



# McKinney-Vento Reauthorization 101

PELL Meeting  
September 9, 2016  
Frank Migali, MBA  
State Director for Homeless Education

# Reauthorization

- The Every Student Succeeds Act (ESSA) was signed into law on December 10, 2015
- ESSA reauthorizes ESEA and the education subtitle of the McKinney-Vento Act and includes substantive changes for the EHCY Program
- The information provided in this presentation is the best information currently available, but may change
- ADE/Homeless Education Office will be providing increased technical assistance on McKinney-Vento implementation as implementation approaches
- Visit <http://www.azed.gov/populations-projects/home/homeless/> for more information and a link with specific Reauthorization information.

## McKinney-Vento Homeless Education

### Education for Homeless Children & Youth



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- [Program Description](#)
- [State and Federal Law](#)
- [ADE Guidance](#)
- [Arizona Data on Homeless Children and Youth](#)
- [Database of Local Liaisons](#) (updated 03/07/2016)
- [Resources for Local Liaisons](#)
- [Dispute Resolution & State-Level Appeals](#)
- [McKinney Vento Orientation – Power Point](#) (Updated 08/10/2015)
- [National Resources](#)
- [Arizona Resources](#)
- [Local Liaison Resource Documents](#)
-  [Every Student Succeeds Act of 2015 – McKinney-Vento Reauthorization](#)



#### Contact Information

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## Every Student Succeeds Act of 2015 – McKinney-Vento Reauthorization

- Full Text of Every Student Succeeds Act of 2015 (McKinney-Vento, pages 871-908)
- Federal Register 03/17/2016
- ESSA Summary & Comments (Courtesy of Brustein & Manasevit, PLLC)
- Summary of Major Amendments (Courtesy of NAEHCY)
- Timeline for Implementation (Courtesy of NAEHCY)
- McKinney-Vento Reauthorization 101 Power Point (03/31/2016)

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## UPCOMING EVENTS

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# Objective

To provide a summary of the amendments to the McKinney-Vento Homeless Education Assistance Improvements Act and Every Student Succeeds Act



ESSA Reauthorization  
McKinney-Vento  
Homeless Assistance Act

# Capacity & Training

- Includes an increased emphasis on ensuring adequate capacity and training for State Coordinators and local liaisons to be able to carry out their duties sufficiently
- Requires states to adopt policies and practices to ensure local liaison participation in professional development and technical assistance activities
- As part of an increased overall emphasis on identification, requires training for local liaisons and other LEA personnel on the identification and specific needs of McKinney-Vento eligible students, and definitions of legislative terminology

# Capacity & Training

- Specifies a broader list of role groups to be trained, including
  - Local liaisons and other LEA personnel
  - School administrators, principals, and other school leaders
  - Teachers
  - Enrollment personnel
  - Special education and specialized instructional support personnel
  - Attendance officers
  - Early education program personnel
  - Housing, RHYA, and child care providers
  - Child welfare, social service, law enforcement, mental health, and domestic violence agencies

# New State Coordinator Responsibilities

- Requires the annual posting of the number of homeless children and youth identified in the state to the SEA website
- Requires SCs to ensure that homeless parents, children, and youth are informed of the duties of the local liaison and post an annually updated list of local liaisons to the SEA website
- Requires SCs to respond to parent/guardian/youth inquiries to ensure that homeless children and youth receive the protections and services to which they are entitled

# Removal of Barriers

- Increased emphasis on identifying and removing barriers to receiving credit for partial or full coursework completed satisfactorily at a previous school
- Increased emphasis on identifying and removing barriers for homeless students meeting eligibility criteria to participation in academic and extracurricular activities, including:
  - Magnet and charter schools
  - Summer school
  - Career and technical education
  - Advanced placement courses
  - Online learning

# Removal of Barriers

- Requires the removal of barriers to school enrollment and participation due to absences or outstanding fees or fines
- Requires the immediate enrollment of homeless children and youth, even if they missed application or enrollment deadlines during any period of homelessness
- Broadens the reference to barriers related to immunization and immunization records to include screenings and other health records

# Identification & Eligibility

- Includes an increased emphasis on the identification of McKinney-Vento eligible students
  - Multiple additions of the word “identification” throughout the statute
  - Requirement for State Coordinators to provide training to local liaisons, school personnel, and community agencies on identification
- Removes “awaiting foster care placement” from the definition of *homeless* effective 12/10/16 ( effective 12/10/17 for DE and NV)
- Authorizes local liaisons, after receiving training, to determine eligibility for HUD programs for homeless children and youth and their immediate families, without further action from HUD

# School Stability

- Presumes that it is in a homeless child's best interest to continue attending the school of origin, unless this against the wishes of the parent/guardian/youth
- Specifies in statute that the school selection best interest determination should be made based on student-centered factors, including the impact of mobility on the student, and prioritizes the wishes of the parent/guardian/youth
- Broadens the definition of *school of origin* to include public preschool programs and feeder schools

# Transportation

- Removes the word “homeless” in references to school of origin transportation, resulting in transportation for the remainder of the academic year for formerly homeless students who have become permanently housed

## EXAMPLE

**NCLB wording:** “If the homeless child or youth continues to live in the area served by the local educational agency in which the school of origin is located”

**ESSA wording:** “If the child or youth continues to live in the area served by the local educational agency in which the school of origin is located”

# Preschool

- Includes an increased emphasis on access to preschool education for young homeless children
- Requires local liaisons to ensure access to public preschool programs, including Head Start and Early Head Start, and early intervention services under IDEA Part C, for young children with disabilities
- Broadens the definition of *school of origin* to include public preschool programs

# Higher Education

- Treats information about a homeless student's living situation as a student education record, not as directory information, under FERPA
- Requires LEAs to coordinate the provision of services under McKinney-Vento and IDEA for homeless students with disabilities

Q&A





# ESSA Reauthorization Title I – Homeless & Foster Children & Youth

# Title I State Plans

- Requires “timely and meaningful consultation” with various stakeholders within the state in the development of the plan
- Requires coordination with the McKinney-Vento Act and other federal statutes, including the Individuals with Disabilities Education Act (IDEA) and the Child Care and Development Block Grant Act (CCDBG)
- Requires the plan to demonstrate how the SEA will support LEAs in the identification, enrollment, attendance, and school stability of homeless children and youth

# Title I LEA Plans

- Requires “timely and meaningful consultation” with various stakeholders within the district in the development of the plan, including administrators of other programs mentioned in the Title I statute, principals, teachers, and parents
- Requires coordination with services provided under the McKinney-Vento Act
- Requires the plan to demonstrate
  - How the LEA will close the achievement gap between students meeting and not meeting state academic standards
  - How the LEA will support the school enrollment, attendance, and success of homeless children and youth, including through the homeless set-aside

# The Homeless Set-Aside

- Removes “who do not attend participating schools” from the reference to serving homeless students with the set-aside, clarifying that services may be provided to all homeless students using set-aside funds

## EXAMPLE:

**NCLB wording:** “homeless children who do not attend participating schools, including providing educationally related support services to children in shelters and other locations where children may live”

**ESSA wording:** “homeless children and youths, including providing educationally related support services...”

# The Homeless Set-Aside

- Mandates that the set-aside be determined
  - Based on the total LEA Title I allocation
  - Prior to any allowable LEA expenditures or transfers
- Encourages using an assessment of the needs of homeless children and youth in determining the set-aside
- Allows set-aside funds to fund the local liaison position and school-of-origin transportation (currently in effect under the 2016 omnibus bill)

# State Plans for Children In Foster Care

- Requires collaboration with the state child welfare agency to ensure educational stability for foster children, including
  - Continuing the student's enrollment in the school of origin, unless this is not in the student's best interest
  - Mandating immediate enrollment in a new school if it is not in the student's best interest to continue attending the school of origin
  - Requiring the immediate transfer of records between previous and enrolling schools
- Requires SEAs to appoint an SEA point of contact for child welfare agencies; this person can not be the State Coordinator for Homeless Education

# Local Plans for Children in Foster Care

- Requires collaboration with the state or local child welfare agency to
  - Appoint an LEA point of contact for child welfare agencies *if the local child welfare agency notifies the LEA that it has appointed a point of contact for LEAs*
  - Develop and implement written procedures for providing school-of-origin transportation for the duration of the time the child is in foster care within one year of ESSA enactment, including:
    - Ensuring transportation is received in a prompt and cost-effective manner

# Local Plans for Children in Foster Care

- Ensuring that the LEA provides transportation if additional costs are incurred if:
  - The local child welfare agency agrees to reimburse the LEA,
  - The LEA agrees to pay for the transportation, or
  - The local child welfare agency and LEA agree to share the cost of transportation

# Other Topics

- Requires Title I state report cards to
  - Disaggregate student achievement data for homeless and foster students
  - Disaggregate high school graduation rates for homeless and foster students

Q&A



# Contact Information

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