

ADMISSION OF RESIDENT STUDENTS

The legal residence of a student, for the purpose of claiming free school privileges will mean the legal residence or domicile of the student's parents or legal guardian.

The parents or legal guardian may not establish residency in a district for the sole purpose of obtaining free schooling in that district.

Within thirty days of the student's enrollment, the Montrose School District shall determine the student's residency within the school district for purposes of receiving free public education. Thereafter, a child's school residence may not change during the school fiscal year unless the child ceases to be enrolled in the school of the district.

If a school age child who is not a resident of the Montrose School District, as determined by the residence of the child's parent(s) or guardian(s), on a temporary or permanent basis, the school residency of the child is where the parent(s) or guardian(s) reside unless, upon request of the person with whom the child is living, the Montrose School Board accepts the child as a resident of the Montrose School District. If the school board rejects the request, the person who made the request may, within fifteen days after receipt of the rejection, appeal to the school board for a hearing. The decision of the school board after the hearing is final and may be appealed to the circuit court. However, a school age child is a resident of the school district where the school age child is placed by the Unified Judicial System, the Department of Corrections, or entities approved by the Department of Social Services, including a foster home.

If a child who is a resident of the Montrose School District is excused from school attendance pursuant to SDCL 13- 27-2, the Montrose School District shall admit that child to public school in the district upon request from the child's parent or legal guardian. A child enrolled in the school district pursuant to this provision may be enrolled in the school district on only a partial basis and also continue to receive alternative instruction pursuant to SDCL 13-27-3.

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Amended: August 13, 2007

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