

Students

Residency Based on Parent/Guardian Employment

MUSD Staff Members

MUSD Staff member's children will be allowed to attend MUSD schools regardless of class size and as long as they are employed by the District. If their parent is no longer employed by the District the student may finish out the school year.

District residency status may be granted to a student whose parent/guardian works within the District boundaries.

When applying for his/her child's admission to a district school based on employment, the parent/guardian shall provide proof of employment within district boundaries, such as a paycheck stub or letter from the employer.

The Governing Board may deny enrollment based on parent/guardian employment if any of the following circumstances exists:

1. The additional cost of educating the student would exceed the amount of additional state aid received as a result of the transfer. (Education Code [48204](#))
2. Enrollment of the student would adversely affect the district's court-ordered or voluntary desegregation plan. (Education Code [48204](#))
3. The school facilities are overcrowded at the relevant grade level.
4. Other circumstances exist that are not arbitrary. (Education Code [48204](#))

The student's parent/guardian shall be notified in writing of the Board's decision to deny admission. The notice shall include specific reasons for the denial.

Students enrolled in the District on the basis of parent/ guardian place of employment shall not be obliged to reapply for enrollment the next school year. They may continue to attend school in the district through the 12th grade, or the highest grade provided by the district, if the parent/guardian so chooses, and if one or both of the student's parents/guardians continue to be employed within district boundaries, subject only to restrictions specified in law related to excess costs and negative impact on desegregation plans. (Education Code [48204](#))

District Students Attending Other Districts Based on Parent/Guardian Employment

When a student's parents/guardians request a transfer to another district based on the parent/guardian's employment within that other district, the Board may deny the request if the percentage of district students admitted to other districts on the basis of parent/guardian employment exceeds the limits prescribed in Education Code [48204](#). A transfer may also be denied if the Board determines that the transfer would negatively impact a court-ordered or voluntary desegregation plan. (Education Code [48204](#))

The student's parent/guardian shall be notified in writing of the Board's decision to deny the transfer. The notice shall include specific reasons for the denial.

Legal Reference:

Education Code

48200-48204 Persons included (compulsory education law)

ATTORNEY GENERAL OPINIONS

84 Ops.Cal.Atty.Gen. 198 (2001)