

# Dyer County Board of Education

Descriptor Term:

**Homeless**

Descriptor Code:

**JBCB**

Rescinds:

**JBCB**

Board Approved:

**10/2/19**

Board Approved:

**4/1/03**

1 A homeless student shall have equal access to the same free, appropriate public education as provided to  
2 other children and youths.<sup>1</sup>

3  
4 Homeless students are individuals who lack a fixed, regular, and adequate nighttime residence.<sup>2</sup>  
5 Homeless students include:<sup>2</sup>

- 6  
7 1. Students sharing the housing of other persons due to loss of housing, economic hardship, or  
8 similar reason; students living in motels, hotels, trailer parks, or camping grounds due to the lack  
9 of alternative adequate accommodations; students living in emergency or transitional shelters; or  
10 students abandoned in hospitals;
- 11 2. Students who have a primary nighttime residence that is a public or private place not designed for  
12 or ordinarily used as a regular sleeping accommodations for human beings.
- 13 3. Students living in cars, parks, public spaces, abandoned buildings, substandard housing, bus or  
14 train stations, or similar settings; and
- 15 4. Migratory students who are living in circumstances described above.

## 16 17 **ENROLLMENT**

18  
19 Homeless students shall be immediately enrolled, even if the student is unable to produce records  
20 normally required for enrollment (i.e. academic records, immunization records, health records, proof of  
21 residency), or missed the district's application or enrollment deadlines.<sup>3</sup> Parents/guardians are required  
22 to submit contact information to the district's homeless coordinator.<sup>3</sup>

## 23 24 **PLACEMENT**

25  
26 For the purposes of this policy, school of origin shall mean the school that the student attended when  
27 permanently housed or the school in which the student was last enrolled, including a preschool/pre-k  
28 program.<sup>9</sup> School of origin shall also include the designated receiving school at the next grade level  
29 when the student completes the final grade level served by the school of origin.<sup>9</sup>

30  
31 Placement shall be determined based on the student's best interest.<sup>4</sup> At all times, a strong presumption  
32 that keeping the student in the school of origin is in the student's best interest shall be maintained, unless  
33 doing so would be contrary to a request made by the student's parent/guardian or the student in the case  
34 of an unaccompanied youth.<sup>5</sup> When determining placement, student-centered factors, including but not  
35 limited to impact of mobility on achievement, education, health, and safety shall be considered.<sup>5</sup> The  
36 choice regarding placement shall be made regardless of whether the student lives with their homeless  
37 parents/guardians or has been temporarily placed elsewhere.<sup>6</sup>

38  
39 If it is not in the student's best interest to attend the school of origin, or the school requested by the  
40 parent/guardian or unaccompanied youth, the director or his/her designee shall provide a written  
41 explanation of the reasons for the determination, in a manner, and form that is understandable to the  
42 parent/guardian or unaccompanied youth.<sup>5</sup> The written explanation shall include a statement regarding  
43

1 the right to appeal the placement decision.<sup>5</sup> If the placement decision is appealed, the district shall refer  
2 the parent/guardian or unaccompanied student to the homeless coordinator, who shall carry out the  
3 dispute resolution process as expeditiously as possible and in accordance with the law.<sup>7</sup> Upon notice of  
4 an appeal, the director of schools shall immediately enroll the student in the school in which enrollment  
5 was sought pending a final resolution of the dispute, including all available appeals.<sup>7</sup>

## 6 7 **RECORDS**

8  
9 Records ordinarily kept by the school shall be maintained for all homeless students. Information  
10 regarding a homeless student's living situation shall be treated as a student education record, and shall  
11 not be considered directory information.<sup>8</sup>

## 12 13 **SERVICES**

14  
15 The director of schools shall ensure that each homeless student is provided services comparable to those  
16 offered to other student within the district, including transportation, special education services, programs  
17 in career and technical education (CTE), programs for gifted and talented students, and school nutrition.

18  
19 The director of schools shall designate a district homeless coordinator who shall ensure this policy is  
20 implemented throughout the district. The homeless coordinator shall ensure:

- 21  
22 1. Homeless students are quickly identified and have access to education and support services, to  
23 include Head Start and district pre-k programs;
- 24 2. Coordination with local social service agencies and other entities providing services to homeless  
25 students;
- 26 3. Coordinate transportation, transfer of records, and other interdistrict activities with other school  
27 districts;
- 28 4. Coordinate transportation to the school of origin or choice for homeless students;
- 29 5. Refer homeless students and their families to health care services, dental services, mental health  
30 and substance abuse services, and housing services;
- 31 6. Assist homeless students in obtaining immunizations, medical or immunization records, and any  
32 additional assistance that may be needed;
- 33 7. Public notice of the educational rights of homeless students is disseminated in places frequented by  
34 parents/guardians of homeless students, including schools, shelters, public libraries, and soup  
35 kitchens; and
- 36 8. Unaccompanied youth are enrolled and informed of their status as independent students.

37  
38 The director of schools shall develop procedures to ensure that homeless students are recognized  
39 administratively and that the appropriate and available services are provided for these students. The  
40 director shall ensure professional development is provided to school personnel providing services to  
41 homeless students.

### 42 43 \_\_\_\_\_ 44 Legal References:

- 45  
46 1. 42 USCS §§ 11431 to 11435; McKinney-Bento Education Improvements Act of 2001, Part C, §721
- 47 2. McKinney-Vento Act, as amended by ESSA (Pub. L. 114-95), § 725

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- 2 3. McKinney-Vento Act, as amended by ESSA (Pub. L. 114-95), § 722(g)(3)(C)(i), § 722(g)(3)(H)
- 3 4. McKinney-Vento Act, as amended by ESSA (Pub. L. 114-95), § 722(g)(3)(A)
- 4 5. McKinney-Vento Act, as amended by ESSA (Pub. L. 114-95), § 722(g)(3)(B)
- 5 6. McKinney-Vento Act, as amended by ESSA (Pub. L. 114-95), § 722(g)(3)(F)
- 6 7. McKinney-Vento Act, as amended by ESSA (Pub. L. 114-95), § 722(g)(3)(E)
- 7 8. McKinney-Vento Act, as amended by ESSA (Pub. L. 114-95), § 722(g)(3)(G)
- 8 9. McKinney-Vento Act, as amended by ESSA (Pub. L. 114-95), § 722(g)(3)(I)
- 9 10. McKinney-Vento Act, as amended by ESSA (Pub. L. 114-95), § 722(g)(4) – (6)

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