



NEBO SCHOOL DISTRICT BOARD OF EDUCATION POLICIES AND PROCEDURES

SECTION: J - Students
POLICY TITLE: Students in Homeless Situations
FILE No.: JECC
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1. PURPOSE AND PHILOSOPHY

Federal law requires equal access to education for homeless children and youths. In accordance with the law and in order to facilitate the education of homeless children, Nebo School District will provide equal access to public education to homeless students and their families.

2. POLICY

2.1 The District will provide homeless students with services comparable to those given to other students. Such services include, but are not limited to:

2.1.1 Transportation services;

2.1.2 Educational services for which the student meets the eligibility criteria; such as Title I of the Elementary and Secondary Act of 1965, Section 504 of the Rehabilitation Act of 1973, the Individuals with Disabilities Education Act (IDEA), English as a Second Language (ESL) Programs.

2.1.3 School nutrition programs, including free breakfast and free lunch;

2.1.4 Programs for gifted and talented students; and

2.1.5 Programs in vocational and technical education.

3. DEFINITIONS OF A HOMELESS STUDENT

3.1 Pursuant to 42 U.S.C. §11434a(2), a child or youth is considered homeless if he or she lacks a fixed, regular, and adequate nighttime residence. This includes:

3.1.1 Children and youths who share housing with other persons due to loss of housing, economic hardship, or a similar reason;

- 3.1.2 Living in motels, trailer parks, or camping grounds due to the lack of alternative adequate accommodations;
- 3.1.3 Living in emergency or transitional shelters;
- 3.1.4 Abandoned in hospitals;
- 3.1.5 Awaiting foster care placement;
- 3.1.6 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;
- 3.1.7 Children and youths who are living in cars, parks, public spaces, abandoned buildings, substandard housing, bus or train stations, or similar settings; or
- 3.1.8 Migratory children that meet one or more of the above described conditions.

4. ENROLLMENT

A homeless child has the right to be enrolled in the school even if he or she is missing documents usually required for enrollment, such as birth certificate, immunizations, school records, guardianship, and residential status. A homeless child can enroll and attend class without giving a permanent address. Use of falsified document(s) in order to enroll may subject the person presenting the false records to liability for tuition or other costs.

5. SCHOOL PLACEMENT

Homeless students have the right to continue at the school they attended before becoming homeless (their “school of origin”) or until the end of the academic year in which they obtain permanent housing.

6. DISPUTE RESOLUTION

Homeless students may attend the school of his or her choice during enrollment disputes, pending resolution of the dispute. Dispute resolution will be carried out by the District’s Homeless Liaison at 350 South Main Street, Spanish Fork, Utah, 84660, telephone number (801) 354-7400. Nebo School District Homeless Student Dispute Resolution Form and Procedures may be obtained from the District’s Liaison or on the District’s Web site.

7. TRANSPORTATION

Homeless students are entitled to transportation to their school of origin or to the school where they are to be enrolled.

When the student is temporarily living within the district of the school of origin, the District will provide transportation. When the student is living within a different school district than the school of origin, both districts shall agree upon the apportionment of transportation costs, or if the districts are unable to agree, both districts will equally share the cost of transportation to school.

Reasonable transportation arrangements will be made in consultation with the parent/legal guardian or student.

8. QUESTIONS

If you are unsure whether a certain situation qualifies as a homeless situation, please contact the District Homeless Liaison at (801) 354-7400.

EXHIBITS

None

REFERENCES

McKinney-Vento Homeless Education Assistance Improvements Act of 2001
42 U.S.C. §11431, et seq.

FORMS

Nebo School District Homeless Student Dispute Resolution Form
Nebo School District Homeless Student Dispute Resolution Procedures
