

COMPULSORY ATTENDANCE

Under state law, full-time school attendance is required of all children from their 6th to their 17th birthday. Full-time-school attendance is also required for all children after their 5th birthday who have enrolled in the schools and not officially withdrawn. Exceptions to all of the foregoing include:

- A. A person who graduates from high school before their 17th birthday;
- B. A person who has:
 - a. Reached the age of 15 years or completed the 9th grade;
 - b. Permission to leave school from that person's parent;
 - c. Been approved by the principal for a suitable program of work and study or training;
 - d. Permission to leave school from the Board or its designee; and
 - e. Agreed in writing with that person's parent and the Board or its designee to meet annually until that person's 17th birthday to review that person's educational needs. When the request to be excused from school has been denied pursuant to this paragraph, the student's parent may appeal to the Commissioner; or
- C. A person who has matriculated and is attending an accredited, post-secondary, degree-granting institution as a full-time student. An exception to the attendance in public school under this paragraph must be approved by the Commissioner.

Attendance through an electronic medium without physical presence in the school will be considered present if it is done with approval of the school principal or designee or in compliance with an IEP or 504 plan.

Alternatives to Attendance at Public Day School

- A. Equivalent instruction alternatives are as follows:
 - a. A person shall be excused from attending a public day school if the person obtains equivalent instruction in:
 - i. A private school approved for attendance purposes pursuant to 20-A MRSA § 2901;
 - ii. A private school recognized by the department as providing equivalent instruction;
 - b. A home instruction program that complies with the requirements of 20-A MRSA § 5001-A(3)(A)(4); or
 - c. Any other manner arranged for by the Board and approved by the Commissioner.

A person may be excused from attendance at a public day school pursuant to 20-A MRSA § 5104-A (other public or private alternative programs) or § 8605 (student attendance in adult education courses).

Credit for Attendance at a Private School

A student shall be credited with attendance at a private school only if a certificate showing the name, residence and attendance of the person at the school, signed by the person or persons in charge of the school, has been filed with the school officials of the administrative unit in which the student resides.

Discontinuation of Home Instruction

If the home instruction program is discontinued, students of compulsory school age must be enrolled in a public school or an equivalent instruction alternative as provided for by law. The receiving school shall determine the placement of the student. At the secondary level, the principal of the receiving school shall determine the value of the prior educational experience toward meeting the standards of Maine's system of Learning Results.

Excusable Absence

A person's absence is excused when the absence is for the following reasons:

1. Personal illness;
2. An appointment with a health professional that must be made during the regular school day;
3. Observance of a recognized religious holiday when the observance is required during the regular school day;
4. A family emergency;
5. A planned absence for a personal or educational purpose that has been approved;
6. Education disruption resulting from homelessness, unplanned psychiatric hospitalization, unplanned hospitalization for a medical emergency, foster care placement, youth development placement or some other out-of-district placement that is not otherwise authorized by either any individual education plan or a superintendents' student transfer agreement.

"Education disruption" does not apply to a student who is out of school for 10 or more consecutive school days as a result of a planned absence for a reason such as a family event or a medical absence for planned hospitalization or recovery.

Parents are responsible for the school attendance of students who are under 17 years of age. The Board shall work with families in an effort to ensure compliance.

Secondary school students 20 years of age or more will only be admitted to the school unit with prior Board approval.

Legal Reference: 20-A MRSA § 5001-A; 5003; 5201
Ch. 125 § 8.06 (Maine Dept. of Ed. Rules)

Cross Reference: IHBG: Home Schooling

JFC: Student Withdrawal From School/Dropout Prevention

Committee
JHB: Truancy

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