

**Policy**

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TRANSFERS

General

All transfers into the schools of the district shall be in accordance with File Code 5111 Admission. Students transferring into the district are expected to present copies of records from the previously attended school (or district) to aid in placement. Also required are proof of immunizations and proof of identity.

Parents/guardians of students or adult students transferring from the district shall notify the principal in a timely manner of their intention to leave the district.

Student records shall be transferred between superintendents within the time frame prescribed by law.

Unsafe School Choice Option

If a school in the district is identified as “persistently dangerous” by the State Department of Education, all students in that school shall be offered on a space available basis the option of transferring. Parents/guardians shall be notified within 15 calendar days after the district is notified of the school’s status, and all transfers shall be completed by the beginning of the school year following. To the extent possible, transfers shall be into schools that are making adequate yearly progress. Students may remain in the school into which they have transferred until the school of origin is no longer identified as “persistently dangerous.”

In addition, any student who becomes a victim of a violent criminal offense while in school or on school grounds shall be offered the option of transferring. The student shall be given the option within 10 days of the incident, and the transfer shall occur within 30 days of determination that the student was a victim. Applicable definitions and criminal offenses shall be as listed in the statewide policy.

Transportation shall not be provided to students transferring out of “persistently dangerous” schools and student victims of violent criminal offenses.

The board will make a reasonable attempt to offer a safe school alternative to students choosing to transfer out of a “persistently dangerous” school or to a student who has been a victim of a violent criminal offense. The superintendent shall attempt to establish an agreement with a neighboring district. The board shall review and approve any agreement prior to its application.

The superintendent shall ensure that the district complies with all requirements of federal law and the state department of education. He/she shall prepare regulations to implement this policy.

Adopted: May 10, 2012  
Revised: August 29, 2013  
NJSBA Review/Update: May 2023  
Readopted: August 24, 2023

Key Words

Transfers, Persistently Dangerous Schools, Victims of Violent Crimes

**Legal References:** N.J.S.A. 18A:7B-12 District of residence; determination  
N.J.S.A. 18A:36-19a Newly enrolled students; records and identification

TRANSFERS (continued)

<u>N.J.S.A.</u> 18A:36-25.1	Proof of child's identity required for enrollment; transfer of record between districts
<u>N.J.S.A.</u> 18A:36B-14 <u>et seq.</u>	<u>Interdistrict Public School Choice Program Act of 1999</u>

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<u>N.J.S.A.</u> 18A:38-8	Duty to receive students from other districts
<u>N.J.A.C.</u> 6A:12-3.2	Criteria to guide the Commissioner's approval of choice program applications
<u>N.J.A.C.</u> 6A:23A-19.2	Method of determining the district of Residence
<u>N.J.A.C.</u> 6A:32-8.2	School enrollment

Every Student Succeeds Act of 2015, Pub. L. 114-95, 20 U.S.C.A. 6301 et seq.

Unsafe School Choice Option Policy, New Jersey Department of Education, June 2003

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**Possible**

**Cross References:**

*5111	Admission
*5125	Student records
*5131	Conduct/discipline
*5131.5	Vandalism/violence
*5141.3	Health examinations and immunizations

\*Indicates policy is included in the Critical Policy Reference Manual.