

Regulation

ADMISSION

The Egg Harbor City Board of Education will admit to its schools, free of charge, persons who have attained the age of five years prior to October 1st during the year in which they enroll, and pupils between the ages of five years and sixteen years who are eligible to be admitted pursuant to N.J.S.A. 18A:38-1 et seq. and N.J.A.C. 6A:22-3.1 et seq.

Domicile

- A. An individual's domicile is a legally declared address at which or from which the individual votes, pays income taxes, holds public office, etc. A person's domicile is the legal address at which he or she "claims" residence, whether or not he or she actually resides there on a regular basis, and, (as noted in C2 below) an individual may have only one such address;
- B. An individual may have only one legal domicile regardless of the number of properties owned or the places lived.
- C. The mere acts of owning a property, residing at an address, paying property taxes for it, paying utility bills, using it as a driver's license address, and automobile registration address, a credit card billing address, and insurance address, etc., are not sufficient to establish a place as a legal domicile.
- D. It is not necessary for an individual to actually reside at an address on a regular basis in order for it to be a legal domicile. A military "home of record" is a prime example of a legal domicile in which the individual does not reside, but from which that individual's children are entitled to a free public education.
- E. The documentation necessary to establish domicile may include one of the following:
 - 1. Deed to property, mortgage in lieu of deed, or tax bill;
 - 2. Lease or tenancy agreement;
 - 3. Sworn statement of a landlord if residing as a tenant without a lease;
Plus one of the following:
 - 4. Voter registration record;
 - 5. First page of Federal Income Tax return;
 - 6. First page of State Income Tax return;
 - 7. Medicaid Card, Welfare Card, or Food Stamp ID;
 - 8. Other — at Chief School Administrator discretion.
- F. Establishment of domicile by a parent is sufficient for registration/admission;
- G. Establishment of domicile by a non-parent is necessary for registration/admission, but establishment of pupil residency as noted under the Applicable Statute portion is still required.

Guardianship

- A. Guardianship is the legal responsibility for another individual, in this case the child or children entering school, and is established by one of the following:
 - 1. Parenthood;
 - 2. Court appointment;
 - 3. Appointment by a State Agency such as the Division of Child Protection and Permanence (DCP&P).

ADMISSION (regulation continued)

B. The documentation that must be presented at the time of registration relative to guardianship is one if the following:

1. Birth certificate;
2. Court guardianship assignment;
3. State documentation of foster parenthood;
4. Other State agency documentation assigning guardianship.

Conditions for Attendance by Nonresident Pupils Affidavit of Support

Affidavit of support is the assignment of financial responsibility for a child to a person other than the legal guardian. An affidavit of support includes a declaration of nonsupport by the guardian and an affidavit of support by the individual assuming responsibility for the child. Affidavits of support are intended for use by parents or guardians who cannot afford to support the child and are not intended to be used for "selection" of school districts. An affidavit of support is subject to the following requirements:

- A. The parent/guardian must submit a notarized affidavit stating that he or she cannot support the child, "due to a family or economic hardship and that the child is not residing with the resident of the district solely for the purpose of receiving a free public education within the district" (N.J.S.A. 18A:38-1);
- B. The resident of the district with whom the child will reside must sign a notarized affidavit stating that the child is residing with him or her because of a "family or economic hardship and that the child is not residing with the resident of the district solely for the purpose of receiving a free public education within the district" (N.J.S.A. 18A:38-1);
- C. The child must reside with the resident for more than the length of the school year;
- D. The resident with whom the child resides must accept full responsibility for the child's education;
- E. The resident with whom the child resides must provide complete financial support for the child and receive no assistance or compensation from the child's parent/guardian;
- F. The burden of proof concerning the eligibility of an affidavit student to attend district schools lies with the parent. The documentation required to support the claim may include, but is not limited to the following:
 1. Automobile insurance identification;
 2. Credit card billing address;
 3. Agreement of sale, contract to build, rental agreement for a legal residence in the district, notarized sworn statement of residency from a landlord for tenants without rental agreements;
 4. Tax bill;
 5. Utility bills;
 6. Voter registration;
 7. Employer Identification cards;
 8. Court Order assigning guardianship;
 9. Federal Income Tax Return;
 10. Deed;
 11. Legal documentation from agencies such as DCP&P or Family Care Network establishing the residence as a legitimate foster home;
 12. Legal documentation supporting receipt of aid for dependent children;
 13. Military identification of legal "home of record;"
 14. Medicaid Card;
 15. Legal documentation supporting placement by the State Bureau of Human Services.

Adopted:	October 13, 2004
Revised:	January 13, 2009, May 7, 2014
NJSBA Review/Update:	June 2015
Readopted:	August 12, 2015