

WALLKILL VALLEY REGIONAL HIGH SCHOOL

AFFIDAVIT CHILDREN
(Report of Pupil Not Living with Parent)

Affidavit children are those children whose parents are either deceased or are domiciled outside of the Wallkill Valley Regional High School District. Such children must be kept in the home of a person who is domiciled within the Wallkill Valley Regional High School District and must be supported by that person gratis as if they were such person's own children.

An affidavit must be filed on an annual basis by the guardian with the Superintendent indicating that he/she is domiciled within the district and is supporting the child gratis and intends to keep and support the child gratuitously for longer than merely through the school term. Accompanying the affidavit must be proof of the financial dependency of the minor as demonstrated by income tax return, proof of public assistance, or proof of financial support from child welfare agencies. Pro-rated tuition must be paid until such proof is evidenced. Such proof must be shown within three months. Such children then become eligible for entrance into the Wallkill Valley Regional High School District.

In accordance with N.J.S.A. 30:4C-26, whenever D.Y.F.S. places a child in a foster home, a group home, or an appropriate institution, the district of original residence is responsible for paying tuition to the district in which he/she is placed.

PLEASE COMPLETE THE FOLLOWING AND SUBMIT TO THE SUPERINTENDENT

1. Name of pupil _____
2. School and grade pupil desires to attend _____
3. Address at which this pupil is now living _____
(Number) (Street)

(Town) (Telephone Number)
4. A) With whom does this pupil live? _____
(Last Name) (First Name)
B) What relation are you to this pupil? _____
C) Why is this pupil not living with parent? Be specific: _____

D) Have you taken out legal papers of guardianship for this pupil? _____

5. A) Name of pupil's parents/legal guardian: _____
(Last Name) (First Name)

B) Parents'/Legal guardians' address: _____
(Number) (Street)

(Town)

6. A) Do the parents pay any of the costs of maintaining this pupil? _____

B) If so, how much? _____

For what purpose? _____

7. Are you furnishing him/her a permanent home at your own expense? _____

8. Will this pupil be declared as a dependent for federal income tax purposes? _____

A) If so, please provide a copy of your latest 1040 IRS return.

9. A) Does this pupil live with his/her parents any part of the week? _____

B) Any part of the year? _____

10. Is this pupil a state ward? _____

11. A) Are this pupil's expenses paid fully or in part by any charitable agency? _____

B) If so, give name and address of agency. _____

DATE _____
(Month) (Day) (Year)

Signature of Person
Responsible for Pupil

SUPERINTENDENT'S RECOMMENDATIONS AND/OR COMMENTS: _____

Superintendent's Signature

GUIDELINES FOR ESTABLISHMENT OF RESIDENCY

The following contain guidelines to be adhered to with reference to residency in accordance with N.J.S.A. A:3-1 as amended 1/11/94, PL 1993.

- (a) The parent or guardian's affidavit must now state that he/she is not capable of supporting or providing care for the child due to family or economic hardship.
- (b) The parent or guardian's affidavit must now state that the child is not residing with the resident of the district for the purpose of receiving a free public education within the district.
- (c) If the Board of Education (BOE) decides the documentation does not support a valid claim, the BOE may deny the child admission. The BOE must identify the resident of its decision and the right to appeal.
- (d) The resident may file a petition within twenty-one (21) days of the denial for review by the commissioner.
- (e) The resident has the burden of proof by a preponderance of the evidence that the child is eligible for a free education in the district.
- (f) No child shall be denied admission during the pendency of the Commissioner's proceedings. (This appears to be if a child is not currently enrolled in the district, admission cannot be denied once the petition of appeal is filed).
- (g) If a child is currently enrolled in the district the child cannot be removed during the twenty-one (21) day period and during the pendency of the Commissioner's proceedings.
- (h) If the Commissioner upholds the BOE, he/she must assess tuition for the period of ineligible attendance.
- (i) If the matter is not appealed, the BOE may collect tuition from the resident, parent or guardian.
- (j) If the Superintendent or administrative principal finds that the child's parent or guardian is not domiciled in the district or the child is not domiciled in the district by affidavit, the Superintendent or administrative principal may apply to the BOE to remove the child.
- (k) The parent or guardian is entitled to a hearing before the BOE.
- (l) Any person who fraudulently allows a child to use his residence and any person who fraudulently claims to have given up custody commits a disorderly persons offense.