



THE STATE EDUCATION DEPARTMENT / THE UNIVERSITY OF THE STATE OF NEW YORK

Commissioner of Education  
President of the University of the State of New York  
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July 20, 2018

Dr. Brian G. Osborne  
Superintendent of Schools  
City School District of New Rochelle  
515 North Avenue  
New Rochelle, NY 10801

Dear Superintendent Osborne:

The New York State Education Department (NYSED) has recently been made aware that the City School District of New Rochelle is currently conducting mandatory district-wide re-registration that would require all parents and guardians to “re-register” entering ninth-graders prior to the start of school in September 2018 and, as stated on the New Rochelle Public Schools website, “continue with a re-registration of all students in all other grades over the coming school year.” The reason for this re-registration, as indicated on the re-registration Q & A, is that “non-resident students who are ineligible to attend District schools place a burden on resources and add to the cost of operating a high-quality education system in the community” and that non-resident students “detract from the offerings available to students who are entitled to attend the schools.”

As you are aware New York State Education Law entitles each person over five and under twenty-one years of age, who has not received a high school diploma, to attend a public school in the district in which such person resides (Education Law §3202[1]). Residency determinations are governed by §100.2[y] of the Commissioners regulations, as amended (8 NYCRR §100.2 (y)).

Please see the attached guidance issued by NYSED on 7/19/18, which addresses the issue of district-wide re-registration and its inconsistency with the intent of Section 100.2(y). My office will be contacting your district within the next week to arrange for a conference call/meeting to discuss this issue in light of the guidance.

Sincerely,

Mary Ellen Elia  
Commissioner

Enclosure