

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2007**

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**HOUSE BILL 1357**

Short Title: Military Children May Attend Public Schools. (Public)

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Sponsors: Representatives Daughtry, Killian (Primary Sponsors); Faison, Glazier, Harrison, Insko, Moore, Pate, and Tarleton.

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Referred to: Education.

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April 10, 2007

A BILL TO BE ENTITLED

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

8 The General Assembly of North Carolina enacts:

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

11 "**§ 115C-366. Assignment of student to a particular school.**

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

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

17 ...

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

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