



SACRAMENTO CITY UNIFIED SCHOOL DISTRICT BOARD OF EDUCATION

Agenda Item# 10.4

Meeting Date: January 14, 2021

Subject: Public Hearing: First Reading of Revised Board Policy 6173, Education for Homeless Children

- Information Item Only
- Approval on Consent Agenda
- Conference (for discussion only)
- Conference/First Reading (Action Anticipated: _____)
- Conference/Action
- Action
- Public Hearing

Division: Legal Services

Recommendation: Approve revision to Board Policy 6173.

Background/Rationale: Section 11432(g)(1)(I-J) of the McKinney-Vento Homeless Assistance Act as reauthorized by the Every Student Succeeds Act (ESSA) states that LEAs are required to have developed, reviewed, and revised policies to remove barriers to the identification, enrollment, and retention of homeless children and youths. As provided by a letter from the California Department of Education, revisions to the policies concerning education for homeless children are necessary. No prior updates to BP 6173 have occurred since its adoption in 2007. Such updates and enactment include language in the CSBA Gamut model policies.

Documents Attached:

1. BP 6173 (Redlines)
2. November 30, 2020 Letter from the California Department of Education

<p>Estimated Time of Presentation: 5 Minutes Submitted by: Raoul Bozio, In House Counsel Approved by: Jorge A. Aguilar, Superintendent</p>

Sacramento City USD
Board Policy
BP 6173
Instruction

Education For Homeless Children

The Governing Board ~~recognizes its obligation~~desires to ensure that homeless students have access to the same, free, and appropriate public education provided to ~~all~~ other students within the district. ~~The district shall provide homeless students with access to education and other services necessary, including full access to before and after school and extra-curricular activities, for these students~~them to meet the same challenging ~~performance~~academic standards as other students.

(cf. 6011 - Academic Standards)

~~The~~ ~~Students shall not be segregated into a separate school or program based on their status as~~ Superintendent or designee shall identify and remove any barriers to the identification and enrollment of homeless, nor shall students and to the retention of homeless students due to absences or outstanding fees or fines. (42 USC 11432)

(cf. 3250 - Transportation Fees) ~~be stigmatized~~

(cf. 3260 - Fees and Charges)

(cf. 5113.1 - Chronic Absence and Truancy)

When there are at least 15 homeless students in any way the district or a district school, the district's local control and accountability plan (LCAP) shall include goals and specific actions to improve student achievement and other outcomes of homeless students. (Education Code 52052, 52060)

~~(cf. 3553 - Free~~0460 - Local Control ~~and Reduced Price Meals)~~ Accountability Plan)

The Superintendent or designee shall designate an appropriate staff person to serve as a liaison for homeless children and youths. The district liaison shall fulfill the duties specified in 42 USC 11432 to assist in identifying and supporting homeless students to succeed in school.

In order to identify district students who are homeless, the Superintendent or designee may give a housing questionnaire to all parents/guardians during school registration, make referral forms readily available, include the district liaison's contact information on the district and school web sites, provide materials in a language easily understood by families and students, provide school staff with professional development on the definition and signs of homelessness, and contact appropriate local agencies to coordinate referrals for homeless children and youth and unaccompanied youth.

(cf. 1113 - District and School Web Sites)

(cf. 4131 - Staff Development)

(cf. 4231 - Staff Development)

(cf. 4331 - Staff Development)

Information about a homeless student's living situation shall be considered part of a student's educational record, subject to the Family Educational Rights and Privacy Act and shall not be deemed to be directory information as defined in 20 USC 1232g. (42 USC 11432)

(cf. 5125 - Student Records)

(cf. 5125.1 - Release of Directory Information)

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

Each

~~(cf. 5111.13 - Residency for Homeless Children)~~

~~Transportation-homeless student shall be provided services that are comparable to services offered to other students in the school, including, but not limited to, transportation, educational programs for which the student meets the eligibility criteria (such as federal Title I services or similar state or local programs, programs for students with disabilities, and educational programs for English learners), career and technical education programs, programs for gifted and talented students, and school nutrition programs. (42 USC 11432)~~

~~The district shall provide transportation for a homeless student to and from his/her school of origin when the student is residing within the district. If the student moves outside of district boundaries, but continues to attend his/her school of origin within this district, the Superintendent or designee shall consult with the superintendent of 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)~~

(cf. ~~cf.~~ 3550 - Food Service/Child Nutrition Program)
(cf. 3553 - Free and Reduced Price Meals)
~~3250 - Transportation Fees)~~
(cf. ~~3541 - Transportation Routes and~~ 5148.2 - Before/After School Programs)
(cf. 5148.3 - Preschool/Early Childhood Education)
(cf. 6159 - Individualized Education Program)
(cf. 6164.2 - Guidance/Counseling Services)

Legal Reference:

EDUCATION CODE

~~1980-1986 County community schools~~
~~2558.2 Use of revenue limits to determine average daily attendance of homeless children~~
39807.5 Payment of transportation costs by parents
48850 Educational rights of homeless and foster youth
48852.5 Notice of educational rights of homeless students
48852.7 Enrollment of homeless students
48915.5 Recommended expulsion, homeless student with disabilities
48918.1 Notice of recommended expulsion
51225.1-51225.3 Graduation requirements
52052 Accountability; numerically significant student subgroups
52060-52077 Local control and accountability plan
CODE OF REGULATIONS, TITLE 5
4600-4670 Uniform complaint procedures
UNITED STATES CODE, TITLE 20
1087vv Free Application for Federal Student Aid; definitions
1232g Family Educational Rights and Privacy Act
6311 Title I state plan; state and local educational agency report cards
UNITED STATES CODE, TITLE 42
11431-11435 McKinney-Vento Homeless Assistance Act
12705 Cranston-Gonzalez National Affordable Housing Act; state and local strategies

Management Resources:

CALIFORNIA CHILD WELFARE COUNCIL PUBLICATIONS
Partial Credit Model Policy and Practice Recommendations
CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS
Homeless Education Dispute Resolution Process, January 30, 2007
NATIONAL CENTER FOR HOMELESS EDUCATION PUBLICATIONS
Homeless Liaison Toolkit, 2013
U.S. DEPARTMENT OF EDUCATION GUIDANCE
Dear Colleague Letter, July 27, 2016

Education for Homeless Children and ~~Youth~~Youths Program, Non-Regulatory Guidance, July
~~2004~~2016

WEB SITES

California Child Welfare Council: <http://www.chhs.ca.gov/Pages/CChildWelfareCouncil.aspx>

California Department of Education, Homeless Children and Youth Education:

<http://www.cde.ca.gov/sp/hs/cy>

National Center for Homeless Education at SERVE: <http://www.serve.org/nche>

National Law Center on Homelessness and Poverty: <http://www.nlchp.org>

U.S. Department of Education: <http://www.ed.gov/programs/homeless/index.html>

Policy SACRAMENTO CITY UNIFIED SCHOOL DISTRICT

adopted: October 18, 2007 Sacramento, California

revised: Sacramento, California



**CALIFORNIA DEPARTMENT
OF EDUCATION**

TONY THURMOND
STATE SUPERINTENDENT OF
PUBLIC INSTRUCTION

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November 30, 2020

Dear Selected Homeless Education Liaisons:

HOMELESS EDUCATION BOARD POLICY

According to your 2019–20 Homeless Education Policy, Requirements, and Implementation page within the Spring Release Consolidated Application and Reporting System (CARS), your local educational agency (LEA) has indicated that it does not have either a written board-approved homeless education board policy or the homeless education board policy was approved before 2016. Section 11432(g)(1)(I-J) of the [McKinney-Vento Homeless Assistance Act](https://uscode.house.gov/view.xhtml?path=/prelim@title42/chapter119/subchapter6/partB&edition=prelim) (<https://uscode.house.gov/view.xhtml?path=/prelim@title42/chapter119/subchapter6/partB&edition=prelim>) as reauthorized by the Every Student Succeeds Act (ESSA) states that LEAs are required to have developed, reviewed, and revised policies to remove barriers to the identification, enrollment, and retention of homeless children and youths.

Please take this opportunity to develop a new homeless education board policy or review and revise your current homeless education policy. A homeless education sample board policy and administrative regulations is attached. The sample provided includes ESSA reauthorization language, as well as language aligned to state laws. When your LEA completes this requirement, please make sure that your LEA indicates the new approval date on the 2020–21 CARS' Homeless Education Policy, Requirements, and Implementation page which is part of the Spring Release.

If you feel that this letter was received in error and your LEAs has developed or updated a homeless education board policy after 2016, please work with the LEA personnel that completes the CARS. It is important to note that we are using the self-reported data from the 2019–20 CARS Spring Release. To understand more about CARS, please visit their website at <https://www.cde.ca.gov/fq/aa/co/cars.asp>.

November 30, 2020

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If you have any questions regarding this subject, please contact the CDE's Integrated Student Support and Programs Office by phone at 866-856-8214 or by email at HomelessED@cde.ca.gov.

Sincerely,

Mindi Parsons, Administrator
Integrated Student Support and Programs Office

MP:mp

Attachment