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| OYSTER RIVER COOPERATIVE SCHOOL BOARD   | Policy Code: JEC |
| Date of Adoption: August 4, 1999<br>Review Policy Committee: August 25, 2011<br>First Read to SB: September 21, 2011<br>Second Read/Adoption to SB: October 5, 2011 | Page 1 of 2      |

**MANIFEST EDUCATIONAL HARDSHIP**

Resident pupils of the Oyster River Cooperative School District shall be assigned to a public school within the district by the Superintendent or his/her designee.

The Superintendent recognizes that in unusual and extraordinary circumstances, parent(s) or guardian(s) may wish to request a change of assignment to another public school within the district, or a public school in another district. When the parent(s) or guardian(s) believe that the assignment which has been made will result in a manifest educational hardship to the pupil, the board will consider these requests, according to the procedure outlined below.

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*Procedure for Consideration of a Manifest Educational Hardship Request*

The following procedures will be utilized where a parent(s) or guardian(s) seeks a change of assignment within the district, or a waiver of assignment from attending any school in the district based on an assertion that the current assignment constitutes a manifest educational hardship:

1. The parent(s) or guardian(s) shall make a written request, through the superintendent's office, detailing the specific reasons why they believe that the current assignment constitutes a manifest educational hardship. Any such written request shall be made by the parent(s) or guardian(s) within fifteen (15) days of the assignment made by the Superintendent or designee.
  
2. The parent(s) or guardian(s) of the pupil may use whatever information which they deem is appropriate to support their request. At a minimum, however, the parent(s) or guardian(s) must submit information demonstrating to the Superintendent that the current assignment is detrimental or has a negative effect on the pupil.

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**MANIFEST EDUCATIONAL HARDSHIP (continued)**

3. In determining whether the current assignment of the pupil constitutes a manifest educational hardship and what the corresponding appropriate action should be (which may include, but not be limited to, assignment to a public school in another district), the Superintendent shall consider all information given to it by the parent(s) or guardian(s), , and any other information which he/she deems relevant and useful.
4. The Superintendent reserves the legal right to make a determination on whether a given request constitutes a manifest educational hardship, and what the corresponding action should be, on a case by case basis.
5. The Superintendent will render its decision in writing within fifteen (15) days and will notify the parent(s) or guardian(s).
- . If a parent(s) or guardian(s) is aggrieved by the decision of the Superintendent, he/she may appeal to the School Board and then to the State Board of Education in accordance with the provisions of ED 200.

Legal Reference:

RSA 193:3; RSA 193:14-a; RSA 91-A:3 II ( c); ED 320 et seq.