

STUDENT SCHOOL ASSIGNMENT

The parent or guardian of any student, or the person standing in loco parentis to any student, who is dissatisfied with the initial assignment made by the New Hanover County Board of Education may, within ten (10) days after notification of the assignment, or the last publication thereof, apply in writing to the Board for the reassignment of the student to a different public school within the New Hanover County School system. Students who are not eligible for reassignment under the Board's Student Assignment Plan may apply to the Superintendent or designee for a transfer pursuant to the Student Assignment Plan.

Any student, who is the victim of a violent criminal offense, as defined in Policy 8122 Persistently Dangerous Schools, committed on the grounds of the public school within the New Hanover County Schools, which he or she attends, shall be allowed a transfer to another school in the system, as determined by the Superintendent or designee, as long as there is another school within the system that offers instruction on the student's grade level. The parent or guardian may apply in writing to the Board for the transfer of the student to a different public school pursuant to this paragraph. In the event of such a transfer, the Board will not provide transportation.

Any student, who accepts an alternative assignment in a school under open choice application, year round, or magnet, is assigned to that school for the entire school year. (See the Student Assignment Plan approved by the Board for definitions @ www.nhcs.net .) Reassignments or transfers back to the original assigned school are not permitted, except as allowed under the Student Assignment Plan approved by the Board.

Application for reassignment or transfer shall be made on approved forms prescribed by the Superintendent or designee, pursuant to this Policy. If the application for reassignment is disapproved, the Board shall cause notice to be given to the applicant by registered or certified mail, and the applicant may within five (5) days after receipt of such notice apply to the Board for a hearing, and shall be entitled to a prompt and fair hearing on the question of reassignment of such student to a different school. The Board may designate hearing panels composed of not less than two (2) members of the Board to hear such appeals in the name of the Board. The panel's recommendations shall be submitted to the Board for final determination. At the hearing, the Board shall consider the best interest of the student, the orderly and efficient administration of the public schools, the proper administration of the school to which reassignment is requested and the instruction, health and safety of the students there enrolled, and shall assign said student in accordance with such factors. The Board shall render prompt decisions upon the hearing, and notice of the decision shall be given to the applicant by mail, telephone (with written follow up), telefax, e-mail, or any other method reasonably designed to achieve notice.

LEGAL REFS: NCGS §115C 364-370

20 USC 7912 and State Board of Education Policy HRS – A – 006

CROSS REF: Policy 8122 Persistently Dangerous Schools

Adopted: prior to 1986

Revised: 01/12/88, 07/05/88, 01/08/91, 06/02/92, 06/03/97, 04/06/99, 02/03/03, 08/02/04, 06/04/07, 04/05/11, 03/06/12