

DISTRICT RESIDENCY

Criteria for Residency

A student shall be deemed to have complied with district residency requirements for enrollment in a district school if he/she meets any of the following criteria:

1. The student's parent/guardian resides within district boundaries. (Education Code 48200)
2. The student is placed within district boundaries in a regularly established licensed children's institution, a licensed foster home, or a family home pursuant to a court-ordered commitment or placement. (Education Code 48204)
3. The student has been admitted through an interdistrict attendance option, such as an interdistrict attendance agreement, "school district of choice" transfer, or Open Enrollment Act transfer. (Education Code 46600, 48204, 48301, 48356)

(cf. 5117 - Interdistrict Attendance)

(cf. 5118 - Open Enrollment Act Transfers)

4. The student is an emancipated minor residing within district boundaries. (Education Code 48204)
5. The student lives with a caregiving adult within district boundaries and the caregiving adult submits an affidavit to that effect. (Education Code 48204)
6. The student resides in a state hospital located within district boundaries. (Education Code 48204)
7. The student is confined to a hospital or other residential health facility within district boundaries for treatment of a temporary disability. (Education Code 48204, 48207)

(cf. 6183 - Home and Hospital Instruction)

8. The student's parent/guardian resides outside district boundaries but is employed within district boundaries and lives with the student at the place of employment for a minimum of three days during the school week. (Education Code 48204)
9. Continuing student is not residing in a permanent, fixed residence under the provisions for homeless children.
10. The student is not residing in a permanent, fixed residence, within the district, under the provisions for homeless children.

DISTRICT RESIDENCY (continued)**Proof of Residency**

The principal, or designee, shall be responsible for verifying residency. In order to determine residency, parents/legal guardians shall provide and the principal, or designee, shall review and verify documentation to his/her satisfaction which may include, but is not limited to, the following:

1. deed to a home;
2. escrow papers for a home;
3. tax receipt (property taxes or personal taxes);
4. regular driver's license (not temporary) with residence address;
5. receipt for deposit with the local utility company and/or receipt for bills paid to the local utility company, i.e., propane, SDG&E;
6. Rental agreement with property owner or agent's signature (notarized or verified under penalty of perjury);
7. other government or business document which reliably establishes current residence, as determined by the District.

Note: Minimum of two different verifications are necessary if these documents are used.

The Residency Verification and Checklist form (LSS-6) shall be signed by the parent or guardian and submitted to the school of attendance for each new student or current students changing addresses. The verifying school official shall complete the checklist, sign and date the form, attach copies of verified document(s), and place them in each student's file.

A minor who lives in the home of a "caregiving adult" is a resident, for school attendance purposes, of the school district within which the adult's residence is located. Execution of the affidavit under penalty of perjury pursuant to Sections 6550 and 6552 of the Family Code by the caregiving adult shall be a sufficient basis for determination that the pupil lives in the caregiver's home, unless the District determines from actual facts that the pupil is not living in the caregiver's home. This affidavit is valid for one school year only.

School officials shall accept the completed affidavit as constituting sufficient basis for determining residency of the minor without the requirement of a guardianship or other custody order unless the District has actual facts to support that the minor is not living with the caregiver. The District may require additional reasonable evidence that the caregiver lives at the address provided on the affidavit.

Falsification of any information regarding proof of residency will result in immediate withdrawal of students from school. All children between the ages of six (6) and eighteen (18) residing within the boundaries of the Poway Unified School District shall be required to attend school in accordance with the requirements of the Education Code.

DISTRICT RESIDENCY (continued)

The Superintendent or designee shall make a reasonable effort to secure evidence that a homeless or foster youth resides within the district, including, but not limited to, a utility bill, letter from a homeless shelter, hotel/motel receipt, or affidavit from the student's parent/guardian or other qualified adult relative.

However, a homeless or foster youth shall not be required to provide proof of residency as a condition of enrollment in district schools. (Education Code 48852.7, 48853.5; 42 USC 11432)

(cf. 6173 - Education for Homeless Children)

(cf. 6173.1 - Education for Foster Youth)

District residing is not required for enrollment in ROC or ROP (Education Code 52317)

Safe at Home/Confidential Address Program

When a student or parent/guardian participating in the Safe at Home program requests that the district use the substitute address designated by the Secretary of State, the Superintendent or designee may request the actual residence address for the purpose of establishing residency within district boundaries but shall use the substitute address for all future communications and correspondence and shall not include the actual address in the student's file or any other public record. (Government Code 6206, 6207)

(cf. 3580 - District Records)