

Admissions Interdistrict Transfers

NON-RESIDENT TRANSFER AGREEMENT

This is an agreement concerning the transfer of _____ (student) a non resident student into the **ARCHER CITY INDEPENDENT SCHOOL DISTRICT** (District). The agreement is entered by _____ (parent) on behalf of the student and the District.

Recitals and Definitions:

1 1 Neither parent nor student is a resident of the District Student desires to enroll as a student in the District.

1 2 Parent acknowledges that the constitution or rules of the University Interscholastic League may require the District to exclude the student from participating in certain extracurricular interscholastic competitions.

1 3 "Cause" includes, without limitation, notification to the District by an agency of the state or federal government that the transfer contemplated by the agreement is not authorized by law and any disciplinary infraction by the student, which under this agreement permits revocation.

1 4 Transfer criteria Transfer applications are considered on an individual basis without regard to sex, race, national origin, religion, disability or ancestral language. In making transfer decisions, the Board may consider grades, achievement test scores, attendance disciplinary history, class sizes, available resources, and any potential adverse effect on resident students.

1 5 The parent's signature constitutes an application for transfer of the student. No transfer is granted until the Superintendent's signature appears on this document.

Mutual Promises:

2 1 No property interest created: Parent and student acknowledge that because the student is not a resident of the District, any right of the student to become or remain enrolled or to receive any educational services is based on the agreement rather than on residence or on state eligibility criteria or any federal or state property interest.

2 2 Student behavior and discipline. The parent and the student understand that the student is required to comply with the same behavioral expectations as those required of resident students and that those expectations are communicated through student handbooks, classroom rules,

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the Student Code of Conduct, and the directives of teachers and administrators. The continued effectiveness of the agreement is conditioned upon the student's compliance with the expectations imposed through the communications described in this paragraph.

This agreement supersedes any representations made through any student handbook, posted rules, Student Code of Conduct, or Board policy, concerning procedures for student discipline investigation, the providing of due process, and the administration of any sanctions. The processes described in the Student Code of Conduct apply only to students who are residents of the District. No promises concerning investigation due process or consequences that may be contained in rules, handbooks, or information distributed to the student body concerning student discipline matters will become a part of this agreement.

2 3 Duration of the agreement. This agreement creates no interest of right to attend school in the District beyond the date of its expiration, cancellation, or revocation for cause.

2 4 Superseding law. The District may revoke this agreement if it receives notice from the Texas Education Agency or from any court of competent jurisdiction that the transfer that is the subject of the agreement is in violation of Civil order 5281 (pertaining to statewide desegregation plan) or other law regulating discrimination on the basis of race, ethnicity or national origin.

2 5 Status of non-resident student. Except as provided by this agreement the non-resident parent and student possess all rights and are held to all duties provided by law and policy for resident parents and students.

2 6 Disciplinary infractions: Any conduct by the student that would result a mandatory assignment to DAEP or expulsion for a resident student or that constitutes "serious" misconduct under the District's Student code of Conduct will result in revocation of this agreement. At the Superintendent's discretion, I consultation with the campus principal any conduct by the student that could result in a discretionary DAEP removal may result in revocation of the agreement.

2 7 Additional Conditions: This Section does not limit the agreements in the section entitled "Disciplinary infractions". Because an interdistrict transfer is a privilege rather than a right, the continued education of the nonresident student is subject to these conditions and may be revoked upon any of the following occurrences:

- a. The student's absences become excessive.

- b. The student earns repeated failing grades in any class or achievement test.
- c. The student has engaged in repeated minor violations of the Student Code of Conduct.
- d. The student has engaged in any gang-related activity
- e. The student has engaged in repeated behavior that hinders the learning of other students.
- f. The student has engaged in conduct that is disruptive to the educational process of the District.

Should any of these behaviors occur, the campus principal will consider the circumstances of the behavior and make a recommendation to the Superintendent concerning the status of the transfer. If the transfer is revoked, the District will notify the parent and the student's district of residence.

If the student or parent disagrees with the decision of the Superintendent, an appeal before the Board may be requested. Any appeal will be submitted in writing to the Superintendent's office, and the Superintendent will have 15 days to schedule the hearing. Except in cases in which the principal has ordered the emergency removal or expulsion of the student the student will be allowed to remain a District student until such time as a decision is rendered on the appeal.

2 8 The parent agrees that, in the event of revocation, the student will be immediately enrolled in the district of residence, another public school or a private school that meets the curriculum requirements of state law.

2 9 The Student Code of Conduct is incorporated by reference for the limited purposes described in this agreement. The parent and the student understand and agree that the student is not entitled to the disciplinary processes described in the code for resident students

The parent understands and accepts the conditions of this agreement.

Signature of Parent

Date

The student understands and accepts the conditions of this agreement

Signature of Student

Date

SUPERINTENDENT

Date

