

Home Schooling – Participation in School Programs

The RSU 40 Board acknowledges the provisions for equivalent instruction under Maine law. The Board further recognizes the Legislature’s statement “that the term ‘equivalent’ is intended to mean meeting state standards for alternate or other instruction and is not intended to mean the same as the education delivered in the public school system.”

In addition, it is the intention of the Board to cooperate in the home instruction of any child who resides in RSU 40 to the degree that the level of cooperation does not interfere with the responsibilities to the students enrolled in RSU 40’s regular programs. Furthermore, participation of students in such school programs shall be limited to home-schooled students whose home instruction programs are in compliance with applicable Maine law and Department of Education regulations.

In order to maintain an efficient and orderly school program, the Board directs the Superintendent or designee to develop procedures, as appropriate, regarding the availability of school system resources and services to home-schooled students who would otherwise be eligible to attend school in RSU 40. The procedures will be in accord with the following provisions.

Provision of Information

At the request of the student or the student’s parent/guardian, RSU 40 will make available to home-schooled students, in a form determined by the school, information regarding access to public school activities and attendance at RSU 40 schools. This information must include:

- A. Requirements regarding initial health and developmental screening for motor skills, vision, hearing and immunization; and
- B. Criteria for participation of home-schooled students in curricular, co-curricular and extracurricular activities.

Permitted Participation

- A. Participation in Regular Classes. Home instruction students may enroll in specific, day-school classes provided that the student’s attendance is regular, the class is deemed to be age and grade appropriate, and all prerequisite course requirements are met. In addition, the following shall also apply:

1. The student or the student's parent/guardian, on the student's behalf, must apply in writing to and receive written approval from the Superintendent/designee. Approval may not be unreasonably withheld.
 2. The student demonstrates prior satisfactory academic achievement consistent with school unit policy and procedures applicable to all students.
 3. The student will comply with behavioral, disciplinary, attendance and other classroom rules applicable to all students. If a student fails to comply, the school may withhold credit or terminate the student's participation.
 4. Transportation must be provided by the parent/guardian or student. However, the student may use the same transportation as all other students in the school unit as long as additional expenses are not incurred and vehicle capacity is not exceeded.
 5. The student must complete all assignments and tests as required of all students in the same class.
- B. Course Auditing. Home instruction students may audit a course(s) provided the following conditions have been met.
1. The student or the student's parent/guardian, on behalf of the student, must apply in writing to and receive written approval from the Superintendent/designee to audit a specific course or courses. Participation may not be unreasonably withheld.
 2. The student agrees to meet established behavioral, disciplinary, attendance and other classroom rules applicable to all students. If a student fails to comply, the school may terminate participation.

Special Education Services

Special education services will be available to eligible special education students in accordance with applicable federal and state laws and regulations.

Admission to Regular Program/Placement

A student who has been receiving home-school instruction and who seeks admission or re-admission to the regular school program will be placed in a grade commensurate with the level of the student's academic achievement. Placement must be guided by the following:

- A. Grade level placement is determined by the principal, in consultation with appropriate school staff, based upon, but not limited to, such factors as the student's completed curricula and record of achievement, conferencing with the student's parent or guardian and administration of tests, if determined necessary.
- B. The final grade placement decision will be made by the principal in accordance with established policies. The principal's decision may be appealed to the Superintendent, whose decision will be final.

Use of School Textbooks and Library Books

Subject to availability, a student receiving home instruction may use school textbooks, if the number of particular copies are sufficient, and library books owned by the school unit, subject to the following conditions.

- A. The use does not disrupt regular student, staff or special program functions.
- B. The student's sign-out period for a library book is the same as that applicable to regularly enrolled students.
- C. The student may sign out a textbook for a period not to exceed one school year.
- D. The parent/guardian and student agree to reimburse the school unit for lost, unreturned or damaged library books and textbooks and for consumable supplies used.

Use of School Facilities and Equipment

A student receiving home-school instruction may use public school facilities and equipment on the same basis as regularly enrolled students if the following conditions are met.

- A. The use does not disrupt regular school activities.
- B. The use is approved by the school principal in accordance with established school policy.
- C. The use does not create additional expense to the school unit.
- D. The use is directly related to the student's academic program.

- E. The use of potentially hazardous areas, such as shops, laboratories and gymnasiums, is supervised by a qualified employee of the school unit, approved and assigned by the Superintendent.

Maine Educational Assessment Tests

If a parent of a student in an equivalent instruction program requests to have the student participate in the state educational assessment tests for that student's particular grade level, such request must be granted. Participation in such examinations must be in compliance with all rules and procedures governing testing conditions in the school unit.

Academic Credit

A student receiving home-school instruction must receive academic credit subject to the following requirements.

- A. Academic credit for individual courses must be awarded if the student meets required academic standards applicable to all students enrolled in the same course.
- B. Academic credit must be awarded for successful completion of alternative instruction opportunities sponsored by the school and available to all students.

High School Course Credits and Diploma Eligibility

The following standards govern the awarding of course credits and a graduation diploma to a student receiving home-school instruction who seeks admission or readmission to the high school.

- A. A student will earn high school credits for satisfactory completion of courses in the high school pursuant to 20-A M.R.S. § 5021(2)(A).
- B. A student may earn credit for course work completed through home-schooled instruction if the principal determines both in advance and, upon completion of the course, that the course satisfies the requirements for awarding the credit. The principal may direct that the student undergo a test or tests to assist in making a determination relative to the awarding of credit.
- C. Requests for transfer credit for equivalent instruction completed at non-approved private schools, at private schools that elect not to meet requirements under 20-A M.R.S. § 2901, or through other equivalent instruction programs must be evaluated on the merits of the documentation provided. The principal and guidance staff will conduct these evaluations on request made by the student or the student's parent/guardian. The principal may direct that the student undergo a test or tests

to assist in making a determination relative to the awarding of credit.

- D. Awarding of a high school diploma by the local school is conditioned upon the student's demonstration of having satisfied all specific course credit and other requirements established by the Board. The Board may establish resident credit requirements as a precondition for the awarding of a local school unit diploma.

Participation in Co-Curricular Activities

Students receiving home-school instruction may participate in co-curricular activities such as field trips, assemblies, and academically-related fairs provided:

- A. Prior written permission is obtained from both the parent/guardian and the principal; and
- B. The student has agreed to meet established behavioral, disciplinary, attendance, and other rules applicable to all students.

Participation in Extracurricular Activities

Students receiving home-school instructions are eligible to try out for extracurricular activities sponsored by the school unit provided the student applies in writing if the following requirements are satisfied.

- A. The student agrees to abide by equivalent rules of participation as are applicable to regularly enrolled students participating in the activity and provides evidence that the rules of participation are being met.
- B. The student complies with the same physical examination, immunization, insurance, age, and semester eligibility requirements as regularly enrolled students participating in the activity. All required documentation must be made available upon request by the school unit. The Superintendent/designee is authorized to collect from the student's parent/guardian actual samples of coursework (e.g., homework, examinations, etc.) as deemed necessary in order to make the determination that the necessary academic standards have been met.
- C. The student meets equivalent academic standards as those established for regularly enrolled students participating in the activity and provides evidence that the academic standards are being met.
- D. The student abides by the same transportation policy as regularly enrolled students participating in the activity.

Appeals

Appeals from administration and application of this policy are heard by the Board, whose decision is final and binding. Appeals that question whether this policy complies with legal requirements must be made to the Commissioner of Education, whose decision is final and binding.

Legal Reference: 20-A M.R.S. §§5001-A(3), 5021-5025
Maine Department of Education Rule Chapter 127

This is a required policy.

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