MANIFEST EDUCATIONAL HARDSHIP

Resident students of the District shall be assigned to a public school within the District by the Superintendent, or designee.

The Board 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 current assignment will result in a manifest educational hardship to the student, the Board directs the Superintendent of Schools to consider a change of assignment, according to the procedure outlined below.

PROCEDURE FOR CONSIDERATION OF A MANIFEST EDUCATIONAL HARDSHIP REQUEST

When 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) will make a written request, to the Superintendent of School's office, detailing the specific reasons why they believe that the current assignment constitutes a manifest educational hardship.

2. The Superintendent will meet with the parents or guardians within thirty (30) days of receipt of the written request. The parent(s) or guardian(s) may use whatever information they deem is appropriate to support their request. At a minimum, however, the parent(s) or guardians(s) must submit information demonstrating to the Superintendent that the current assignment is detrimental or has a negative effect on the student’s educational or personal development.

3. In determining whether the current assignment of the student constitutes a manifest educational hardship, and what the corresponding appropriate action should be, the Superintendent will consider all information presented by the parent(s) or guardian(s), and any other information deemed relevant and useful.

4. The Superintendent will render a decision in writing within fifteen (15) days after the meeting with the parent or guardian.

5. A parent or guardian not satisfied with the Superintendent's decision may appeal to the Salem School Board. The Board will hear the matter in non-public session unless the parent or guardian requests the hearing to be held in public session subject to RSA 91-A:3II(c).

6. The Board 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.

7. The Board will render its decision in writing within fifteen (15) days after the Board meeting in which the parent(s) or guardian(s) addressed the Board, and will forward its written decision to the parents or guardians via US mail.

8. If a parent or guardian is aggrieved by the decision of the Board, he/she may appeal to the State Board of Education in accordance with the provisions of Ed 200.

Adopted 1/13/09