



Lago Vista ISD Information on Proof of Residency

The District requires the residence of a student to be the person's legal home; the place established as the student's true, fixed, and permanent home. The student is expected to live in the residence on a full-time basis. The following information relates to documentation of proof of residency for enrollment in a District school. See *FD(LEGAL)*; *FD(LOCAL)*; *FDA(LOCAL)*; *TEC §25.001(c)*; *§25.001(d)*.

Student Residing in a Home Owned by or an Apartment or Home Leased by the Parent

The parent, legal guardian, or other person having lawful control of the student under order of a court must present proof of residence in the District in the form of a current utility bill for electricity or natural gas bearing the address of a residence within the District and the name of the parent, legal guardian, or other person having lawful control of the student under court order.

Student and Parent Residing in a Home Owned by Another District Resident

A student and parent residing with another resident of the District in a home owned by the resident must provide the following:

1. A notarized residence verification affidavit that includes:
 - a. The address of the property within the District;
 - b. Date of occupancy;
 - c. The name of the resident homeowner;
 - d. The name of the parent, legal guardian, or other person having lawful control of the student under court order;
 - e. The signatures of both parties; and
 - f. An attestation that the individual(s) live with the resident on a full-time basis and declare the residence their true, fixed, and permanent home.
2. A current utility bill for electricity or natural gas bearing the address of a residence within the District and the name of the resident homeowner.

Grandparent Providing Substantial After-School Care

For a nonresident student whose resident grandparent provides a substantial amount of after-school care, the grandparent and non-resident parent must both provide proof of residence in the same manner as a resident parent, legal guardian, or other person having lawful control of the student under court order by providing proof of residency as described in the requirements above. The parent and grandparent of a nonresident student requesting admission under Texas Education Code 25.001(b)(9) shall provide to the Superintendent the required information on the grandparent's residency AND complete a form provided by the District describing the extent of after-school care to be provided by the grandparent. The Superintendent shall have authority to approve or deny such admissions requests in accordance with criteria approved by the Board. See *FD(LOCAL)*; *TEC §25.001(b)(9)*.

Minor Living Apart from Person Standing in Parental Relation

A minor student residing in the District, but whose parent, guardian, or other person having lawful control under a court order does not reside in the District, shall provide proof of residency as described in the requirements above AND present an authorization agreement as provided in Chapter 34 of the Family Code assigning responsibility for the student in all school-related matters to an adult resident of the District. See *FD(LOCAL)*; *TFC §34.002*.

A minor student living apart who has engaged in misconduct that results in any of the consequences found in Education Code 25.001(d) shall not be permitted to attend a District school. See *FD(LOCAL)*; *TEC §25.001(d)*.

Shared Custody Arrangements

Parents who share custody of a student via a court order qualify to enroll their student in the District if one parent resides within the District attendance boundaries by providing proof of residency as described in the requirements above AND a copy of the court order documenting the resident parent as a joint managing conservator, sole managing conservator, or possessory conservator of the student. A temporary order pending final disposition documenting this relationship will also be accepted. See *FD(LEGAL)*.

Foreign Exchange Students

A host family residing in the District qualify to enroll a foreign exchange student from a nationally recognized foreign exchange program by providing proof of residency as described in the requirements above. The student must be a participant in one of the state department-approved foreign exchange programs listed in the Advisory List of International Educational Travel and Exchange Programs from the Council on Standards for International Educational Travel. See *FD(LEGAL)*; *TEC §25.001(b)(6)*; *TEC §25.001(e)*.

Students Over 18 Years of Age

A student over the age of 18 who has not yet completed the requirements for a high school diploma qualifies to enroll in the District by providing proof of residency as described in the requirements above. See *FD(LEGAL)*.

Exception to Proof of Residency

Proof of a student's residency will be waived when the student is homeless as defined by law. See *FD(LEGAL)*; *TEC §25.001(b)*; *20 U.S.C. 6399*; *42 U.S.C. 11434a*.

Requirement for Full-Time Residency

The District requires the residence of a student to be the person's legal home; the place established as the student's true, fixed, and permanent home. The student is expected to live in a residence within the District on a full-time basis. Parents of students not residing in the District on a full-time basis may request consideration for an out-of-district transfer. See *FDA(LOCAL)*.

Verification of Residence Information

The District may require evidence that a person is eligible to attend the public schools in the District. District staff in charge of enrollment procedures may require additional documentation when a student's residence status is in question. The Superintendent or designee may verify the student's residence information by:

1. Requiring additional mail addressed to the person enrolling the student;
2. Visually inspecting the residence for evidence that the student indeed lives there; or
3. Applying the criteria outlined in the UIL Constitution and Contest Rules.

See *FD(LEGAL)*; *TEC §25.001(c)*; *TEC §25.001(d)*.

False Documents or Records

Presenting a false document or false records in connection with enrollment is a criminal offense under Penal Code 37.10 (Tampering with Governmental Records) and enrolling the child under false documents makes the person liable for tuition or other costs. See *FD(LEGAL)*; *TEC §25.002(d)*; *Penal Code §37.10*.

In addition to the penalty under Penal Code 37.10, a person who knowingly falsifies information on a form required for a student's enrollment in a District is liable to the District if the student is not eligible for enrollment, but is enrolled on the basis of false information. For the period during which the ineligible student is enrolled, the person is liable for the maximum tuition fee a District may charge or the amount a district has budgeted per student as maintenance and operating expense, whichever is greater. See *FDA(LEGAL)*; *FD(LEGAL)*; *TEC §25.001(h)*.

Withdrawal of Nonresident Student

The District may withdraw any student who is not a resident. See *FD(LEGAL)*.