

# Texas Education Agency

201 East Eleventh Street  
Austin, Texas

78701



- STATE BOARD OF EDUCATION
- STATE COMMISSIONER OF EDUCATION
- STATE DEPARTMENT OF EDUCATION

August 17, 1971

*Re: 5 281*

TO: The Superintendent Addressed

SUBJECT: Student Transfer Exceptions

Our records indicate that we have denied student transfers into the school district you serve as superintendent from one or more sending districts pursuant to our interpretation of Section A (1) of the Court Order, Civil Action 5281, United States District Court, Eastern District of Texas, Tyler Division.

This is to advise that after further consultation with our legal counsel in the State Attorney General's office we will approve previously denied transfers into your district for special education students and 1971-72 graduating seniors under the following conditions:

Special Education Students: Transfer students who were enrolled in special education classes in your district during the 1970-71 school year and who will be so enrolled for the 1971-72 school year pursuant to the State Plan for Special Education may be accepted, provided the particular special education class, or classes in which they are to be enrolled for 1971-72 are not available in their home district, or districts. This same exception is applicable to a student initially transferring to your district for the 1971-72 school year provided he has been screened according to the procedures stipulated in the State Plan for Special Education and found eligible for enrollment in an approved special education program operated by your district which is not available in his home district.

If we have previously denied any such special education transfers into your district, please send us a list of such transfers by name, the type of special education class in which each is to be enrolled and a statement from the superintendent of schools in the resident district that such special education class or unit will not be available in the resident district for the 1971-72 school year.

County or Multi-County Day Schools for the Deaf: All students eligible to attend County or Multi-County Day Schools for the Deaf who do not reside in the school district actually operating the school are eligible for transfer without question.

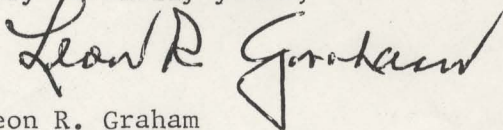


Senior students eligible for graduation during or at the end of the 1971-72 school year: We will approve previously denied senior student transfers provided (1) they were transferred to your district for the 1970-71 school year, (2) they are eligible for graduation from your district in 1971-72, and (3) it would be impossible for them to graduate in their home district in 1971-72.

If you desire to re-submit any previously denied senior transfers, please furnish us with the name of each, your statement that the student is eligible for graduation from your district in 1971-72 and a statement from the superintendent or high school principal in the home district that he has reviewed the high school record of the particular student concerned and it would be impossible for him to graduate in 1971-72 if he attended high school in the home district.

Please pardon our utilizing this form letter rather than an individual communication. It is being used to save time, as we realize actual class work has begun or will begin in many school districts within a few days.

Very cordially yours,

A handwritten signature in cursive script that reads "Leon R. Graham". The signature is written in dark ink and is positioned above the typed name.

Leon R. Graham  
Assistant Commissioner  
for Administration