

**BOARD AGENDA ITEM**

**November 14, 2023**

***SUBJECT:***

Adoption of the following policy:

Policy JFABD Admission of Homeless Students, Second Reading

***BACKGROUND INFORMATION:***

The Office of Elementary and Secondary Education in the Department of Education issues guidelines for States related to requirements under the McKinney-Vento Homeless Assistance Act (McKinney-Vento Act), as amended by the Every Student Succeeds Act (ESSA). These guidelines ensure that homeless children and youths have equal access to the same free, appropriate public education, including a public preschool education, as is provided to other children and youths. The SEA and LEAs in the State must review and revise any laws, regulations, practices, or policies that may act as barriers to the identification, enrollment, attendance, or success in school of homeless children and youths.

***ADMINISTRATIVE CONSIDERATION:***

Districts are required to have policy for the admission of homeless students and dispute resolution procedures. Administration recommends Policy JFABD Admission of Homeless Students, Second Reading, to comply with requirements under the McKinney-Vento Homeless Assistance Act.

***RECOMMENDATION:***

Approve the following policy:

Policy JFABD Admission of Homeless Students, Second Reading

***ATTACHMENTS:***

Policy JFABD Admission of Homeless Students, Second Reading

***PREPARED BY:***

Carl White  
Vicki Miller-McCarthy  
Salvatore Minolfo

## Policy

# ADMISSION OF HOMELESS STUDENTS

Code **JFABD** Issued **11/23**

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Homeless students in the District will have access to the education and other services needed to ensure that an opportunity is available to meet the same academic achievement standards to which all students are held.

A liaison for students in homeless situations will be designated by the District to carry out duties as required by law.

The District will ensure that homeless students are not stigmatized nor segregated on the basis of their status as homeless. A homeless student will be admitted to the District school in the attendance area in which the student is actually living or to the student's school of origin as requested by the parent/legal guardian and in accordance with the student's best interest. Transportation will be provided to and from the student's school of origin at the request of the parent/legal guardian, or in the case of an unaccompanied student, the District's liaison for homeless students.

An unaccompanied youth or the parent/legal guardian of a homeless student may request a State-level review of the District's final decision regarding an enrollment issue. Under no circumstances will the resolution of a dispute delay the enrollment of said student.

The District will not deny any admission to any student on the basis of race, religion, color, creed, sex, sexual orientation, immigrant status or English-speaking status, national origin, or disabling condition.

The Superintendent will develop administrative procedures to implement this policy.

Adopted 11/14/23

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### Legal references:

- A. Federal Law:
  - 1. McKinney-Vento Homeless Education Improvements Act of 2001, P.L. 107-110, 42 U.S.C. Sections 11431-11435.
  - 2. No Child Left Behind Act of 2001, P.L. 107-110, Section 1115.
- B. State Board of Education Regulations:
  - 1. 43-272.2 – Review process for homeless children and unaccompanied youth.