

STUDENT RESIDENCY

All children between the ages of 5 and 21 by September 1 and living in (This) School District or legally transferred into the district shall be entitled to attend (This) schools free of charge.

(This) Board of Education provides that the residence of any child for school purposes shall be the legal residence of the parents, guardian, or person having legal custody. Also a person who is a relative within the fourth degree of the child by blood or marriage and who has assumed permanent care and custody of the child and holds legal residence within the district as defined in 70 O.S. 1-113 may provide legal residence if that parent, legal guardian, person, or institution having legal custody contributes in a major degree to the support of such child. Additionally, any child who is self-supporting shall be considered a resident of the school district if the child works and attends school in the school district.

An adult who does not fall within the categories listed above, who holds legal residency in the district and who has assumed permanent care and custody of the child, may file an affidavit with the school district attesting that custody has been assumed. The affidavit must include the reasons for assuming custody. The board shall consider the facts of each case and shall approve residency only if it is demonstrated that the custody arrangement is permanent and that the adult contributes in a major degree to the support of the child.

An adult who has been delegated power of attorney regarding the care, custody and property of a minor child pursuant to 10 O.S. Section 700 may enroll the child in the district and the child will be considered a resident of the district. The power of attorney must be presented to the district prior to enrollment. If the power of attorney is to exceed one (1) year, then a new power of attorney must be presented at the beginning of the ensuing school year prior to enrollment for the student to continue to be considered a resident of the district.

The provisions of the Interstate Compact on Educational Opportunity for Military Children (70 O.S. Section 510.1), with respect to special power of attorney for guardianship and/or noncustodial parents or other persons with whom the child is living, shall govern residency status for children of military personnel.

Students who legally transfer into the school district shall have the same rights and privileges as resident students.

References: 70 O.S. 1-113 (Section 14, School Laws of Oklahoma)
Student residency law amended by HB 1557, 1997; SB 1951, 2008
Policy required by HB 2317, 1996 Legislative Session
HB 2536, 10 O.S. Section 700, 2014 Legislative Session