

Davis School District Policy and Procedures

Subject: 5S-003 Compulsory Education Attendance Exemption for Home Instruction

Index: Student Services – *Enrollment and Registration*

Revised: July 18, 2019

1. PURPOSE AND PHILOSOPHY

In a spirit of cooperation with parents who choose to establish a home school education for their child, the Board of Education of Davis School District (Board) establishes the following policy to comply with State law and facilitate the request for release of the school-aged minor from compulsory education attendance requirements.

2. POLICY

- 2.1 The Board shall excuse a school-age child from attendance, if the school-age child's parent files a signed and notarized affidavit with the District Student and Family Resources Department, that:
 - 2.1.1. the school-age child will attend a home school; and
 - 2.1.2. the parent assumes sole responsibility for the education of the school-age child except to the extent the school age minor is dual enrolled in a public school as provided in [Utah Code Ann. §53G-6-702](#).
- 2.2. A signed and notarized affidavit filed in accordance with this policy shall remain in effect as long as:
 - 2.2.1. the school-age child attends a home school; and
 - 2.2.2. the Davis School District (District) remains the school-age minor's district of residence as defined in [Utah Code Ann. §53G-6-302](#).
- 2.3. District Responsibilities
 - 2.3.1. The District Student and Family Resources Department will coordinate services, respond to questions, and provide information regarding compulsory education exemptions.
 - 2.3.2. The Director of Admissions shall issue a **Compulsory Attendance Exemption Certificate for Home Instruction** to applicants that meet the requirements of the policy as stated herein within thirty (30) days of receipt of a signed and notarized affidavit; and on or before August 1 each year thereafter, unless the school-age child:
 - [a] enrolls full-time in a District school;
 - [b] no longer attends a home school; or
 - [c] has moved outside the District boundaries.
 - 2.3.2. At the request of a parent, the District may provide the following items at costs established by the Board.
 - [a] Textbooks, when available and needed. Replacement cost is to be charged for damaged books or books not returned to the school at the end of the school year. Parents may choose to purchase adopted textbooks from available suppliers.
 - [b] Public school achievement tests as outlined in Utah Administrative Code R277-604 and District Policy [4I-005 Assessments of Student Achievement](#).
 - [c] District supported classes for parents.
 - 2.3.3. At the request of a parent, the District Teaching and Learning Department may identify the knowledge, skills, and competencies a student is recommended to

5S-003 Compulsory Education Attendance Exemption for Home Instruction

attain by grade level and subject area to assist the parent in achieving college and career readiness through home schooling.

2.4. District Enrollment Options

Students exempted from compulsory public school education for instruction in a home school are eligible to participate in a course, co-curricular activity, or extracurricular activity, consistent with District policy [5S-001 Enrollment Options for Students](#) and [5S-200 Minimum Standards of Eligibility for Extracurricular Participation](#).

2.5. Re-Entry to District Schools

2.5.1. Students exempted from compulsory attendance requirements who choose to re-enter a District school will be admitted under the same entrance requirements as other students entering District schools.

2.5.2. The student will be placed in the grade levels, classes, or courses that the student's parent, in consultation with the school administrator, determine are appropriate based on the parent's assessment of the student's academic performance.

2.5.3. Within thirty (30) days of a home school student's placement in a public school grade level, class, or course, either the student's teacher or the student's parent may request a conference to consider changing the student's placement, in accordance with procedures outlined in [Utah Code Ann. §53G-6-706\(3\)](#).

2.5.4. This section does not apply to a student who is dual enrolled in a District school and a home school pursuant to [Utah Code Ann. §53G-6-702](#).

2.6. Credit Evaluation

Credit requests for home instruction will be evaluated under the provisions provided in District Policy [4I-006 Credit Evaluation Standards and Guidelines](#).

5S-003 Compulsory Education Attendance Exemption for Home Instruction

DEFINITIONS

“**Affidavit**” means a written declaration or statement of facts, made voluntarily, and confirmed by the oath or affirmation of the party making it, taken before a person having authority to administer such oaths or affirmations (such as a notary public).

“**Home Instruction or Home School**” means that a person having control of a minor between six (6) and eighteen (18) years of age accepts the responsibility for providing the education of such minor at home in accordance with law instead of having the minor attend a public or regularly established private school.

“**Full-time student**” means, for purposes of participation in student activities, a student enrolled in a Davis School District school a minimum of three-fourths (3/4) of the full day.

REFERENCES

[Utah Code Ann. §53G-6-302](#) – Child’s school district of residence – Determination – Responsibility for providing educational services.

[Utah Code Ann. §53G-6-204](#) – Minors Exempt from School Attendance.

[Utah Code Ann. §53G-6-702](#) – Dual Enrollment.

[Utah Code Ann. §53G-6-703](#) – Private school and home school students; participation in extracurricular activities in a public school.

[Utah Code Ann. §53G-6-706](#) – Placement of a home school student who transfers to a public school.

[Utah Administrative Code R277-438](#) – Dual Enrollment.

[Utah Administrative Code R277-604](#) – Private School, Home School, and Bureau of Indian Education (BIE) Student Participation in Public School Achievement Tests.

FORMS

[Affidavit Compulsory Education Exemption](#)

RELATED POLICIES

[4I-005 Assessments of Student Achievement](#)

[4I-006 Credit Evaluation Standards and Guidelines](#)

[5S-001 Enrollment Options for Students](#)

[5S-200 Minimum Standards of Eligibility for Extracurricular Participation](#)

DOCUMENT HISTORY:

Adopted: January 11, 1991

Revised: May 18, 1999 – To allow for participation as members in competitive activities.

Revised: July 14, 2009 – Added section 2.2.1[b] need to issue certificate of exemption within 30 days of request. Removed instruction requirements and appeals process. Updated language under participation in extracurricular activities to match language in District policy 5S-400.

Revised: September 1, 2009 – No change to content, renumbered from 4I-102 to 5S-003 with reorganization of Policy Table of Contents.

Revised: June 18, 2014 – Updated language to comply with changes in the law. Modifies procedures for excusing from public school attendance a school-age minor who attends a home school; eliminates instructional requirements for a school-age minor who attends a home school.

Revised: July 16, 2019 (by consent) - Five-year review. Non-substantive changes.