

BP 3121 Form
Educational Authorization Affidavit
Missoula County Public Schools

The completion and signing of the affidavit before a notary public are sufficient to authorize educational enrollment and services and school-related medical care for the named child. Please print clearly.

The child named below lives in my home, and I am 18 years of age or older.

Name of child:

Child's date of birth:

My name (caretaker relative):

My date and year of birth:

My home address:

My relationship to the child:

(The caretaker relative must be an individual related by blood, marriage, or adoption by another individual to the child whose care is undertaken by the caretaker relative, but who is not a parent, foster parent, stepparent, or legal guardian of the child.)

I hereby certify that this affidavit is not being used for the purpose of circumventing school residency laws, to take advantage of a particular academic program or athletic activity, or for an otherwise unlawful purpose.

Was the child subject to formal disciplinary action, including suspension or expulsion, at the child's previous school? Yes or No

The school may require the child to comply with a behavior contract as a condition of enrollment.

Check the following if true (all must be checked for this affidavit to apply):

1. A parent of the child identified above has left the child with me and has expressed no definite time period when the parent will return for the child.
2. The child is now residing with me on a full-time basis.
3. I am unable to locate or contact the parents of the child at this time to notify them of my intended authorization, or the parents refuse to regain custody of the child even though I have asked in writing that the parents do so.
4. No adequate provision, such as appointment of a guardian ad litem or execution of a power of attorney, has been made for enrollment of the child in school, other educational services, or educationally related medical services.

Do Not Sign This Form If Any Of The Statements Above Are Incorrect, Or You Will Be Committing A Crime Punishable By A Fine, Imprisonment, Or Both.

I declare under penalty of false swearing under the laws of Montana that the foregoing is true and correct.

Signed this day of:

Signature of caretaker relative:

On this day of _____ 20____, before me, a Notary Public for the State of Montana, personally appeared _____, known to me to be the person named in the foregoing Educational Authorization Affidavit, and acknowledged to me that _____ executed the same as _____ free act and deed for the purposes therein mentioned.

IN WITNESS THEREOF, I have hereunto set my hand and affixed my notarial seal the day and year in this certificate first above written.

(Seal) _____ (Print)
Notary Public for the State of Montana
Residing at _____, Montana
My commission expires: _____

Notes:

1. Completion of this affidavit does not affect the rights of the child's parents or legal guardian regarding the care, custody, and control over the child and does not mean that the caretaker relative has legal custody of the child.

2. A person who relies on this affidavit has no obligation to make any further inquiry or investigation.
3. The completed affidavit is effective for the earlier of:
 - a. The end of the first school year after delivery of the affidavit to a school district;
 - b. Until it has been revoked by the caretaker relative; or
 - c. Until the child no longer resides with the caretaker relative.

To Caretaker Relatives:

If the child stops living with you, you shall notify anyone to whom you have given this affidavit, as well as anyone who received the affidavit from someone else.

To Public and Private School Officials and Public and Private Health Care Providers:
A public or private school official may require additional reasonable evidence that the caretaker relative lives at the address provided on the affidavit form.

A public or private entity or individual who acts in good faith reliance upon a caretaker relative educational authorization affidavit to enroll a child in school or provide educational services or educationally related medical care, or both, without actual knowledge of facts contrary to those indicated in the affidavit, is not subject to criminal prosecution or civil liability to any person, or subject to any professional disciplinary action, for reliance on the affidavit completed.

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