



SACRAMENTO CITY UNIFIED SCHOOL DISTRICT BOARD OF EDUCATION

Agenda Item# 7.2

Meeting Date: February 4, 2021

Subject: Public Hearing: Second 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

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1. Executive Summary
 2. BP 6173 (Redlines)
 3. November 30, 2020 Letter from the California Department of Education
 4. AR 6173

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

Board of Education Executive Summary

Legal Department

Revision to Board Policy (BP) 6173 Adoption of Administrative Regulation

(AR) 6173 Education for Homeless Children

February 4 2021

I. Overview/History of Department or Program

Section 11432(g)(1)(II) of the McKinney-Vento Homeless Assistance Act as reauthorized by the Every Student Succeeds Act (ESSA) requires that LEAs that receive Title I funds under the Act and revised policies to remove barriers to the identification, enrollment, and retention of homeless children and youths.

The current version of Board Policy 6173 was adopted in 2007 and has not since been revised. The proposed revision to Board Policy 6173 is based on the updates provided by the California School Boards Association (CSBA). Further, the revised board policy now complies with the language reauthorized by the ESSA. For example, the McKinney-Vento Act includes, among other things, requirements focused on removing enrollment barriers. Accordingly, the revised board policy reflects that each homeless student shall be provided comparable services offered to other students in the school, like transportation and school nutrition programs.

The District plans upon the adoption of Board Policy 6173 to adopt the enclosed administrative regulation concerning education for homeless children. AR 6173 is based on the updates provided by the CSBA and follows the McKinney

Board of Education Executive Summary

Legal Department

Revision to Board Policy (BP) 6173 Adoption of Administrative Regulation
(AR) 6173 Education for Homeless Children

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Board of Education Executive Summary

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Revision to Board Policy (BP) 6173 Adoption of Administrative Regulation (AR) 6173 Education for Homeless Children

February 4 2021

V. Major Initiatives:

This homeless children policy is critical to prepare students to succeed and to fully meet their instructional needs

VI. Results:

Approval of revision to Board Policy 6173 and adopt Administrative Regulation 6173 Ensure compliance with the McKinney-Vento Homeless Assistance Act

VII. Lessons Learned/Next Steps:

Next Steps following adoption of revised Board Policy 6173 concerning homeless children include adopting Administrative Regulation 6173. Information and correspondences concerning this matter have previously been shared with the District. Further updates provided as necessary

Sacramento City USD
Board Policy
BP 6173
Instruction

Education For Homeless Children

The Governing Board ~~recognizes its obligation to~~ ensure that homeless students have access to the same free, and appropriate public education provided to 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 afterschool 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~~ ges)

(cf. 5113.1 Chronic Absence and Truancy)

When there are at least 15 homeless students ~~in any way.~~

In order to identify district students who are homeless, the Superintendent or designee shall 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.

Education for Homeless Children and ~~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, 2007Sacramento, California

revised: [February 4, 2021](#) — [Sacramento, California](#)

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

November 30, 2020

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Student Support and Programs Office by phone at 866-856-8214 or by email at
HomelessED@cde.ca.gov.

Sincerely,

Sacramento City USD
Administrative Regulation
AR 6173
Instruction

Education For Homeless Children

Definitions

Homeless students means students who lack a fixed, regular, and adequate nighttime residence and includes: (Education Code 48852.7; 42 USC 11434a)

1. Students 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; or are abandoned in hospitals

(cf. 6173.1 Education for Foster Youth)

2. Students 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. Students 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 they are living in conditions described in items #1 above

Unaccompanied youth includes youth who are not in the physical custody of a parent or guardian. (20 USC 11434a)

School of origin means the school that the homeless student attended when permanently housed or the school in which he/she was last enrolled, including a preschool. If the school the homeless student attended when permanently housed is different from the school in which he/she was last enrolled, or if there is some other school that he/she attended within the preceding 15 months and with which he/she is connected, the district liaison shall determine, in consultation with and with the agreement of the homeless student and the person holding the right to make educational decisions for the student, and in the best interests of the homeless student, which school shall be deemed the school of origin. (Education Code 48852.7; 42 USC 11432)

Best interest means that, in making educational and school placement decisions for a homeless student, consideration is given to, among other factors, educational stability, the opportunity to be educated in the least restrictive educational setting necessary to achieve academic progress, and the student's access to academic resources, services, and extracurricular and enrichment activities that are available to all district students. (Education Code 48850, 48853; 42 USC 11432)

District Liaison

The Superintendent designates the following staff person as the district liaison for homeless students: (42 USC 11432)

Homeless Program Coordinator
Parker Family Resource Center & Homeless Services Office (PFRC)
2930 2nd Avenue
Sacramento, CA 95820
916-277-6892

The district's liaison for homeless students shall: (Education Code 48852.5; 42 USC 11432)

1. Ensure that homeless students are identified by school personnel through outreach and coordination activities with other entities and agencies

5. Inform parents/guardians of the educational and related opportunities available to their children and ensure that they are provided with meaningful opportunities to participate in the education of their children

(cf. 5145.6 Parental Notifications)

6. Disseminate notice of the educational rights of homeless students in locations frequented by parents/guardians of homeless children and youth and by unaccompanied youth, including schools, family shelters, public libraries, and hunger relief agencies (soup kitchens). The rights shall be presented in a manner and form understandable to the parents/guardians of homeless students and unaccompanied youth.

7. Mediate enrollment disputes in accordance with law and the section "Resolving Enrollment Disputes" below

8. Fully inform parents/guardians of homeless students and unaccompanied youth of all transportation services, including transportation to the school of origin, and assist them in accessing transportation to the school of choice

(cf. 3541 -Transportation Routes and Services)

9. Ensure that school personnel providing services to homeless students receive professional development and other support

(cf. 4131 -Staff Development)

(cf. 4231 -Staff Development)

(cf. 4331 -Staff Development)

10. Ensure that unaccompanied youth are enrolled in school, have opportunities to meet the same challenging state academic standards established for other students, and are informed of their status as independent students under 20 USC 1087vv and that they may receive assistance from the district liaison to receive verification of their independent student status for purposes of applying for federal student aid pursuant to 20 USC 1090

11. Coordinate and collaborate with state coordinators and community and school personnel responsible for the provision of education and related services to homeless students, including the provision of comprehensive data to the state coordinator as required by law

In addition, when notified pursuant to Education Code 48918.1, the ~~district~~ liaison shall assist, facilitate, or represent a homeless student who is undergoing a disciplinary proceeding that

2. If the student is transitioning to a middle school or high school, and the school designated for matriculation is in another school district, he/she shall be allowed to continue to the school designated for matriculation in that district.

If the student's status changes before the end of the school year so that he/she is no longer homeless, he/she shall be allowed to stay in the school of origin: (Education Code 48852.7)

1. Through the duration of the school year if he/she is in grades K
2. Through graduation if he/she is in high school

Resolving Enrollment Disputes

If a dispute arises over student eligibility, school selection, or enrollment in a particular school, the matter shall be referred to the district liaison, who shall carry out the dispute resolution process as expeditiously as possible. (42 USC 11432)

The parent/guardian or unaccompanied youth shall be provided with a written explanation of any decisions related to eligibility, school selection, or enrollment and of the right of the parent/guardian or unaccompanied youth to appeal such decisions. (42 USC 11432)

The written explanation shall include:

1. A description of the action proposed or refused by the district
2. An explanation of why the action is proposed or refused
- 3.

The district liaison may use

(cf. 3541 -Transportation Routes and Services) The district shall not be obligated to provide transportation to students who continue attending their school of origin after they cease to be homeless, unless the formerly homeless student has an individualized education program that includes transportation as a necessary related service for the student. (Education Code 48852.7)

Transfer of Coursework and Credits

When a homeless student transfers into a district school, the district shall accept and issue full credit for any coursework that the student has satisfactorily completed while attending another public school, a juvenile court school, or a nonpublic, nonsectarian school or agency and shall not require the student to retake the course. (Education Code 51225.2)

If the homeless student did not complete the entire course, he/she shall be issued partial credit for the coursework completed and shall be required to take the portion of the course that he/she did not complete at his/her previous school. However, the district may require the student to retake the portion of the course completed if, in consultation with the holder of educational rights for the student, the district finds that the student is reasonably able to complete the requirements in time to graduate from high school. Whenever partial credit is issued to a homeless student in any particular course, he/she shall be enrolled in the same or equivalent course, if applicable, so that he/she may continue and complete the entire course. (Education Code 51225.2)

Partial credits shall be awarded on the basis of 0.5 credits for every seven class periods attended per subject. If the school is on a block schedule, each block schedule class period attended shall be equal to two regular class periods per subject. Partial credits and grades earned by a student shall be included on the student's official transcript within two business days of the district's notification of the student's transfer, as required under Education Code 49069.5.

In no event shall the district prevent a homeless student from taking or retaking a course to meet the eligibility requirements for admission to the California State University or the University of California. (Education Code 51225.2)

(cf. 6143 -Courses of Study)

Applicability of Graduation Requirements

To obtain a high school diploma, a homeless student shall complete all courses required by Education Code 51225.3 and fulfill any additional graduation requirements prescribed by the Governing Board.

(cf. 6146.1 High School Graduation Requirements)

However, when a homeless student who has completed his/her second year of high school transfers into the district from another school district or transfers between high schools within the district, he/she shall be exempted from all district-adopted coursework and other district established graduation requirements, unless the district makes a finding that the student is reasonably able to complete the additional requirements in time to graduate from high school by the end of his/her fourth year of high school. Within 30 calendar days of the homeless student's transfer, the Superintendent or designee shall notify the student, the person holding

