



5181 A

Exemption Application Process

Regulation 5181 A

Original Adoption: 03/27/2012

Effective Date: 03/28/2012

Revision Dates:

I. PURPOSE

The goal of the District is to provide necessary support and services to students to meet their educational needs. The Superintendent needs supporting information to justify recommendations on applications for exemption from compulsory instruction. In order to meet these two goals, it is necessary to carefully consider parent applications and school and district responses to student needs in creating the recommendation on such applications. The purpose of this regulation is to establish the processes for assessing exemption applications, district responses to student needs, and creation of recommendations on applications.

II. APPLICATION PROCESS

- A. Parents making an application for exemption from compulsory education shall be given a district request form and instructions.
- B. All applications received shall be referred to the Department of Student Support Services for initial review and intervention.
- C. The Department of Student Support Services shall offer the applicant options available in the district to serve the student's educational and other needs, including but not limited to home-based instruction, hospital instruction, education provided at residential or outpatient treatment services; or an Individual Accommodation Plan (IAP – 504 plan).
- D. If district offered options are accepted by the parent, the application will be withdrawn.
- E. If educational options offered by the district are not accepted by the parent, staff shall forward the application with a report of options offered and rejected by the parent-applicant to the Superintendent.
 1. Staff shall make a recommendation to the Superintendent on whether or not educational options are available and adequate to serve the student within the district proposal or plan;
 2. Staff may make a recommendation to approve or deny the application.
- F. On the basis of the application and supporting documents and the recommendations of staff the Superintendent shall make a recommendation to the Board of Education to approve or deny the application.



III. HEARINGS, DECISIONS AND APPEALS

- A. The Board of Education shall make a ruling on the application based on the application and supporting documents and recommendations of the Superintendent.
- B. The Board may determine in its sole discretion, upon application of the parent or its own resolve, that the application should be given a hearing. Written notice of the decision of the Board regarding a hearing shall be given within seven days of the application from the parent.
- C. Appeals may be made for any decision that has been made without a hearing. The Board shall set a time and date for a hearing of an appeal. The applicant parent(s) may have legal representation at the meeting, and may call witnesses. The decision of the Board made at the appeal hearing shall be final.

Legal References:

Minn. Stat. §120A.22, Subd. 12 (Compulsory Instruction: Legitimate Exemptions)

Cross References:

MPS Policy 5100 (Attendance)

MPS Policy 5120 (Age of Entrance)

MPS Policy 5182 (Dropping from Enrollment)

MPS Policy 8110 (Purposes and Role of the Board)

MPS Policy 8210 (Meetings of the Board of Directors)