

# POLICY

## Board of Education Las Cruces Public Schools

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**Related Entries:** IKE, JFA-RB, JLCB-RA, JRA, [JFAB-RA](#)  
**Responsible Office:** Chief Academic Officer

### **Admission of Nonresident Students**

#### **I. PURPOSE**

Enrollment of students who do not live in New Mexico will follow the regulations specified in 22-12-5, School Attendance 1990, NMSA 1978.

#### **II. GUIDELINES**

- A. Local school boards may admit school-age persons who do not live within the school district to the public schools within the school district when there are sufficient school accommodations to provide for them.
- B. Local school boards may charge a tuition fee for the right to attend public school within the school district only to those school-age persons who do not live within the state. The tuition fee shall not exceed the amount generated by the public school fund for a school-age person similarly situated within the school district for the current school year.
- C. When the parent/guardian of a student not living in the state pays an ad valorem property tax for school purposes within the district, the amount of the tuition payable for the school year shall be reduced by the district average ad valorem tax per pupil as determined by the ad valorem tax credit utilized in calculating state equalization guarantee distribution.

#### **III. PARTICIPATION IN INTERSCHOLASTIC ACTIVITIES**

In order for a student to be eligible for participation or practice in interscholastic activities, he/she must complete *LCPS Out-Of District Transfer Request (JFAB-E1)* and *Request for Change of School Assignment (JLB-E1)* must be approved by the sending district and by LCPS Department of Instruction. Upon approval, the students is ineligible to participate for 365 calendar days or until his/her parent/guardian become a legal resident of the district.

#### **IV. REVIEW**

This policy shall be reviewed on an ongoing basis in accordance with the Board of Education policy review process.

*JFAB/JFAB-RA Admission of Nonresident Students*

*Legal Ref:* NMSA 22-12-5, 42 U.S.C. 11301

*Policy History:* Formerly Policy 302. Revised 11.01.05



Handwritten signature of John H. Schmelke in cursive script.

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*Approved - Board of Education, President*

11/01/05

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*Date*