

Determination of Residency Status

The custodial parent(s) or legal guardian(s) reside **IN** Utah:

Status of Student(s) Requesting Admission	Must Admit as Resident	May Admit as Resident	May Admit for Extenuating Circumstances	May Admit Under "Choice"	May Require DPA (Power of Attorney)	Must Admit if Meets McKinney-Vento Criteria	Charge Tuition
a. Student resides IN boundary with custodial parent/legal guardian	✓						
b. Student resides IN boundary and is in the custody of or supervised by a state agency.	✓						
c. Student resides IN district and is supervised by an approved ⁱ child placement agency.	✓						
d. Student resides with a responsible ⁱⁱ adult – custodial parent(s) or guardian(s) reside elsewhere.		✓	✓	✓	✓		
e. Student is emancipated or married.	✓						
f. Student is homeless ⁱⁱⁱ , no custodial parent(s) or legal guardian(s) in boundaries.						✓	
g. None of the above.			✓	✓	✓		

The custodial parent(s) or legal guardian(s) reside **OUTSIDE** Utah:

Status of Student(s) Requesting Admission	Must Admit as Resident	May Admit as Resident	May Admit for Extenuating Circumstances	May Admit Under "Choice"	May Require DPA (Power of Attorney)	Must Admit if Meets McKinney-Vento Criteria	Charge Tuition
h. Student resides with person designated by the court or district ^{iv} as legal guardian.	✓						No, unless ordered by court.
i. Student resides with noncustodial parent, grandparent, brother, sister, uncle, or aunt ^v .		✓	✓		✓		Maybe
j. Student is emancipated or married.	✓						
k. Student is homeless ^{vi} .						✓	
l. Student is supervised by a state agency under the Interstate Compact ^{vii} .							✓ ^{viii}
m. Student is a USOE approved ^{ix} exchange student.		✓					
n. None of the above.							✓

ⁱ Program must be licensed by the state and meet education support and coordination requirements (62A-2-108.1 and 62A-4a-606).

ⁱⁱ A responsible adult is defined as a resident 21 years of age or older who is willing and able to provide reasonably adequate food, clothing, shelter, and supervision for the child (53G-6-302).

ⁱⁱⁱ A child under 18 years of age who does not have a fixed, regular (is temporary), and adequate residence (R277-616-1C and Stewart B. McKinney Act, 42 USC 11432).

^{iv} The District may only grant consent guardianship if permitted under local board policies (53G-6-302).

^v This is only available if permitted under local board policies (53G-6-302).

^{vi} A child under 18 years of age who does not have a fixed, regular (is temporary), and adequate residence (R277-616-1C and Stewart B. McKinney Act, 42 USC 11432).

^{vii} A legal contract between states which must be effectuated through state Human Services and an analogous agency in another state (62A-4a-701 et. seq.)

^{viii} Student must be admitted to school; tuition must be paid unless the Utah state agency has assumed all financial responsibility for the student in which case the student is to be viewed as falling under b above.

^{ix} Program and student must satisfy requirements in 53F-2-303 and R277-615, otherwise student pays tuition.