

## **Code No. 501 STUDENT ATTENDANCE**

### **Code No. 501.1 RESIDENT STUDENTS**

Children who are residents of the school district community will attend the school district without paying tuition.

The residence of a student means the place, abode, or dwelling of the student. Generally, the legal dwelling of minors is the same as their parents. However, a student may establish a dwelling with someone other than the parents and attend public school in the school district without paying tuition if the primary purpose for residing in the school district is not for the purpose of obtaining a free public education. Further, students who have reached the age of majority and who are still eligible to attend an Iowa secondary school may declare their residence independent of the residence of the parents.

The superintendent will decide each case involving the bona fide residence of a student upon its individual merits.

Legal Reference:

Lakota Cons. Ind. School v. Buffalo Center-Rake Comm. School, 334 N.W.2d 704 (Iowa 1983).

Mt. Hope School Dist. v. Hendrickson, 197 N.W. 47 (Iowa 1924).

Oshel v. Creston Comm. School Dist., DPI Admin. Doc. 570 (1981).

33 D.P.I. Dec. Rule 80 (1984).

**Iowa Code §§ 257.6; 282.2,6,7; 285.4** (2003).

1956 Op. Att'y Gen. 185.

1946 Op. Att'y Gen. 197.

1938 Op. Att'y Gen. 69.

1930 Op. Att'y Gen. 147.

Cross Reference:

**102** School District Instructional Organization

**501** Student Attendance

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