

**EDUCATIONAL RESIDENCY AFFIDAVIT
(CUSTODIAL ADULT)**

STATE OF NORTH CAROLINA

COUNTY OF _____

IN THE MATTER OF:)

Name(s) of Child(ren))

_____)

_____)

_____)

_____)

Name of Custodian)

_____)

_____)

Street Address)

_____)

City State Zip

EDUCATIONAL RESIDENCY
AFFIDAVIT
(CUSTODIAL ADULT)
(N.C.G.S. Sec. 115C-366)

The undersigned affiant, being first duly sworn, says that:

1. I am more than 18 years of age and am competent to give this affidavit.
2. I am the custodial adult with whom the following child(ren) reside(s) at the above address:

<u>Full name of Child(ren)</u>	<u>Age</u>
_____	_____
_____	_____
_____	_____
_____	_____

3. I am domiciled in _____ County, North Carolina.

4. The above child(ren) reside(s) with me for the following reason(s):
_____ a. The death of a parent or legal guardian.
_____ b. The serious illness of a parent or legal guardian.
_____ c. The incarceration of a parent or legal guardian.

- _____ d. The abandonment by a parent or legal guardian of the complete control of the child(ren) as evidenced by the failure to provide substantial financial support and parental guidance.
 - _____ e. Abuse or neglect by a parent or legal guardian.
 - _____ f. The physical or mental condition of the parent or legal guardian is such that he or she cannot provide adequate care and supervision of the child(ren).
 - _____ g. The loss or uninhabitability of the student's home as the result of a natural disaster.
 - _____ h. The child(ren) is/are homeless.
 - _____ i. The child(ren) is/are special education students under the Individuals with Disability Education Act (IDEA).
5. The child(ren) is /are not currently under a term of suspension or expulsion from a school for conduct that could have led to a suspension or an expulsion from the local school administrative unit.
6. The child(ren)'s claim of residency in the unit is not primarily related to attendance at a school within the unit.

Check if applicable:

- _____ The parent or legal guardian is unable or unavailable to sign an affidavit regarding these facts.
- _____ The parent or legal guardian refuses to sign an affidavit regarding these facts.
- _____ I have received and accepted a power of attorney from the parent or legal guardian granting me responsibility for all educational decisions for the child(ren), including but not limited to receiving notices of discipline under G.S. 115C-391, attending conferences with school personnel, granting permission for school-related activities, and taking appropriate action in connection with student records.

WARNING OF PENALTY

This affidavit is made pursuant to N.C.G.S. § 115C-366 which provides in part as follows: "If it is found that the information contained in either or both affidavits is false, the local Board may, unless the student is otherwise eligible for school attendance under other laws or local board policy, remove the student from school. If a student is removed from school, the Board shall provide an opportunity to appeal the removal under the appropriate policy of the local Board and shall notify any person who signed the affidavit of this opportunity. If it is found that a person willfully and knowingly provided false information in the affidavit, the maker of the affidavit shall be guilty of a Class I misdemeanor and shall pay to the local Board an amount equal to the cost of educating the student during the period of enrollment. Repayments shall not include state funds."

This, the _____ day of _____ (month), _____ year.

AFFIANT

Subscribed and sworn to before me,

This the _____ day of _____, _____.

Notary Public

My Commission Expires on _____.