

## Students

### Education of Homeless Children

#### I. Purpose

This policy ensures that children and youth who are experiencing homelessness receive the same educational opportunities as other students who are not homeless. This policy is intended to ensure that the district is in full compliance with the McKinney–Vento Homeless Assistance Act.

#### II. General Statement of Policy

The school board intends that children and youth who are experiencing homelessness have the opportunity to meet the same challenging state and district standards expected of all students. Students in homeless situations should have access to the education and other services they need to meet the standards, including the school choice provisions of the district. Children and youth who are homeless are to be provided educational services comparable to those received by any student in the district.

#### III. Definitions

For purposes of this policy, the definitions included in this section apply.

- A. The term “the Act” means Subtitle B of Title VII of the McKinney–Vento Homeless Assistance Act 42 U.S.C. 11431 et seq.
- B. The term “homeless children and youth” means individuals who lack a fixed, regular, and adequate nighttime residence as those terms are defined in law. They include:
  1. Children and youths who are sharing the housing of other persons due to loss of housing, economic hardship, or similar reason; are living in motels, hotels, trailer parks, or camping grounds due to the lack of alternative adequate accommodations; are living in emergency or transitional shelters; or are abandoned in hospitals.
  2. Children and youths who have a primary nighttime residence that is a public or private place not designed for or ordinarily used as a regular sleeping accommodation for human beings.
  3. Children and youths who are living in cars, parks, public spaces, abandoned buildings, substandard housing, bus or train stations, or similar settings.

4. Migratory children, as this term is defined in section 1309 of the Elementary and Secondary Education Act of 1965, who qualify as homeless for the purposes of this definition because the children are living in circumstances described in the McKinney–Vento Homeless Assistance Act.
- C. “School of origin” means the school the student attended when they last had permanent housing, or the school last attended.
- D. “Homeless liaison” is a person designated by the school district as the district contact for students in homeless situations. A homeless liaison will carry out the provisions of law.
- E. The above definitions will automatically be modified if the Act modifies these definitions.

#### IV. School Selection and Enrollment

- A. The school district will keep students who are in homeless situations in their school of origin, as that term is defined in Section III of this policy, to the extent feasible, unless it is against the parent’s or guardian’s wishes. If the school of origin is in another district, the student has the right to continue to attend that school at no cost. The cost of transportation will be borne by the two school districts. Students may stay in their school of origin the entire time they are homeless and until the end of any academic year in which they move into permanent housing.
- B. Students may choose to enroll in any public school that students living in the same attendance area are eligible to attend.
- C. If a student is sent to a school other than the school of origin or the school requested by a parent or guardian, the district will provide a written explanation of its decision and inform the parent or guardian of their right to appeal, regardless of whether the parent or guardian disputes the placement. The superintendent will develop a dispute resolution process consistent with the provisions of Section VI of this policy.
- D. The district homeless liaison will assist unaccompanied youth, who are not in the custody of a parent or guardian, in choosing and enrolling in a school consistent with the provisions of the Act.
- E. The district will immediately enroll students in homeless situations even if they do not have required documents such as school records, medical records, proof of residency, or other documents required by the district. If a student does not have immunizations, or immunization or other medical records, the homeless liaison will immediately assist in obtaining them. The student will be enrolled in school in the interim. Educational and medical records will be

obtained as soon as possible, consistent with the provisions of Minnesota law, by the district health coordinator.

- F. Homelessness alone is not a reason to separate students from the mainstream school environment. These students will not be segregated in separate schools, separate programs within schools, or separate settings. This does not prohibit special programs for short periods of time for health and safety emergencies or to provide temporary, special, and supplemental services for the students.
- G. Services provided with revenue from the Act will not replace the regular academic program and will be designed to expand upon or improve services provided as part of the district's regular academic program.

#### V. Transportation

- A. At the request of the parent or guardian, homeless students will be provided transportation to and from their school of origin consistent with the district regulations regarding miles from school and other transportation policies and regulations. For unaccompanied youth, such transportation will be provided when requested by the homeless liaison.
- B. If the homeless student's school of origin is outside of the district, the two districts will apportion the transportation cost consistent with the regulations of the superintendent.

#### VI. Dispute Resolution Process

- A. Any disputes regarding the educational placement of homeless children and youth will be expeditiously addressed through a dispute resolution process developed by the superintendent consistent with the provisions of the Act.
- B. Pending the results of the dispute resolution process, the student will immediately be placed in the school of the parent's or guardian's choice.

#### VII. Responsibilities of the Superintendent

- A. The superintendent may develop regulations deemed necessary to carry out this policy.
- B. The superintendent will appoint a person(s) to function as the homeless liaison.

#### Legal Reference:

42 U.S.C. § 11431 *et seq.* (McKinney–Vento Homeless Assistance Act)

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