

Mt. Diablo USD

Board Policy

School Attendance Boundaries

BP 5116

Students

The Governing Board has responsibility for establishing attendance zones in a way as to facilitate the educational program. The number and location of schools necessary to serve the student population will be guided by the following criteria in determining school attendance boundaries:

1. Educational needs of students
2. Proximity of students to school plants
3. Safety of students
4. Ages of students served
5. Nature of the educational program housed
6. Racial/ethnic balance
7. School capacity and enrollment data
8. Projections of future demographic changes indicating where the total school age population will be living.

Declaring A School Impacted

If a school's enrollment approaches its capacity, the Board may choose to limit enrollment at the school to students living within the school's attendance boundary. The Board makes this decision, known as declaring a school "impacted," in order to limit enrollment at a school.

Once the school is identified as impacted, no students who live outside the attendance area will be able to enroll. This action supersedes Board Policy 5116.1, Intradistrict Transfers, and 5117, Interdistrict Transfers. Students on Interdistrict Transfers are deemed to be residents of the school district for the period of the transfer agreement. Such students are not considered residents of the school in which they enroll. As such, these students may be displaced prior to September 15 of each school year by students who reside in the school's attendance area.

Occasionally the district cannot serve a student at the neighborhood school because a particular grade level is full. In this case, the student is assigned to a nearby school with available space, thus becoming an "overflow" student. For middle and elementary school students, ~~transportation shall be provided to the closest available school.~~ transportation will only be provided if the closest available school is more than five miles away from the student's home elementary school. If such a student is assigned to a different school, the student shall be able to continue at that school through the remainder of the school year. At the beginning of the next school year, each "overflow" student shall return to the neighborhood school.

Legal Reference:

EDUCATION CODE

35160 Authority of governing boards

35160.1 Broad authority of school districts

35160.5 District policies; rules and regulations

35291 Rules

35350 Transportation of students

35351 Assignment of students to particular schools

GOVERNMENT CODE

53312.7 Establishment of community facilities district; goals and policies

COURT DECISIONS

Crawford v. Board of Education (1976) 17 Cal.3d 280

Jackson v. Pasadena City School District (1963) 59 Cal. 2nd 876, 879

ATTORNEY GENERAL OPINIONS

29 Ops. Cal. Atty. Gen. 63

Policy MT. DIABLO UNIFIED SCHOOL DISTRICT

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