



**Subject:** Residency Investigation

**Effective Date:** February 7, 2023

**Approved By:** Board of Directors

**Policy:** 5032.1

### Residency Investigation: Board Policy

When the Superintendent or designee reasonably believes that a student's parent/guardian has provided false, unreliable, or has not updated valid evidence of current residency, they may make reasonable efforts to determine that the student meets the charter's residency requirements. An investigation may be initiated when the Superintendent or designee is able to identify specific, articulable facts supporting the belief that the parent/guardian has provided false or unreliable evidence of residency. (Education Code 48204.1, 48204.2)

The Superintendent or designee may assign a trained charter employee to conduct the investigation to identify specific, articulable facts supporting the belief that the parent or legal guardian of the pupil has provided false or unreliable evidence of residency. The investigation may include the examination of records, including public records, and/or interviews of persons who may have knowledge of the student's residency.

School employees are prohibited from the surreptitious photographing or video-recording of pupils who are being investigated. The collection of images is not covert if the technology is used in open and public view.

Employees and contractors of the charter school engaged in the investigation are required to identify themselves truthfully as such to individuals contacted or interviewed during the course of the investigation. The school is required to specify the basis for a determination of nonresidency of a pupil, and provide a process to appeal that determination. If an appeal is made, the burden shall be on the appealing party to show why the decision of the school district should be overruled.