



# EOLA of OHIO

## JOINT VOCATIONAL SCHOOL DISTRICTS

BOARD OF EDUCATION

SCHOOL DISTRICT

STUDENTS

5114/page 1 of 4

### REVISED POLICY - VOL. 33, NO. 2

#### FOREIGN-NONIMMIGRANT STUDENTS AND FOREIGN-EXCHANGE STUDENTS

The Board of Education recognizes the positive cultural benefits to the students, staff, and the community in meeting students from other countries and in having foreign-exchange **visitor** students as members of the student body of this District's **high school(s)**.

**An exchange visitor student is a foreign national who has been selected by a sponsor that has been approved by the United States Department of State (USDOS) to participate in an exchange visitor program and who is seeking to enter or has entered the United States temporarily on a J-1 visa.**

~~The Board will permit the admission of foreign exchange students (from recognized and approved student exchange programs) who are residing in this District. This policy only applies in such instances wherein a student is entering the United States to attend public school by way of an organization recognized and approved by the United States Department of State as an exchange visitor program sponsor. It is not intended to apply to other foreign students residing in the District who must be enrolled in accordance with State law. Nonresident foreign exchange students shall be eligible for admission on the same basis as other nonresident students.~~

~~The Superintendent shall prepare administrative guidelines to ensure that these programs function effectively.~~

#### **Exchange Visitor Program for Nonimmigrant Students with J-1 Visas**

**The Board authorizes the Superintendent to consider a request to admit an exchange visitor student who meets the USDOS requirements and applies for admission through a sponsoring organization, and determine whether or not that student should be accepted.**



**NEOLA of OHIO**  
JOINT VOCATIONAL SCHOOL DISTRICTS

**BOARD OF EDUCATION**  
\_\_\_\_\_ **SCHOOL DISTRICT**

**STUDENTS**  
5114/page 2 of 4

In accordance with Federal law, an exchange visitor student will be selected and sponsored by an organization that has been approved by the USDOS. The Board, pursuant to Federal law, requires the sponsoring agency to secure prior written acceptance of the Superintendent for the placement of an exchange visitor student

☒ in the District high school.

☐ ~~in a District high school.~~

After written acceptance of school placement is secured, the sponsoring agency should issue the certificate of eligibility for J-1 Visas to the exchange visitor student who meets the criteria established in Federal law for participation in an EVP.

Pursuant to Federal law the sponsoring agency is also responsible for selecting a host family who resides in the District for each exchange visitor student.

Lastly, pursuant to Federal law, a sponsoring agency can place no more than five (5) exchange visitor students

☒ in the District high school.

☐ ~~in a District high school.~~

[NOTE: The following section is optional. If appropriate, include the following language that will permit a sponsor to place more than five (5) exchange visitor students.]

[ ] However, with Board approval, the Superintendent may request, in writing, the placement of more than five (5) students from a sponsoring agency.

[Choose one of the following two options to complete the sentence above.]

☐ in the high school.

☐ in a specific high school.

[END OF OPTION]



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## JOINT VOCATIONAL SCHOOL DISTRICTS

**BOARD OF EDUCATION**

**SCHOOL DISTRICT**

**STUDENTS**

5114/page 3 of 4

**[NOTE: The following section is optional]**

**[ ] Student and Exchange Visitor Program for Nonimmigrant Students with F-1 Visas**

The Board authorizes the District to petition for approval to provide a Student and Exchange Visitor Program (SEVP). As an authorized SEVP provider, the District will issue the certificate of eligibility to nonimmigrant students who complete the application process successfully, which will enable them to apply for an F-1 Visa.

Participation by nonimmigrant students in this program will be consistent with Federal law that requires the following:

- A. the student possess sufficient English language proficiency to participate in the high school curriculum;
- B. the student's participation does not exceed an academic year;
- C. the student pays to the Board the full amount of tuition prior to the commencement of the academic term of attendance;
- D. the student otherwise maintains his/her lawful temporary immigration status.

**[END OF OPTIONAL SECTION]**

**Other Nonimmigrant Students**

This policy does not apply to nonimmigrant students with citizenship in countries other than the United States who are not participating in an approved exchange visitor program at a District school

- ( ) or who are not sponsored by the District so they can attend a school in the District as participants in the student and exchange visitor program (SEVP) on a valid F-1 visa.



**NEOLA of OHIO**

**JOINT VOCATIONAL SCHOOL DISTRICTS**

**BOARD OF EDUCATION**

**\_\_\_\_\_ SCHOOL DISTRICT**

**STUDENTS**

**5114/page 4 of 4**

**All other nonimmigrant students with citizenship in countries other than the United States who seek to enroll in the District's schools are subject to State law and the District's policies regarding enrollment and, if applicable, tuition.**

**8 C.F.R. 214 et seq.**

**8 U.S.C. 1101 (Immigration Reform and Control Act)**

**R.C. 3313.64**

**Mutual Educational and Cultural Exchange Act of 1961, as amended**

**Immigration and Nationality Act**

**22 C.F.R. 62, Exchange Visitor Program**

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