

Title 16 – Tribal Education Code

**Chapter 9. Home School**

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**Sec. 901. Purpose.**

Recognizing that a good formal education is critical to the survival of the Fort Peck Tribes, it is in the best interests of the Tribes to assert its responsibility over home school education on the Reservation to ensure an effective, appropriate and relevant education of its Tribal members.

**Sec. 902. Qualifications for home school.**

To qualify its students for exemption from compulsory enrollment under 7 CCOJ 462, a non-public or home school shall:

(a) Give written notice to the Director, Fort Peck Tribal Education Department (FPTED), within 10 days of September 1 or within 10 days of the date the child arrives on the Reservation, of their intent to home school their child;

(b) Maintain records on pupil attendance and disease immunization and make the records available to the Director, FPTED, on request;

(c) Be housed in a building that complies with applicable local health and safety regulations;

(d) Provide at least the minimum aggregate hours of public instruction in accordance with the laws of the State of Montana; that is 360 hours for kindergarten, 720 hours for grades 1 through 3 and 1,080 hours for grades 4 through 12 per school year;

(e) Provide instruction by an instructor with a minimum of an Associate of Arts degree;

(f) Submit to the Director, FPTED, the curriculum showing the basic academic program provided;

(g) Provide a basic academic program that at a minimum includes, English, mathematics, science, social studies, history, geography, economics, and government;

(h) Strive to have the student complete the General Educational Development (GED) test.

**Sec. 903. Home school testing.**

Children who are in the equivalent grade level of 2, 4, 8, and 11 must be tested using the standardized test of the local public school districts or any other nationally standardized test. Testing records shall be brought to the Director, FPTED, to show academic progress and be archived.

**Sec. 904. Home school visitation and evaluation.**

Home school programs are subject to on-site visitation and evaluation at the discretion of the Director, FPTED. At a minimum, an on-site visitation and evaluation shall be conducted annually.

Violations of this chapter are punishable pursuant to 7 CCOJ 462.

**(AS PER RESOLUTION NO. 26-1328-2012-08; DATED 8/27/2012.)**