

Students

**RESIDENCY OF STUDENTS WITH CAREGIVER**

Students shall qualify as District residents if they reside in the home of a care-giving adult placed within the District in a regularly established licensed children's institution, a licensed foster home, or a family home pursuant to a commitment or placement under Welfare and Institutions Code 200-987. The agency placing a student in such a home or institution shall provide evidence to the school that the placement or commitment is pursuant to law. (Education Code 48204)

Upon enrollment, the care-giving adult shall execute under penalty of perjury the affidavit specified in Family Code 6552. This allows the caregiver to authorize school-related medical care. The care-giving adult must provide documentation from the parent/guardian and/or agency of extenuating circumstances and a statement authorizing him/her as the caregiver for the minor. Unless legal guardianship has been established by a court order, the parent/guardian still exercises authority with regard to attendance and grades. The student must live full time (seven days per week) with the caregiver. Affidavits are valid for the current school year. The caregiver must verify residency. Residency may be substantiated by a home visit conducted by school/District personnel. If it is found that the student is not living with the caregiver full time (seven days per week), the student will be dis-enrolled, and the caregiver may assume the cost of nonresident tuition. If the student stops living with the caregiver, Family Code 6550 requires the caregiver to so notify the school.

*(cf. 5111.1 - District Residency)*

When their whereabouts are known, parents/guardians of a student living with a caregiver or in foster care shall receive all parental notifications required by law. They shall be contacted for all major educational decisions concerning enrollment, discipline, and final grades.

*(cf. 5124 - Reporting to Parents/Guardians)*

Caregivers and foster parents who have filed the affidavit specified in Family Code 6552 may authorize school-related medical care.

*(cf. 5141.1 - Emergency Medical Treatment)*

Students

**RESIDENCY OF STUDENTS WITH CAREGIVER (continued)**

Legal Reference:

EDUCATION CODE

35351 Assignment of students to particular schools

42920-42925 Educational services

48200-48204 Persons included (compulsory education law)

FAMILY CODE

6550-6552 Caregivers

CODE OF REGULATIONS, TITLE 22

87001 Definitions

Regulation

Reviewed: 07/20/95

Reviewed: 01/17/12

CHULA VISTA ELEMENTARY SCHOOL DISTRICT

Chula Vista, California