

## TUITION PAYMENT

The Orleans Central Supervisory Union will provide tuition for students attending grades K-12 in accordance with state law and the criteria outlined below.

1. Tuition will be paid to schools attended by legal pupils who are residents of the Orleans Central Supervisory Union as defined by 16 V.S.A. §1075 and this Board's policy on Admission of Resident Students. Tuition payments will be made to Lake Region Union High School according to a schedule adopted by the Board.
2. Other than for the school identified in #1 above, tuition will be paid only to schools approved by the State Board of Education for the receipt of public tuition payments. In the case of a school with a religious affiliation, the board shall be required to perform two steps. First, the Board shall determine whether the school is approved by the State Board of Education for the receipt of public tuition payments. If the school is approved, the Board shall make an independent determination as to whether such payment to the school would violate state and federal law, including the Establishment Clause of the First Amendment to the United States Constitution. Tuition payments will be made to an approved school as provided in the payment schedule of the receiving school, provided that timely notice of the schedule is given by the school to the Superintendent.
3. Tuition payments will be made as follows:
  - A. Tuition payments will be made to approved receiving schools when preceded by a written application from the student and/or his or her parent or guardian. The application must be made prior to a date determined by the Board/Superintendent of the school year for which such payment is requested. Requests for retroactive tuition payments will not be granted unless received by a date determined by the Board/Superintendent of the school year for which retroactive payment is sought.
  - B. If an eligible pupil becomes a resident after (specify date), an application for tuition will be considered by the Board at its first special or regular meeting following receipt of the application and, if approved, payments will be prorated from the date of the pupil's enrollment to the end of the then current school year.
4. All tuition payments will be made directly to approved schools attended by qualified pupils.
5. The Superintendent shall make recommendations to the Board prior to Board action on applications for tuition assistance made in compliance this policy. If the Board denies tuition assistance for a student, written notification of the denial shall be sent to the student if over the age of majority, or the parent or legal guardian of a minor student, by the Superintendent or his or her designee within ten (10) days of the decision. Unless otherwise provided by law, the Board's decision shall be final.

ORLEANS CENTRAL SUPERVISORY UNION POLICY MANUAL

*Date Warned:* March 17, 2005

*Date Adopted:* July 14, 2005

*Date Reviewed:* Nov. 28, 2012

*Legal Reference(s):*

*16 V.S.A. §§821 et seq. (Tuition requirements)*

*16 V.S.A. §1075 (Legal residence)*

*Campbell v. Manchester Board, 161 VT 441, 641 A.2d 352 (1994)*

*Chittenden Town School District v. Department of Education, 169 VT 710, 738 A.2nd 539 (1999)*

*Cross Reference:*

*Admission of Resident Students (F13)*