

EDUCATION FOR HOMELESS CHILDREN

The Board of Education recognizes its obligation to ensure that homeless children have access to the same free and appropriate public education provided to other children within the District. The District shall provide homeless students with access to education and other services necessary for these students to meet the same challenging performance standards as other students. Students shall not be segregated into a separate school or program based on their status as homeless, nor shall homeless students be stigmatized in any way.

The Superintendent or designee shall ensure that placement decisions for homeless students are based on the student's best interests as defined in law and administrative regulation.

The District shall provide transportation for a homeless student to and from a school of origin when the student has resided within the District and the parent/guardian requests that such transportation be provided. If the student moves outside of District boundaries but continues to attend this District's school of origin, the Superintendent or designee shall consult with the District Homeless Liaison in the district in which the student is now residing to agree upon a method to apportion the responsibility and costs of the transportation. (42 USC 11432)

Reference: Education Code 1980-1986 County Community Schools; 2558.2;
39807.5

Policy adopted: April 21, 2009; September 19, 2017

EDUCATION FOR HOMELESS CHILDREN

The term “homeless children and youth” is defined as individuals who lack a fixed, regular, and adequate nighttime residence and includes: (42 USC 1143a)

1. Children and youths who are sharing the housing of other persons due to loss of housing, economic hardship, or a 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; 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 regular sleeping accommodations 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 who qualify as homeless because the children are living in conditions described in (1) through (3) above.

School of origin means the school that the student attended when permanently housed or the school in the district in which the student was last enrolled, or another school that the student attended with which the student is connected and had attended within the immediately preceding 15 months.

Best interest means, to the extent feasible, continuing a student’s enrollment in the school or origin for the duration of his/her homelessness, except when doing so is contrary to the wishes of his/her parent/guardian.

Unaccompanied homeless youth means a youth not in the physical custody of a parent or guardian who meets the definition of homelessness.

District Liaison

The LEA must designate a staff member to serve as the liaison for homeless children and youth and ensure that the District Liaison is able to carry out his/her duties as legally required. The “Homeless Liaison” will provide information and assistance to schools within the Fullerton Joint Union High School District on the identification, needs, enrollment, and retention of homeless children and will collaborate with other districts and social service agencies. School districts shall be encouraged to appoint a school district designee who will be familiar with the needs of homeless children and who can provide information to school, personnel, and parents/guardians, or direct them to the appropriate person or agency.

The Superintendent designates the following staff member as the District liaison for homeless

Fullerton Joint Union High School District
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students:

Fullerton Joint Union High School District
Director of Educational Services
1051 W. Bastanchury Rd.
Fullerton, CA 92833
714-870-2800

The District's liaison for homeless students shall ensure that:

1. Homeless students are properly identified by school staff members and through coordinated activities with other entities and agencies and immediately enrolled.
2. Homeless students enroll in, and have a full and equal opportunity to succeed in, District schools.
3. Parents/guardians are informed of the educational and related opportunities and services available to their children and are provided with meaningful opportunities to participate in the education of their children to ensure equal access.
4. Notice of the educational rights of homeless children is disseminated at places where children receive services, such as schools, shelters, and other places where homeless children reside.
5. Enrollment disputes are mediated in accordance with law, Board policy, and administrative regulation.
6. Parents/guardians are fully informed of all available transportation services to the school of origin.
7. School personnel receive professional development and other support.
8. Families and students are referred to housing services and other resources.

Enrollment

Placement decisions for homeless students shall be based on the student's best interest. In determining a student's best interest, a homeless student shall, to the extent feasible, be placed in his/her school of origin, unless his/her parent/guardian requests otherwise.

When making a placement decision, the Superintendent or designee may consider the age of the student, the distance of the commute, and the impact it may have on the student's education, personal safety issues, the student's need for special instruction, the length of anticipated stay in the temporary shelter or other temporary location, likely area of future housing, school placement

of siblings, and the time remaining in the school year.

The student may continue attending his/her school of origin for the duration of the homelessness and until the end of any academic year in which he/she moved into permanent housing. If the homeless child moves into permanent housing before the end of the academic year, and the student is in high school, the local educational agency shall allow the formerly homeless child to continue his or her education in the school of origin through graduation.

In the case of an unaccompanied youth, the District's homeless liaison shall assist in placement or enrollment decisions, consider the views of the student, and provide notice to the student of his/her appeal rights.

If the student is placed at a school other than his/her school of origin or the school requested by his/her parent/guardian, the Superintendent or designee shall provide the parent/guardian with a written explanation of the decision along with a statement regarding the parent/guardian's right to appeal the placement decision.

Once a placement decision has been made, the principal or designee shall immediately enroll the student in the school of choice, even if the parent/guardian is unable to provide the school with the records normally required for enrollment.

The principal or designee shall immediately contact the school last attended by the student to obtain the relevant records. If the student needs to obtain immunizations or does not possess immunization or other medical records, the principal or designee shall refer the parent/guardian to the District homeless liaison. The liaison shall assist the parent/guardian in obtaining the necessary immunizations or records for the student.

Enrollment Dispute Resolution Process

If a dispute arises over school selection or enrollment in a particular school, the student shall be immediately admitted to the school in which enrollment is sought pending resolution of the dispute including all available appeals.

The parent/guardian shall be provided with a written explanation of the placement decision, including an explanation of the parent/guardian's right to appeal the decision. He /she shall also be referred to the District homeless liaison.

The written explanation shall be complete, as brief as possible, simply stated, and provided in language that the parent/guardian or student can understand. The explanation may include contact information for the District liaison, a description of the District's decision, notice of the right to enroll in the school of choice pending resolution of the dispute, notice that enrollment includes full participation in all school activities, and notice of the right to appeal the decision to the County Office of Education and, if the dispute remains unresolved, the California Department of Education.

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The District liaison shall carry out the dispute resolution process as expeditiously as possible after receiving notice of the dispute.

The District liaison shall provide the parent/guardian a copy of the school's decision, dispute form completed by the parent/guardian, and a copy of the outcome of the dispute by the District liaison.

If a parent/guardian disagrees with the liaison's enrollment decision, he/she may appeal the decision to the Superintendent. The Superintendent shall make a determination within five working days.

If a parent/guardian wishes to appeal the District's placement decision, the District liaison shall forward all written documentation and related paperwork to the homeless liaison at the County Office of Education.

In-Services Trainings:

It is imperative that comprehensive in-service training regarding the legal rights of homeless students, as defined under the Federal Law in the McKinney-Vento Act, be provided to school staff members. A review of Board Policy and District Procedures would be included as well as on the issues and needs of homeless families. Staff members from the Orange County Department of Education are available to assist and work cooperatively with school districts and agencies.

Regulation approved: April 21, 2009; August 21, 2017