

**Resident and Non-Resident Students**

1. Resident Students

- A. Children of school age who are bona fide residents of Milford are entitled to school accommodations provided by the Milford Board of Education without payment of tuition.
- B. A bona fide resident for purpose of this policy is defined as:
  - 1. Any child who is residing with his or her parents or parent who is a bona fide resident of Milford, or
  - 2. Any child who is residing with a legally appointed guardian who is a bona fide resident of Milford.
  - 3. A legally emancipated minor or a child eighteen years of age or older who is residing in Milford with the intent to reside on a permanent basis.

II. Non-Resident Students

- A. Children of school age who are not residents of Milford but who are residing with adult relatives or non-relatives who are bonafide residents of Milford may be entitled to school accommodations provided by the Milford Board of Education without payment of tuition, provided that the child's residence in Milford, according to Connecticut General Statutes Law Section 10-253:
  - 1. is to be permanent. For the purpose of this policy, the term "permanent" shall be defined as the intent by the non-resident student, the Milford relative or non-relative, and the student's parent or guardian that said student intends to reside in Milford indefinitely;
  - 2. is provided by the Milford relative or non-relative without payment or compensation by the child's parent or legal guardian, and
  - 3. not for the sole purpose of attending Milford public schools.

The Superintendent shall require that affidavits shall be executed by both the child's parent or legal guardian and the Milford relative or non-relative attesting to the child's residence in Milford. The Superintendent may also require any other supporting documentation as she/he deems necessary.

- B. Except as provided above, children who are not bona fide residents of Milford may be permitted to attend Milford public schools at the discretion of the Milford Board of Education, or the Superintendent, or their designees, upon such terms as said Board shall establish on a space available basis. Said terms

may include the payment of appropriate tuition as determined by the Milford Board of Education. Non-resident students who are permitted to attend

**5118(b)**

Milford schools shall be responsible to provide their own transportation to and from school.

C. When a family moves from Milford during the school year, a child may continue to attend the Milford school he/she was attending for the remainder of the school year under the following terms and conditions:

1. The family will be required to pay tuition on a pro-rated basis for the balance of the school year if the family moves from Milford prior to May 1st of any school year. Seniors who have attended the Milford Public Schools since grade 9 may be allowed to complete their senior year without payment of tuition if the family moves on or after the second semester.

Exceptions for hardship cases may be made at the discretion of the Superintendent.

2. The family will not be required to pay tuition for the balance of the school year if the family moves from Milford on or after May 1st of any school year.

3. In all cases where a student continues in attendance in the Milford public schools after his/her family moves from Milford, responsibility for transportation to and from Milford must be provided by the family.

D. Children who are citizens of a foreign country may be permitted to attend the Milford public schools without payment of tuition, if they are participants in a foreign student exchange program, reside in Milford and are approved by the Superintendent.

E. The decision regarding the residency status of any child shall be made by the Superintendent. At the end of each school year, the Superintendent will review the status of each non-resident child enrolled pursuant to this policy for approval or denial for the ensuing school year.

F. The Superintendent shall require that parents or guardians of a child provide appropriate proof of residency in Milford prior to enrollment of their child in the Milford public schools. The Superintendent shall also require that parents or guardians of a child already enrolled in the Milford public schools provide appropriate proof of residency in Milford when there is:

1. Change of residence; address;
2. Return of school mailing by the U.S. Postal Services because addressee unknown at the address given to school;

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3. Report of non-resident status of student enrolled in Milford;
4. Other indications of non-residency.

Upon the suspicion of non-residency, an investigation which may include:

1. Study of documentation previously submitted by parent/guardian;
2. Requirement to submittal documents verifying a residency;
3. An investigation of tax records to determine residency;
4. Additional investigation if deemed necessary.

- G. In the event it is determined by the Superintendent of Schools that a child is not a legal resident of Milford and is not entitled to be provided free school accommodations by the Milford Board of Education, the parent or guardian of the child or the legally emancipated minor or child over the age of eighteen (18) shall be notified in writing pursuant to General Statute Section S10-186 that they have a right to request a hearing before the Milford Board of Education, or a committee of the Board, regarding this issue. The Board may appoint an impartial hearing board of one or more persons to conduct this hearing on behalf of the Board, in accordance with Connecticut General Statutes Section 10-186(b)(1). The Superintendent shall have the discretion to appoint an impartial hearing officer as directed from time to time by the Board.
- H. In the event it is determined that a child is not legally entitled to be provided school accommodation by the Milford Board of Education without the payment of tuition, the Milford Board of Education may, pursuant to Connecticut General Statute S10-186 assess the child's parent or guardian for tuition for that period of time that the child was not legally entitled to attend the Milford Public Schools and may seek civil remedies to collect any unpaid assessments of tuition.

Legal Authority: Connecticut General Statute 10-253, 10-186

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MILFORD PUBLIC SCHOOLS  
Milford, Connecticut