

## **EUT POLICY ON HOME SCHOOLING—PARTICIPATION IN SCHOOL PROGRAMS**

The EUT acknowledges the provisions for equivalent instruction under Maine law. The EUT 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 EUT to, “cooperate in the home instruction of any child who resides in the EUT to the degree that the level of cooperation does not interfere with the responsibilities to the students enrolled in one of the three schools operated by the EUT and its 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 EUT directs the Director/designee to develop procedures, as appropriate, regarding the availability of EUT resources and services to home-schooled students who would otherwise be eligible to attend school in one of the three EUT operated Schools. The procedures shall be in accord with the following provisions.

### **I. PROVISION OF INFORMATION**

At the request of the student or the student’s parent/guardian, EUT shall make available to home-schooled students, in a form determined by the school, information regarding access to public school activities and attendance at the school unit’s 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.

### **II. 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, shall apply in writing to and receive written approval from the Director/designee. Approval may not be unreasonably withheld.
  - 2. The student shall demonstrate prior satisfactory academic achievement consistent with school unit policy and procedures applicable to all students.
  - 3. The student shall 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 if additional expenses are not incurred and vehicle capacity is not exceeded.
5. The student shall 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, shall apply in writing to and receive written approval from the Director/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.

### III. SPECIAL EDUCATION SERVICES

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

Students who have been receiving home-school instruction and who seek 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. For students who transfer into school from an educational program that is not required to meet the standards of the system of Learning Results, the principal of the receiving school shall determine the value of the student's prior educational experience toward meeting these standards.
- B. Appropriate school staff may make recommendations concerning placement based on, but not limited to, factors such as the student's completed curricula and record of achievement, conferences with the student's parent/guardian, and administration of tests.
- C. The final grade placement decision shall be made by the principal. The principal's decision may be appealed to the Director, whose decision shall be final.

### IV. RE-ADMISSION TO THE SCHOOL PROGRAM

Placement of home-schooled students who wish to be readmitted to the school program will be determined by the principal who shall consult with members of the professional staff to the extent appropriate and, as deemed necessary, to make a reasonable determination that the requisite academic standards have been met and collect from parents' actual samples of coursework (e.g., homework, papers, examinations). The principal may also direct that a test or tests be administered to help determine the student's progress toward meeting the content standards of the

Learning Results for the purpose of determining an appropriate grade level. The decision of the principal may be appealed to the Director.

V. USE OF SCHOOL TEXTBOOKS AND LIBRARY BOOKS

Subject to availability, a student receiving home instruction may use school textbooks, if the number of 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. The student's sign-out period for a library book is the same as that applicable to regularly enrolled students.
- B. The student may sign out a textbook for a period not to exceed one school year.
- C. 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.

VII. 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 Director.

VIII. MAINE EDUCATIONAL ASSESSMENT

If a parent of a student in an equivalent instruction program requests to have the student participate in the Maine Educational Assessment (MEA), such request must be granted. Participation in such examinations must follow all rules and procedures governing testing conditions in the school unit.

IX. 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.

X. APPEALS

Appeals from administration and application of the EUT policy are heard by the Director, whose decision is final and binding. Appeals that question the EUT policy compliance with legal requirements must be made to the Commissioner, whose decision is final and binding.

Legal Reference: 20-A MRSA §§ 5001-A(3), 5021-5025  
Ch. 127, 130 (Me. Dept. of Ed. Rules)

Cross Reference: IHBG – Home Schooling  
IHBGB – Special Education Services for Students in Private Schools  
or Home Schooling

Adopted: March 2022

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