

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

SESSION LAW 2007-283
HOUSE BILL 1357

AN ACT TO ALLOW A CHILD WHO IS NOT A DOMICILIARY OF A LOCAL SCHOOL ADMINISTRATIVE UNIT TO ATTEND, WITHOUT PAYMENT OF TUITION, THE PUBLIC SCHOOLS OF THAT UNIT IF THE CHILD RESIDES WITH AN ADULT WHO IS A DOMICILIARY OF THAT UNIT BECAUSE THE CHILD'S PARENT OR GUARDIAN HAS BEEN CALLED TO ACTIVE MILITARY DUTY OR ACTIVE DUTY WITH THE NATIONAL GUARD.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 115C-366(a3)(1) is amended by adding a new sub-subdivision to read:

"§ 115C-366. **Assignment of student to a particular school.**

(a3) A student who is not a domiciliary of a local school administrative unit may attend, without the payment of tuition, the public schools of that unit if all of the following apply:

(1) The student resides with an adult, who is a domiciliary of that unit, as a result of any one of the following:

...

g. The parent or legal guardian is on active military duty and is deployed out of the local school administrative unit in which the student resides. For purposes of this sub-subdivision, the term 'active duty' does not include periods of active duty for training for less than 30 days. Assignment under this sub-subdivision is only available if some evidence of the deployment is tendered with the affidavits required under subdivision (3) of this subsection."

SECTION 2. This act is effective when it becomes law.

In the General Assembly read three times and ratified this the 16th day of July, 2007.

s/ Marc Basnight
President Pro Tempore of the Senate

s/ Joe Hackney
Speaker of the House of Representatives

s/ Michael F. Easley
Governor

Approved 2:17 p.m. this 27th day of July, 2007