

## **ADMISSION REQUIREMENTS (4100's)**

### **A. Residency**

The Edmond School District is established for the purpose of serving the educational interests of resident students. This residency policy is adopted pursuant to Okla. Stat. tit. 70, § 1-113.

#### Definitions

- **Residency.** As used in this policy, the terms "residence," "residency" and "legal residence" shall mean the student's present place of abode, provided that it is a place where important family activities (such as sleeping, eating, working, relaxing, and playing) take place during a significant part of each day. Mere presence alone is not sufficient to establish residency. Documentary evidence that may be submitted to establish residency is identified in Regulation #4105.
- **Person having legal custody.** As used in this policy, the phrase "person having legal custody" means a person who is legally responsible for the care of the child pursuant to the order of a court or agency responsible for making custody determinations and/or placements.

### **B. Policy Statement**

1. State law provides that a child's residence for school purposes is the school district in which the (1) parents, (2) guardian or (3) person having legal custody of the child holds legal residence.
2. State law also grants school districts the discretion to permit a child to establish residency by residing with an adult who is a legal resident of the school district and does not fit into any of the three categories listed in paragraph B.1. above if such adult has assumed permanent care and custody of the child.
3. The Board of Edmond Public Schools has determined that it is in the best interests of the Edmond School District not to allow a child to establish residency in the School District by residing with an adult who is a legal resident of the School District and has assumed permanent care and custody of the child but does not fit into any of the three categories listed in paragraph B.1. above.
4. For any period during which a student has been illegally enrolled in the District, the District may charge tuition if it is established that the student's parent, guardian, or person having legal custody of the child knew or should have known that the child was not a resident of the District. Tuition shall be assessed based upon the per capita cost of educating a student in the District during the preceding year. This

issue may be raised along with other issues related to the residency dispute and shall be heard in the same manner.

5. The School District shall provide educational services for homeless children to the extent required by Public Law 100-77, Title VII, Subsection B.
  
6. Qualified students may establish residency under a Special Power of Attorney as required by the Compact on Educational Opportunity for Military Students.
  
7. Regulation #4105 provides specific direction and guidance for implementation of this policy.