

Admission Of Foreign Students

Definitions

Nonimmigrant foreign students may be admitted to the United States for a temporary stay for the purpose of study.

F-1 Visa Students: An F-1 visa student is a nonimmigrant visa category intended for use by nonresident aliens whose primary purpose for visiting the United States is to study at an academic school. (8 USC 1184)

J-1 Visa Students: A J-1 visa student is a nonimmigrant exchange student who has come to the United States to study for a specific period of time under the sponsorship of a government approved agency. (8 USC 1184)

I-20: Certification by a school that if granted a visa (F-1), the student meets their entrance requirements.

F-1 Visa Students

On a case-by-case basis, students with or seeking an F-1 visa designation may be accepted for admission to district schools in grades 9-12 only. Federal immigration law prohibits foreign students from obtaining a F-1 visa to attend public adult or elementary schools (grades K-8).

Individuals seeking to host a foreign student with a F-1 visa must acquire a certified I-20 form through the Office of Student Services.

Before the I-20 is certified by the Office of Student Services, the prospective student must conform payment of tuition to the district with the appropriate amount determined by Fiscal Services.

In determining whether to admit the student, the Superintendent or designee shall consider whether the following conditions exist: (8 CFR 214.3, 22 CFR 41.61)

1. A suitable program exists at the school the student has selected
2. The student's English proficiency is sufficient for successful study at that school
3. Space is available (Board Policy 5116.1)
4. The student has provided proof of financial responsibility

In addition, the student shall also submit evidence that they have been fully immunized in accordance with California law.

A student shall be admitted for a maximum of one year. In addition, a student granted admission under this program shall pay the district the full, unsubsidized per-student cost of attendance at the secondary school. (8 USC 1184)

Legal Reference:

EDUCATION CODE

8050-48054 Nonresidents

UNITED STATES CODE, TITLE 8

1184 Foreign students

CODE OF FEDERAL REGULATIONS, TITLE 8

214.3 Petition for school approval

214.4 Withdrawal of school approval

CODE OF FEDERAL REGULATIONS, TITLE 22

41.61 Students; academic and nonacademic

Management Resources:

CDE LEGAL ADVISORIES

0319.97 Amendments to F-1 Student Visa Requirements, LO: 1-97

Policy FRESNO UNIFIED SCHOOL DISTRICT

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