

Exemption from Compulsory School Attendance**

In the following cases, students shall not be required to attend public schools full time:

1. Students being taught in a private or parochial school in courses of study usually taught in grades 1-12 in the public schools and in attendance for a period equivalent to that required of students attending public schools;
2. Students proving to the Board's satisfaction that they have acquired the courses of study taught in grades 1-12 in the public schools;
3. Students being taught by a parent or private teacher the courses of study usually taught in grades 1-12 in the public school for a period equivalent to that required of students attending public schools:
 - a. Before students are taught by a parent or private teacher, the parent or teacher must notify the Lane Education Service District (ESD) superintendent in writing at least 10 calendar days prior to the intended date of withdrawal each school year or at least 10 calendar days prior to the beginning of each school year. The ESD superintendent shall acknowledge receipt of notification in writing and inform the school district superintendent of the student's residence within 10 calendar days of receipt of the notification. Notification must be received and acknowledged before a student is withdrawn from school and thereafter before the start of each school year;
 - b. Each student being taught by a parent or private teacher shall be tested annually;
 - c. Examinations testing each student shall be from the list of approved examinations from the State Board of Education;
 - d. The examination must be administered by a neutral individual qualified to administer tests on the approved list provided by the Oregon Department of Education;
 - e. Test results and documentation are required to be submitted to the ESD superintendent:
 - (1) By October 31 of the school year in which the student is withdrawn or within eight weeks of notification to the ESD superintendent of withdrawal of the student, whichever date is later, if the student has not received home schooling in the preceding school year; or
 - (2) By October 31 of the school year if the student has received home schooling in the preceding school year.
 - f. All costs for the test instrument, administration and scoring are the responsibility of the parent;

- g. In the event the ESD superintendent finds that the student is not showing satisfactory educational progress, the ESD superintendent shall provide the parent with a written statement of the reasons for the finding, based on the test results and may:
 - (1) Order the parent to send the student to school for the remainder of the school year; or
 - (2) Allow, with the consent of the parent, the student's education to be supervised by a person who holds a current Oregon teaching license for the remainder of the school year. The parent shall be responsible for the costs of the services of the licensed person. The student's test results shall be submitted to the ESD superintendent by October 31 of the succeeding school year. If, upon receipt of the test results, the ESD superintendent finds that the student has failed to achieve satisfactory educational progress as defined in OAR 581-021-0026 (1)(i), the ESD superintendent may send the student to school for the remainder of the school year.
- 4. Students excluded from attendance as provided by law;
- 5. An exemption may be granted to the parent of any student 16 or 17 years of age who is lawfully employed full time, lawfully employed part time and enrolled in school, or enrolled in a community college or other state registered alternative education program.