requested at that meeting have been made and are as follows:
  - Line 25 section title changed to "Conditions of Requests".
  - Line 26 added "Attendance and discipline records may be considered when granting, denying or revoking a reassignment. However, reassignments will not be denied or revoked based upon a manifestation of disability."
    - Lines 38-43 changed "<u>the following schools shall not be available to reassignment:</u>
      - i. the school is a new facility facilities in its first school year;
      - ii. schools with construction-related issues exist, leading to crowding on the campus; or
    - iii. <u>schools with</u> special programs at the school lead to lack of available classrooms; and
  - Line 54 added "No reassignment request will be granted for the purpose recruiting students for athletic purpose as prohibited by the FHSAA bylaws."
  - Lines 71-75 added "the highest grade in their school" and struck "grade 5 or grade 8".
- This revision updates the department name involved with student reassignment requests.
- Additional updates to the policy to reflect practice and procedure include:

- in paragraph 4 (a), expanding the exceptions to conditions precedent for determining if the requested reassignment is to a school accepting student reassignments.
- o in paragraph 5, providing further explanation of the reasons a parent may request a student reassignment including allowing students to request continuation of a reassignment if entering grades 5 or 8 under certain conditions, eliminating reassignment requests based upon *Into County High School schedule or curriculum compatibility*, requiring documentation with reassignment requests to complete the school year after moving, modifying the majority-to-minority reassignment requests, and providing details of the reassignment request process for students of district employee reassignments for students not residing in Palm Beach County.
- o in paragraph 7, stating details of the appeals process if a reassignment request is not approved.
- o in paragraph 12, providing further explanation of some of the reasons for requiring the student to return to the home school.

#### **POLICY 5.015**

#### STUDENT REASSIGNMENT

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### 1. Attendance Where Assigned

Except as otherwise allowed below and approved by the appropriate processes (or except as allowed by assignment to an alternative school, or admission to a choice program, such as a magnet program, career academy, or charter school), all students residing within a particular attendance zone shall attend the assigned school for the zone of residence. No student may enroll in a school outside the regular attendance boundary in anticipation of receiving an approved transfer.

# 10 2. Limited Scope

11 This Policy is not intended to govern assignments under Policy 5.01(1)(c), (e), or (f) 12 transfers or reassignments under applicable collective bargaining agreements or 13 under special statutory transfer programs such as the No Child Left Behind Act, the 14 charter schools statute, the Opportunity Scholarships Program, or McKay 15 Scholarships for Students with Disabilities Program. Transfers under those agreements or programs shall be governed by the applicable contract terms, 16 17 policies, or statutes. Because pre-kindergarten is not a mandatory program, no 18 reassignment options are available for pre-K students.

# 19 3. Discretion to Consider Requests

The School Board has delegated to the Superintendent and/or Department of Choice Programs and School Choice and Career Options the authority to consider and approve, when appropriate, individual reassignment requests for students who desire to attend a school other than the one to which the student was assigned by virtue of Policy 5.01, as the address of the parent or adult student.

# 4. Conditions of Precedent to Requests

- Attendance and discipline records may be considered when granting, denying or revoking a reassignment. However, reassignments will not be denied or revoked based upon a manifestation of disability. Attendance and discipline records influence reassignment requests. Both of the following subsections (a) and (b) are conditions precedent to allowing a request for reassignment:
- a. except under subsections (5<u>)a, b, c, d, or g(i)</u>-or (h)-below, the Department of Choice Programs and School Choice and Career Options must verify that the proposed receiving school has not reached 100% of capacity under the Florida Inventory of School Houses (except that no reassignment will be allowed, regardless of the level of service, when: is listed on the District approved

- reassignment school list because it has not reached 100% capacity under the
   Florida Inventory of School Houses or
- b. the following schools shall not be available to reassignment:
  - i. the school is a new facility facilities in its first school year;
- 40 ii. <u>schools with</u> construction-related issues <del>exist</del>, leading to crowding on the campus; or
- 42 iii. <u>schools with</u> special programs at the school lead to lack of available classrooms; and
- c. the requesting student must currently reside in Palm Beach County Florida, except under subsection (5)(c) below.

# 5. Bases for Requests

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- To request reassignment, the parent/student must use the applicable District form (PBSD 0249), which is incorporated herein by reference and may be found the District's Web site on www.palmbeachschools.org/Records/FormSearch.asp, which must indicate that the parent/student has read and understood and had an opportunity to ask questions about the form and agrees to its provisions, including that the student may be required to return to the school in his/her assigned attendance area for the reasons stated in section (12) below. No reassignment request will be granted for the purpose of recruiting students for athletic purposes as prohibited by the FHSAA bylaws. The allowable bases for reassignment are: Parents may request reassignments for the following reasons only:
  - i. **Moving into the Zone**. When a student will be moving into a new attendance zone within 90 calendar days (as documented with valid proof, such as a deed for the new home, approved building permit, or notarized lease or rental agreement), the student may request to be currently reassigned to the school for the new residence.
  - ii. **Completing the School Year**. A student may request to finish the school year at the school where the student currently attends, in spite of moving to another attendance area after the first grading period. (Proof of time of move must be submitted with this reassignment request.)
  - iii. **High-School Senior's Privilege/Last Grade**. Seniors who attended their assigned schools as juniors may be to be allowed to remain in that same school as a senior, if they have at least seventeen (17) credits with a cumulative grade point average of 2.0 at the beginning of the school year, in spite of moving out of the attendance zone. Students entering the

highest grade in their school grade 5 or grade 8 may also be allowed to remain in the same school as they did for the previous year in spite of moving out of the attendance zone if they have no attendance or discipline issues.

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- Extenuating Health Circumstances of Student. Any extenuating student health circumstances asserted as a basis for reassignment must be documented by a student reassignment health confirmation form (PBSD 1893), which is incorporated herein by reference and may be found the District's Web site on www.palmbeachschools.org/Records/FormSearch.asp. This form must be completed by a physician (who must specify the health-related reasons why reassignment is necessary or desirable). Reasons based on mental health must be stated by a Board-certified psychiatrist who is not related to the student. All stated health reasons will be subject to medical review and must be documented to the satisfaction of the Superintendent/designee.
- Supervision Hardship. When pre- and/or post-school-day supervision is determined to be necessary, but is not available at or near the student's assigned school, a supervision-hardship reassignment may be approved only for students in grades K-5. The hardship must be documented with a parent employment verification and a reassignment supervision hardship form (PBSD 0879), which is incorporated herein by reference and may be found on the District's Web site at: www.palmbeachschools.org/Records/FormSearch.asp.
- vi. **Majority-to-Minority**. Students attending their regularly assigned school and who are of the majority race/ethnicity/socioeconomic status (classified by whether or not the student is eligible for free/reduced-price lunch) at that school have first priority for may request a transfer assignment to a school in which their race/ethnicity/socioeconomic status is in the minority.
- vii. **District Employee**. As a retention incentive, employees may request reassignments for their children under the following circumstances:
  - A. If an employee works at a school other than the one assigned by residence area, the employee may request reassignment for their children, of the appropriate grade level, to that school. This request may involve students not residing within Palm Beach County. If so, request for transfer form for Out-of-District enrollment from the sending county's School Board must be submitted and approved by the Superintendent or designee of the sending district.

- 111 B. District employees may make hardship reassignment requests to 112 schools other than where they live with the approval of the receiving 113 principal and if space is available in that grade. the school. This request may involve students not residing within Palm Beach 114 115 County. If so, request for transfer form for Out-of-District enrollment 116 must be submitted from the sending county's School Board and 117 approved by the Superintendent or designee of the sending district.
- viii. Other Good Cause Shown. A reassignment may be approved, on a 118 119 case-by-case basis, if other good and sufficient cause is demonstrated.
- 120 Into-County High School Schedule or Curriculum Compatibility.-- A student transferring into Palm Beach County during the school year may request reassignment to a school where compatible scheduling or curriculum is possible. The reassignment will be for the current school year only.
  - An application for transfer form must be completed by the parent or legal guardian of the student and forwarded to the District office designated on the application form. Application forms will be available in each public school in Palm Beach County and at the District office, as well as on the District's Web site.
    - Absent special circumstances, all transfer requests will be processed in the C. order they are received.
    - d. Transportation will be provided to those exercising their right to transfer under this rule if there is an existing bus route and space on that bus; thus, parents requesting such majority to minority transfers for their children should select a school reasonably close to their home, such that the distance traveled or time required for travel is not substantially increased. Should such transfer substantially increase the distance traveled, the Superintendent may deny the transfer.
  - Custodial parents/quardians will be notified in writing of approval or e. disapproval of the request.
- 140 f. The Superintendent shall inform all parents about the provisions of the 141 majority to minority transfer rule by placing the information about the rule in the student/parent handbook and by providing each student a copy of the 142 143 handbook.

#### 144 6. **Process for Requesting Reassignment**

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145 The specific reason(s) for a reassignment request must be explained on the 146 appropriate District form (PBSD 0249), which is incorporated herein by reference 147 and may be found on the District's Web site at:

- 148 <u>www.palmbeachschools.org/Records/FormSearch.asp.</u>
- a. Absent special circumstances for hardship cases or when the reason for reassignment arises for the first time after the prescribed date, the application for student reassignment must be submitted by the parent, legal guardian, or person acting as a parent between **April 1 and June 1 for first semester placement**; and requests for second semester placement must be submitted between **October 1 and October 31**. Application processing can take up to six (6) weeks.
- b. The application must be submitted to the Department of Choice Programs and School Choice. and Career Options. The specific school requested in a different attendance zone is subject to change during review by the department.
  - c. A reassignment shall remain in effect until the end of the school year <u>only</u>. Continuation beyond that period will be based on school capacity and continuing need, <u>and the provisions within paragraph 12 below</u> as reviewed by the receiving school's principal <u>or the Department of Choice and Career Options</u>.

# 7. Appeals Process

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In cases in which a reassignment request that has met the conditions precedent (under section (4) above) is not approved, the student or his/her parent shall have the right of appeal to the Superintendent's Transfer Review Committee. Such appeal must be made within 5 days of receipt of the original denial to the Department of Choice and Career Options. The Transfer Review Committee hearing the appeal will be made up of a diverse group of three to five individuals who are employed by the District and have experience in the reassignment process. Parents will be given 15 minutes to present their argument in favor of the appeal, unless extended by the Committee upon request. Committee members will be allowed to ask questions. The Committee's determination regarding the appeal will be made within 24 hours of the Committee meeting. Parents will be notified via phone and/or in writing of the results of the Committee's decision. The decision of the Committee is final.

# 179 8. Effect on Extra-curricular Activities

Reassignment does not guarantee eligibility for athletic teams or other extracurricular activities, except as otherwise allowed by law.

# 182 9. Transportation

183 Reassigned students shall be required to provide their own transportation, unless the reassignment was based on the reason stated above in subsection (5)(f) (g).

## 185 10. Failure to Meet Conditions Precedent, as Basis for Denial

186 Reassignment requests which do not meet the conditions precedent as stated within section (4) above will not be approved. for any reason, a-i above

### 188 11. Voluntary Return to Assigned School

Upon request, a student shall be permitted to return to the assigned school serving his/her attendance zone; however, such revocation of reassignment shall be made at the end of a semester unless there are extenuating circumstances.

# 192 12. Required Return to Assigned School

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- School reassignment is subject to change by the Department of Choice Programs and School Choice and Career Options and the receiving school's principal for good cause upon review. In cases where a reassignment was for the purpose of allowing a student to attend a school in an area outside of his/her assigned area, the student may be required to return (after three calendar days) to the school in his/her assigned attendance area if:
- a. the student becomes a discipline problem at the receiving school by committing a Level 3 or Level 4 infraction as categorized in Policy 5.1811 and Policy 5.1812 (for elementary students) or 5.1813 (for secondary students) (with the return being subject to the provisions of IDEA or section 504 of the Rehabilitation Act as reflected in the provisions of the student's IEP or 504 plan, if any);
- b. the student demonstrates a substantial attendance problem at the receiving school by accumulating four (4) unexcused absences (or absences for which the reasons are unknown) within a calendar month, or eight (8) unexcused absences (or absences for which the reasons are unknown) within a 90-calendar-day period (with the return being subject to the provisions of IDEA or section 504 of the Rehabilitation Act as reflected in the provisions of the student's IEP or 504 plan, if any);
- c. the student's parent/guardian is unable or unwilling to work cooperatively within the policies and procedures of the reassigned school and that lack of cooperation appears to affect the student's cooperation or conduct;
- d. the reasons for the reassignment are no longer valid (e.g., the parent no longer has a supervision hardship within the scope of form PBSD 0879, which is incorporated herein by reference and may be found on the District's Web site at: www.palmbeach.k12.fl.us/Records/FormSearch.asp);
- e. it comes to the attention of the school that the reassignment or registration request was fraudulent (e.g. was intended to circumvent athletics-eligibility

221 222		rules or was supported by false documentation, in which case any further reassignments will be precluded for the remainder of the year);
223 224	f.	the student fails to enroll in the reassigned school in a timely manner within 10 school days or withdraws from the reassigned school; or
225 226 227	g.	the school's utilization has increased to exceed 100% of capacity under the Florida Inventory of School Houses or the school is unable to meet Class Size Reduction requirements.
228 229 230	LAWS II	ORY AUTHORITY: Fla. Stat. §§ 1001.41(2) & (3); <u>1001.42(25)</u> MPLEMENTED: Fla. Stat. §§ 1001.32(2); 1001.41(3) & (6); <u>1001.42(4)</u> Y: 5/31/2006; 4/2/2008;/2012

**4-B**Board Report **June 6**, 2012
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Legal Signoff:

The Legal Department has reviewed proposed Policy 5.015 and finds it legally sufficient for adoption by the Board.

Attorney

Date



# THE SCHOOL DISTRICT OF PALM BEACH COUNTY DEPARTMENT OF CHOICE AND CAREER OPTIONS

3308 Forest Hill Boulevard, West Palm Beach, FL 33406 • (561) 434-8755 • FAX (561) 434-7300

# Parent Employment Verification and Reassignment Supervision Hardship

**PARENT/GUARDIAN:** Your application for student reassignment cannot be processed until this form has been returned to the Department of Choice and Career Options.

**EMPLOYER:** In order for us to maintain the integrity of the public schools in Palm Beach County it is necessary for us to carefully scrutinize all requests for the transfer of students from one school to another to determine their authenticity. You are being requested to assist us in this endeavor by providing the following information.

STUDENT INFORMATION	<u> </u>								
STUDENT NAME (Last, First, Middle Initia	PROMOTED TO GRADE								
PARENT'S ADDRESS (Street and Apt. Number, City, State, Zip Code)									
PARENT'S TELEPHONE NUMBER  ( ) -	OF CHILDREN								
EMPLOYMENT INFORMA	ATION - MOTHER								
MOTHER'S NAME (Last, First, Middle Init		WORKING HOURS							
VARIATION OF REGULAR WORKING HO	ARIATION								
PLACE OF EMPLOYMENT						WORK TELEPHONE NUMBER			
EMPLOYMENT ADDRESS (Street and Ap	ot. Number, City, State, Zip Code)					7			
This is to verify that the above-named parent is in our employ and working the stated hours.									
PRINT SUPERVISOR'S NAME		_							
TITLE SUPERVISOR'S SIGNATURE DATE									
EMPLOYMENT INFORMA									
FATHER'S NAME (Last, First, Middle Initial	a <i>l)</i>				WORKING HOURS				
VARIATION OF REGULAR WORKING HOURS (Indicate the extreme early/late hours which may be required)  FREQUENCY OF THE PROPERTY OF					VARIATIO	NC			
PLACE OF EMPLOYMENT	PLACE OF EMPLOYMENT								
EMPLOYMENT ADDRESS (Street and Ap	ot. Number, City, State, Zip Code)				[(				
This is to ve	rify that the above-name	ed parent is in our emplo	by and	I working the s	tated h	ours.			
PRINT SUPERVISOR'S NAME		_							
TITLE SUPERVISOR'S SIGNATURE						DATE			
CHILD CARE ARRANGE	MENTS								
NAME OF SITTER OR CHILD CARE FACILITY						TELEPHONE NUMBER  ( ) -			
ADDRESS (Street and Apt. Number, City,	State, Zip Code)								
SPECIFY HOURS STUDENT IS IN CHILE	CARE								

#### IMPORTANT STUDENT REASSIGNMENT INFORMATION

Read the following information carefully before completing the reassignment application.

#### You must meet the following requirements to request student reassignment:

- 1. reside in Palm Beach County and/or have been issued a Palm Beach County student ID number.
- the requested school must be available pursuant to School Board Policy 5.015.
   To see the entire Policy go to <a href="http://www.palmbeachschools.org/choiceprograms/ReassignmentInfo.asp">http://www.palmbeachschools.org/choiceprograms/ReassignmentInfo.asp</a> (Chapter 5).

#### Important information about student reassignment:

- First semester application window is April 1 through June 1 for the upcoming school year; Second semester application window is October 1 through October 31, with limited exceptions.
- Eligibility for reassignment and the process are governed by Policy 5.015.
- School transportation is **NOT PROVIDED** by the Palm Beach County School District to students who are granted reassignment.
- Reassignment approval does not guarantee eligibility for athletic teams or other extracurricular activities as explained in the Policy. Contact your principal for information about eligibility.
- · Attendance and discipline records influence reassignment requests.
- School reassignment is subject to change by the Department of Choice and Career Options during review.
- Except for exceptions in Policy 5.015 (4), all reassignments are measured against concurrency standards which
  are adopted by the School Board. Schools with enrollment at or above 100% of capacity, new schools, schools
  that are overcrowded due to construction-related issues, and schools that lack available classrooms due to
  special programs cannot be considered as a receiving school. Policy 5.015(4).
- Due to the reasons set forth in Policy 5.015, paragraph twelve, a student may be returned to his/her assigned attendance area school if:
  - 1. the student becomes a discipline and/or attendance problem.
  - 2. the student's parent or guardian is unable or unwilling to work with the policies and procedures of the reassigned school.
  - 3. the reasons for reassignment are no longer valid, or the reasons for registration or reassignment were fraudulent.
  - 4. the student withdraws from the reassigned school.
  - 5. the school's utilization has increased to 100% of the capacity.
- Submit this completed and signed form to the Department of Choice and Career Options, 3308 Forest Hill Boulevard, C-124, West Palm Beach, FL 33406-5869.



# THE SCHOOL DISTRICT OF PALM BEACH COUNTY DEPARTMENT OF CHOICE AND CAREER OPTIONS

Student Reassignment Application
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Student Number (REQUIRED)
School Year

Read the preceding page, "Important Student Reassignment Information" carefully before completing this application. Submit this completed and signed form to the Department of Choice and Career Options, 3308 Forest Hill Boulevard, C-124, West Palm Beach, FL 33406-5869 or fax to (561) 434-7300.

Failit Beach, 1 E 33400-3009 of tax to (301) 434-7300.								
Student Name (last, first, middle initial)	Age	Date of Birth	Grade	Sex	Race			
Name of Parent or Legal Guardian	Home Te	elephone	Day	y Telepho	ne			
Address of Parent or Legal Guardian (street/apt #, city, state, zip code	)							
ELL/ESE/504 Plan Email Address of Parent or Legal Guardian  Yes No								
A copy of the student's Individual Education Plan (IEP), ELL or 504 Plan MUST be attached to this application.								
Student is requesting to be reassigned to (name of school)								
What is the school attendance area in which the student now li	What is the school attendance area in which the student now lives?							
Does the student currently have a reassignment?   Yes	] No							
What is the reason the student is requesting reassignment (cho	ose a <b>ll</b> th	nat apply) per Scho	ool Board	d Policy !	5.015?			
Supervision Hardship - Grades K-5 ONLY Parent Employment Verification and Reassignment	Co	mpleting the Schoo	ol Year a	t current	school			
Supervision Hardship (PBSD 0879 must be attached)  Student Health Reasons	□ Мо	ving into Attendance Zone (attach valid proof)						
Student Reassignment Health Confirmation (PBSD 1893 must be completed by physician and attached)	☐ Scl	hool District Emplo	Signature/Location					
☐ Majority to Minority	Oth	ner Good Cause (e	xplanati	on requir	·ed)			
High School Senior/Last Grade								
A letter with specific reason(s) why reassignment is being requested to the school listed above MUST be attached.								
I have read and I understand and agree to the following:								
<ol> <li>I understand that Reassignment Requests are accepted April 1 through June 1 only for the upcoming first semester and October 1 through 31 only for second semester, with limited exceptions.</li> </ol>								
2. My signing below verifies that all the above information on this application is correct, the form and the important information included with this form has been read and understood, and an opportunity to ask questions and receive answers was given. I also agree to the provisions in this form, and the important information, including the reasons under Policy 5.015(12) that a student may be required to return to his/her assigned attendance area school.								
3. I realize certain schools are not available pursuant to the rules in School Board Policy 5.015, such as schools with enrollment above 100% capacity and schools in the first year of operation. A list of schools that are open to reassignment is available at the Department of Choice and Career Options Office or on the web at <a href="https://www.palmbeachschools.org/choiceprograms">www.palmbeachschools.org/choiceprograms</a> .								
. The results of the request will be emailed or mailed to the above address. Telephone requests for results cannot be honored due to privacy issues.  DO NOT WRITE BELOW								
5. Student reassignments are subject to review at least annual	ally.				TIONS ONLY			
6. I understand that transportation for reassignments is not pr	ovided.	_			VOID			
7. This form is not valid unless signed by the parent or legal g	juardian.	NOT APPRO Non-rece Attendan Guideline	eiving Sc ice/Disci	pline	RETURNED			
Signature of Parent/Guardian Da	ate							
PBSD 0249 (Rev. 01/25/2012) SBP 5.015	116	Signature of Direc	tor or De	signee	 Date			



#### THE SCHOOL DISTRICT OF PALM BEACH COUNTY

# **Student Reassignment Health Confirmation**

This form must be completed and signed by the student's physician. Return completed form to the Department of Choice and Career Options, 3308 Forest Hill Boulevard, Suite C-124, West Palm Beach, Florida 33406-5869. Attach this form to a completed *Application For Student Reassignment (PBSD 0249)* form.

STUDENT NAME (last)	(first)	(middle)		GRADE	SEX	AGE	SOCIAL SECURITY NUMBER
SCHOOL			PAR	ENT/LEGAL	_ GUARDIA	N	
PHYSICIAN				TEL	EPHONE		EXTENSION
					)	_	
PHYSICIAN'S ADDRESS (street	t and number)	(city)				(sta	ate) (zip code)
Diamaria							
Diagnosis							
History and backgrou	und of medical co	ondition					
, 5							
Describe any limitation	ons placed on sc	hool activities					
How will this condition	n affect attendan	ice in school?					
Tiow will this condition	in ancot attendan	100 111 3011001:					
Will the school reque	ested ameliorate t	the health condition?	☐ Yes	☐ No	lf '	Yes, ho	ow?
'			<u>—</u>	_		,	
		SIGNA	ATURE OF PHYSI	CIAN			 DATE