

**Residency for Homeless, Foster, or Unaccompanied Youth**

Homeless students or those in foster care who are in need of services from the Solano County Office of Education (SCOE) shall be immediately enrolled in the appropriate education program regardless of the student’s ability to provide proof of residency records normally required for enrollment.

Once the student is placed in a classroom, the County Superintendent or designee shall make a reasonable effort to secure evidence that a homeless or foster youth resides within the county, but such documentation shall not be a condition of enrollment. Such evidence may include, but is not limited to, a utility bill or service contract; hotel/motel receipt; pay stub; voter registration; letter from a homeless shelter or social service agency verifying that the student lives within the county; an affidavit from the student’s parent/guardian or other qualified adult relative; or an affidavit from a caregiving adult with whom the student is living within the Solano County boundaries.

If the student is an unaccompanied youth, as defined in 42 USC 11434a, the student may execute a declaration of residency

**Definitions**

For purposes of this policy:

*Enrolled* and *enrollment* means attending classes and participating fully in school activities.

*Homeless youth* and *homeless students* refers to individuals who lack a fixed, regular, and adequate nighttime residence (as defined in 42 USC 11302(a)(1)) and includes children and youths who:

- are sharing the housing of other persons due to loss of housing, economic hardship, or a similar reason;
- are living in motels, hotels, trailer parks, or camping grounds due to the lack of alternative adequate accommodations; are living in emergency or transitional shelters; are abandoned in hospitals; or are awaiting foster care placement;
- have a primary nighttime residence that is a public or private place not designed for, or ordinarily used as, a regular sleeping accommodation for human beings (as defined in 42 USC 11302(a)(2)(C));
- are living in cars, parks, public spaces, abandoned buildings, substandard housing, bus or train stations, or similar settings;
- are migratory (as defined in 20 USC 6399) and qualify as homeless for the purposes of this part because the children are living in the circumstances described above

*Unaccompanied youth* means a youth not in the physical custody of a parent or guardian.

Legal Reference:

EDUCATION CODE

1980-1986 County community schools

2558.2 Use of revenue limits to determine average daily attendance of homeless children

35351 Assignment of students to particular schools

39807.5 Payment of transportation costs by parents

48200 Compulsory education law

48853.5 Educational placement of foster children

48980 Notifications at beginning of term

OFFICE OF THE SOLANO COUNTY SUPERINTENDENT OF SCHOOLS

**Policy 5111.13 (Continued)**

Legal Reference: (Continued)

FAMILY CODE, TITLE 20

6550-6552 Caregiver's authorization affidavit

GOVERNMENT CODE

6205-6210 Confidentiality of residence for victims of domestic violence

CODE OF REGULATIONS, TITLE 5

432 Varieties of student records

UNITED STATES CODE, TITLE 20

6399 Definition of migratory child

UNITED STATES CODE, TITLE 42

11302 General definition of homeless individual

11431-11435 McKinney-Vento Homeless Assistance Act

COURT DECISIONS

Katz v. Los Gatos-Saratoga Joint Union High School District, (2004) 117 Cal.App4th 47

Policy Cross-Reference:

5111 Admission

5125 Student Records

5141.31 Immunizations

6173 Education for Homeless Children

6173.1 Education of Foster Youth