

NORTH ROSE-WOLCOTT CENTRAL SCHOOL DISTRICT
BOARD OF EDUCATION REGULAR MEETING
MAY 25, 2021 6:00 PM VIA ZOOM

AGENDA

In light of increasing guidance from the state regarding COVID-19, the May 25, 2021 Board of Education meeting will be closed to the public and will be broadcast via Zoom.

1. Call to Order/Pledge of Allegiance

Approval of Agenda

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law, approves the agenda of May 25, 2021.

Motion for approval by _____, seconded by _____, all in favor ___-___.

2. Consent Agenda:

A motion for approval of items as listed under the CONSENT AGENDA ITEMS is made by _____, and seconded by _____ any discussion- All in favor ___-___.

a) Board of Education Meeting Minutes

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law, approves the Meeting Minutes of May 11, 2021.

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law, approves the Meeting Minutes of May 18, 2021.

b) Substitute Teachers and Substitute Service Personnel

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law, approves the individuals named on the substitute lists, which are on file with the District Clerk.

c) Recommendations from CSE and CPSE

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law, approves the recommendations for the Committee on Special Education dated April 28, May 4 and 11, 2021; and instructs the Superintendent to implement the recommendations on behalf of the following individuals identified by student number:

14322	14245	14366	14512	14514	14265
14513	13877	14429	13685	12328	13424
14359					

d) Approval of Strategic Action Plan

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law, approves the adoption of the Strategic Plan as recommended by the Strategic Action Planning Committee.

e) Personnel Items:

1. Appoint Teacher – Dylan Bartlett

Scott Bradley recommends Dylan Bartlett to fill an English Teacher position.

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law, approves the four year probationary appointment of Dylan Bartlett as an English Teacher conditional upon a criminal history record check according to Commissioners Regulation §80 1.11 and Part 87 as follows:

Certification: English 7-12, Professional

Tenure Area: English

Probationary Period: August 31, 2021-August 30, 2025

Salary: Step G \$50,242 to be adjusted upon completion of negotiations

The expiration date is tentative and conditional only. In order to be eligible for and considered for tenure, the teacher must meet all requirements of the educational law and corresponding regulations.

2. Summer Curriculum Writing/Professional Development

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law approves the following individuals to participate in curriculum writing workshops in July-August 2021 at \$30.00/hr.:

Dylan Bartlett

3. Appoint Administrative Intern – Matthew DiGiambattista

RESOLUTION

BE IT RESOLVED, that the Board of Education of the North Rose-Wolcott Central School District hereby appoints Matthew DiGiambattista as an Administrative Intern, School Building Leader, for a ten (10) month period effective August 31, 2021; and

BE IT FURTHER RESOLVED, that Matthew DiGiambattista shall be supervised by the Superintendent of Schools and has met all the requirements to hold an Internship Certificate as a School Building Leader by the Commissioner of Education; and

BE IT FURTHER RESOLVED, that the Board of Education approves the compensation and conditions of employment agreement of Matthew DiGiambattista effective August 31, 2021 and ending June 30, 2022. Contract is on file with the District Clerk.

4. Summer Employment

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law approves the following individual to work up to 15 days in July-August 2021 at a rate of pay of \$37.50/hr.:

Matthew DiGiambattista

5. Provisionally Appoint Director of Human Resources (School Districts) – Frederick Prince

Robert Magin recommends Frederick Prince as Director of Human Resources (School Districts).

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law, approves the provisional appointment of Frederick Prince as Director of

Human Resources (School Districts) conditional upon a criminal history record check according to Commissioners Regulation §80 1.11 and Part 87. Contract is on file with the District Clerk.

6. Tenure Appointment – Ashley McDonald

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law approves the appointment of Ashley McDonald as a teacher on tenure in the Speech and Hearing Handicapped tenure area effective August 30, 2021.

7. Program Appointments

The following individual is being recommended to work in enrichment programs that are funded by grants.

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law, approves the following individual to work various enrichment programs during the 2021-2022 school year conditional upon a criminal history record check according to Commissioners Regulation §80-1.11 and Part 87.

Staff	Position	\$/Hr.
Melissa Mason	Grant Program Teacher	\$30.00/hour
Michael Grasso	Grant Program Teacher	\$30.00/hour
Michaela Sontheim	Grant Program Teacher	\$30.00/hour
Lindsay Roberts	Grant Program Teacher	\$30.00/hour
Hannah Pettengill	Grant Program Teacher	\$30.00/hour
Karen Haak	Grant Program Teacher	\$30.00/hour
Joseph O'Neill	Grant Program Teacher	\$30.00/hour
Patricia Weber	Grant Program Teacher	\$30.00/hour
Brenda Mitchell	Grant Program Teacher	\$30.00/hour
Julie Norris	Grant Program Teacher	\$30.00/hour
Johanna Samar	Grant Program Teacher	\$30.00/hour
Jordan Camp	Grant Program Teacher	\$30.00/hour
Samantha Bruehl	Grant Program Teacher	\$30.00/hour
Lucia Copeland	Grant Program Teacher	\$30.00/hour
Tracy Frazer	Grant Program Aide	\$13.14/hour
Christy Grimsley	Grant Program Aide	\$13.28/hour
Bobby Jo Mendenhall	Grant Program Aide	\$13.28/hour

8. Aquatics Program

Amy Bromley, Aquatics Director is recommending the following individual to fill Water Safety Instructors and/or Lifeguard or Program Director positions.

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law, approves the following individual as Water Safety Instructors and/or Lifeguards or Program Directors for all swim programs effective July 6, 2021.

Name	Position(s)	Rate/Hr.
Kalen Bjerga	Aquatic Program Director	\$20.00/hour

3. Policies:

A motion for approval of the following items as listed under Policies is made by _____, and seconded by _____ any discussion- All in favor ___ -__.

a) Approval of Policies

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law approves the following new and/or revised policies:

7000	Students	
7130	Entitlement to Attend – Age and Residency	Revised
7133	Education of Students in Temporary Housing	Revised
7134	Education of Students in Foster Care	New

Good News:

Superintendent Update:

Other: (Time Permitting)

- **Board Discussions**

Motion for Adjournment:

There being no further business or discussion, a motion is requested adjourn the regular meeting.

Motion for approval by _____, seconded by _____, with motion approved ___ - __. Time adjourned: __: __ p.m.

NORTH ROSE-WOLCOTT CENTRAL SCHOOL DISTRICT
BOARD OF EDUCATION REGULAR MEETING
MAY 11, 2021 6:00 PM VIA ZOOM

PRESENT:

BOE Members: Lucinda Collier, Linda Eygnor, John Boogaard, Tina Reed, Paul Statskey, Jasen Sloan, Izetta Younglove

Superintendent: Michael Pullen

District Clerk: Tina St. John

Assistant Superintendent for Instruction and School Improvement: Megan Paliotti

Assistant Superintendent for Business and Operations: Robert Magin

Approximately 37 students, staff and guests via Zoom

In light of increasing guidance from the state regarding COVID-19, the May 11, 2021 Board of Education meeting was closed to the public and broadcast via Zoom.

1. Call to Order/Pledge of Allegiance

President, Lucinda Collier called the meeting to order at 6:00p.m.

Approval of Agenda:

Motion for approval was made by John Boogaard and seconded by Linda Eygnor with the motion approved 7-0.

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law, approves the agenda of May 11, 2021.

2. Budget Hearing –Assistant Superintendent for Business and Operations - Robert Magin

- Mr. Magin presented the 2021-2022 Proposed Budget

Executive Session

A motion was requested to enter executive session to discuss the employment history of specific employees.

The motion was made by Jasen Sloan and seconded by Izetta Younglove with motion approved 6-0. Mr. Statskey lost internet connection.

Time entered: 6:30p.m.

Return to regular session at 6:54 p.m.

3. Presentations:

- Student Presentation – NRW High School Students
 - Alexis Hunt, senior, reported on her experience in the New Visions Medical Program.
 - Brendon Reed, junior, reported on his experience at the Wayne Career and Technical Center in the Carpentry Program.
- SWBR & Campus Construction - Kevin Donaghue from Campus Construction and Steve Rebholz, from SWBR provided a status update and answered questions regarding the Capital Project.
- UPK Presentation –Christie Graves, Bridgette Barr, Sarah Patterson, Kathleen Gushue, Becky Cincebox
 - Ms. Graves and the UPK Team presented the four curriculum programs, revised report card, progress monitoring and lessons used in the UPK Program.

- Strategic Action Plan – Megan Paliotti presented the Strategic Action Plan that the Planning Committee developed and are recommending for the Board of Education to approve at the next meeting.
- Policy Committee – John Boogaard, Lucinda Collier & Paul Statskey
 - John Boogaard, Chairperson, reported that the Policy Committee met on May 6th and is recommending that the following policies be presented to the Board of Education for a first reading.

7000	Students	
7130	Entitlement to Attend – Age and Residency	Revised
7133	Education of Students in Temporary Housing	Revised
7134	Education of Students in Foster Care	New

- Director of Health, Physical Education & Athletics – Marc Blankenberg
 - Mr. Blankenberg gave an athletic review comparing a normal year vs. a COVID year in regard to the sports offerings.
 - Mr. Blankenberg shared the participation in the different seasons over the last three years and the value of participation.
 - Mr. Blankenberg recognized the Scholar Athlete Teams, individual athletes and the Hall of Fame inductees.
 - Mr. Blankenberg highlighted the improvements that have been made to the gyms, fields and dugouts.
 - Mr. Blankenberg shared what we've learned during a pandemic.
 - Mr. Blankenberg thanked the Board of Education and Administration for their continued support.

4. Reports and Correspondence:

- Board of Education Building Liaisons
 - Elementary School – Jasen Sloan, Izetta Younglove
 - Mr. Sloan discussed the return to school and the importance of live interaction between students and staff.
 - Mr. Sloan highlighted the various Teacher Appreciation events.
 - Mr. Sloan recognized SRO Christina Denniston for keeping our students safe during pick-up and drop-off.
 - Middle School – Tina Reed
 - Ms. Reed reported that the faculty is excited that the students are back in person and how the students are adjusting to being back.
 - High School – Paul Statskey
 - Mr. Statskey highlighted the events that recognized the senior class. Extra credit was given to Wendy Hawkinson and Nick Wojieck for all of their hard work.
- Four County Update – Linda Eygnor
 - Ms. Eygnor reported that the Legislative Committee met and that Mr. Fessler presented about position papers.

5. Consent Agenda:

A motion for approval of the following items as listed under the CONSENT AGENDA is made by John Boogaard and seconded by Izetta Younglove with the motion approved 7-0.

a) Board of Education Meeting Minutes

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law, approves the Meeting Minutes of April 28 2021.

b) Substitute Teachers and Substitute Service Personnel

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law, approves the individuals named on the substitute lists, which are on file with the District Clerk.

c) Treasurer Report

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law approves the Treasurer Report for March 2021.

d) Recommendations from CSE and CPSE

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law, approves the recommendations for the Committee on Special Education dated April 7, 14, 19, 27 and May 3, 2021; and instructs the Superintendent to implement the recommendations on behalf of the following individuals identified by student number:

13898	13897	13434	10899	13980	14214	14368
14501	14277	14340	13664	14092	14455	14115
14249	13856					
IEP Amendments:						
13865						

e) Establish Scholarship – North Rose-Wolcott Administrators Scholarship

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of School and pursuant to Education Law, approves the establishment of the North Rose-Wolcott Administrators Scholarship Award, which will give a cash award to a High School senior on a yearly basis who meets the criteria set forth by the donor. The Business Administrator will hold the funds in an interest bearing Trust and Agency account for distribution according to written criteria established for the fund.

f) Revised 2020-2021 Academic School Calendar

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of School and pursuant to Education Law, approves the Revised Academic Calendar for the 2020-2021 school year.

g) Personnel Items:

1. Appoint Director of Facilities II –William Bonville

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law, approves the 52 week probationary appointment of William Bonville as Director of Facilities II, conditional upon a criminal history record check according to Commissioners Regulation §80 1.11 and Part 87 as follows:

Probationary Period: June 2, 2021-June 1, 2022

Salary: Contract is on file with the District Clerk

2. Co-Curricular Appointment

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law, appoints the following individual to fill a co-curricular position for

the 2020-21 school year:

Name	Bldg	Title	Step	Years	Salary
Kelley Allen	HS	Coordinator Spring Arts Festival	4	10	\$1,011

3. Creation of Non-Instructional Positions

RESOLUTION

Whereas, the North Rose-Wolcott Central School District has determined that it is necessary establish other positions according to Wayne County Civil Service Rules, and therefore;
Be it resolved, that the Board of Education hereby establishes the following classified civil service position effective July 1, 2021:

<u>Position</u>	<u>Classification</u>
1 - 1.0 Director of Human Resources (School Districts)	competitive

4. Tenure Appointment – Michael Flaherty

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law approves the appointment of Michael Flaherty as a teacher on tenure in the Social Studies tenure area effective August 30, 2021.

5. Tenure Appointment – Gregory Matkosky

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law approves the appointment of Gregory Matkosky as a teacher on tenure in the Foreign Language tenure area effective August 30, 2021.

6. Tenure Appointment – Zachary Norris

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law approves the appointment of Zachary Norris as a teacher on tenure in the Mathematics tenure area effective August 30, 2021.

7. Tenure Appointment – Samantha Bruehl

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law approves the appointment of Samantha Bruehl as a teacher on tenure in the Elementary tenure area effective August 30, 2021.

8. Tenure Appointment – Jordan Camp

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law approves the appointment of Jordan Camp as a teacher on tenure in the Elementary tenure area effective August 30, 2021.

9. Tenure Appointment – Tara Daly

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law approves the appointment of Tara Daly as a teacher on tenure in the Art tenure area effective August 30, 2021.

10. Tenure Appointment – Kristin McMorris

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law approves the appointment of Kristin McMorris as a teacher on tenure in the Special Education -General tenure area effective August 30, 2021.

11. Approve Terms & Conditions of Employment

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law approves the Terms and Conditions of Employment for Assistant Superintendent for Business and Operations for the period of July 1, 2020 – June 30, 2021. The contract is on file with the District Clerk.

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law approves the Terms and Conditions of Employment for Assistant Superintendent for Business and Operations for the period of July 1, 2021 – June 30, 2022. The contract is on file with the District Clerk.

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law approves the Terms and Conditions of Employment for Assistant Superintendent for Instruction and School Improvement for the period of July 1, 2021 – June 30, 2022. The contract is on file with the District Clerk.

Additions to the Agenda:

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law accepts the additions to the May 11, 2021 meeting agenda.

Motion for approval was made by Jasen Sloan and seconded by Tina Reed with motion approved 7-0.

A motion for approval of the following items as listed under the ADDITIONS is made by Paul Statskey and seconded by Linda Eygnor with the motion approved 7-0.

1. Letter of Resignation – Christie Graves

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law accepts the resignation from Christie Graves as Assistant Principal effective June 30, 2021.

2. Appoint Elementary School Principal: Christie Graves

RESOLUTION

Be it resolved, that on the recommendation of the Superintendent of Schools, the Board of Education hereby appoints Christie Graves, who holds a School Building Leader certification to a four year probationary appointment in the tenure area of Principal, with the probationary appointment commencing on July 1, 2021 and expiring on June 30, 2025 (unless extended in accordance with the law). This expiration date is tentative and conditional only. Except to the extent required by the applicable provisions of Section 3012 of the Education Law, in order to be granted tenure the Principal must receive composite or overall annual professional performance review ratings pursuant to Section 3012-c and/or 3012-d of the Education Law of either effective or highly effective in at least

three (3) of the four (4) preceding years, and if the Principal receives an ineffective composite or overall rating in the final year of the probationary period the Principal shall not be eligible for tenure at that time.

Certification: School Building Leader - Initial
School District Leader - Professional
Tenure Area: Principal
Probationary Period: July 1, 2021-June 30, 2025
Salary: \$85,000.00

3. Appoint Teacher – Victoria Kata

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law, approves the four year probationary appointment of Victoria Kata as an English Teacher conditional upon a criminal history record check according to Commissioners Regulation §80 1.11 and Part 87 as follows:

Certification: English 7-12
Tenure Area: English
Probationary Period: August 31, 2021-August 30, 2025
Salary: Step A \$47,764 to be adjusted upon completion of negotiations
The expiration date is tentative and conditional only. In order to be eligible for and considered for tenure, the teacher must meet all requirements of the educational law and corresponding regulations.

4. Summer Curriculum Writing/Professional Development

RESOLUTION

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law approves the following individuals to participate in curriculum writing workshops in July-August 2021 at \$30.00/hr.:

Victoria Kata

Good News:

- Good news was not shared

Superintendent Update:

- Mr. Pullen recognized Teacher/Staff Appreciation Week
- Mr. Pullen reported that Math assessments in grades 3-8 just finished up.
- Mr. Pullen stated that the Budget Vote and Election of Board members will be held on May 18th. There will also be a Sophomore Class BBQ and Choral performances.

Other: (Time Permitting)

- There were no discussions

Executive Session

A motion was requested to enter executive session to discuss the employment history of a specific employee.

The motion was made by Linda Eygnor and seconded by Izetta Younglove with motion approved 7-0.

Time entered: 8:15 p.m.

Return to regular session at 9:29p.m.

Adjournment:

A motion was requested to adjourn the regular meeting.

Motion for approval was made by Linda Eygnor and seconded by Izetta Younglove with motion approved 7-0.
Time adjourned: 9:30p.m.

Tina St. John, Clerk of the Board of Education

UNOFFICIAL

NORTH ROSE-WOLCOTT CENTRAL SCHOOL DISTRICT
BUDGET VOTE MEETING MINUTES

May 18, 2021

12:00 NOON - 9:00 PM

FOYER OF THE HIGH SCHOOL

PRESENT

Chelsey Palmer, Tina St. John, William Fisher, Ruth Martin, Lisa Williams, Melanie Geil

CALL TO ORDER

Chairman, Chelsey Palmer, called the meeting to order at 11:45 AM.

Melanie Geil moved and Lisa Williams seconded the following motion.

Be it resolved that the Board of Education, upon recommendation of the Superintendent of Schools and pursuant to Education Law, approves withholding of the reading of the Legal Notice of the Budget Vote and Election of Board members on May 18, 2021.

A copy of the Legal Notice and a list of appointed inspectors and clerks are on file in the District Clerk's office.

The Chief Inspector of Elections, Chelsey Palmer, confirmed the following:

- that Election Inspectors and Assistant Clerks had signed oath of office.
- that the voter qualifications are posted.

The Chairman announced that voting would proceed, the polls were declared open promptly at 12:00 noon, and that all duly qualified voters desiring to vote at any time until 9:00 pm were entitled to cast their vote.

At 4:30 PM, the Chairperson/Chief Inspector of Elections supervised a change of personnel and confirmed that the oath of office was signed.

At 8:55 PM, it was announced that the polls would close in five minutes.

At 9:00 PM, the polls closed. The voting results were recorded and announced at this time. Copies of the results of the vote are on file in the District Clerk's Office.

The meeting adjourned at 9:45 PM

Clerk of the Board of Education

TALLY SHEET
NORTH ROSE-WOLCOTT
Annual Budget Vote and Election of Board Members
Date: May 18, 2021

	TOTALS		
	YES	NO	
Proposition 1 - Budget	232	66	
Proposition 2 - Bus Purchase	256	45	
Proposition 3 - Library	244	56	
BOARD CANDIDATES	TOTALS		Term
Linda Eygnor	154		7/1/21-6/20/26
Karli Starczewski	144		
Write In Candidates:			
Shelly Cahoon - 2			
David Stern - 1			
Mark Humbert - 1			

UNOFFICIAL

*It is our **MISSION** that*
Each student will leave the NRW
family with pride and preparedness
for their future path

*through our **VISION** that*
NRW is a community committed to
fostering connections and developing
experiences where individuals can
engage in learning that cultivates
individualized potential.

Strategic Action Plan



Cougar Values

We are...



- Courageous**
- Optimistic**
- Understanding**
- Grateful**
- Adaptable**
- Respectful**

Because we value...

- Perseverance**
- Relationships**
- Inquiry**
- Diversity**
- Engagement**

Community Promises

Partnerships - We will foster collaboration and communication that connects students, families and the community by creating positive relationships.

Equity - We will create a safe, honest, and welcoming environment that appreciates diverse backgrounds, experiences, perspectives and the unique qualities of our school community where all voices are heard.

Social Emotional - We will cultivate authenticity and vulnerability through awareness of the social and emotional needs of ourselves and others.

Academic - We will provide personal and professional learning opportunities for staff and students to focus on quality academic programming to measure individualized success.

Financial - We will hold ourselves accountable for responsible management of funds that align to our priorities, as well as transparent communication about the usage of those funds.

POLICY 7130

SUBJECT: ENTITLEMENT TO ATTEND -- AGE AND RESIDENCY

Entitlement to Attend

All persons residing within the District who are between the ages of five years and 21 years and who have not obtained a high school diploma are entitled to enroll in the District.

A student who becomes six years of age on or before the first of December in any school year shall *be* required to attend full-time instruction from the first day that the District schools are in session in September of such school year, and a student who becomes six years of age after the first of December in any school year shall be required to attend full-time instruction from the first day of session in the following September. Each student shall be required to remain in attendance until the last day of session in the school year in which the student becomes 16 years of age. However, a school board may require students between the ages of 16 and 17 who are not employed to attend school until the last day of the school year in which the student turns 17 years of age.

Evidence of a prospective student's age and residency must be presented in the form as is permitted by state and federal law and regulation.

Determination of Student Residency

"Residence," for purposes of this policy, is established by a child's physical presence as an inhabitant within the District and his/her intent to reside in the District.

A child's residence is presumed to be that of his/her parents or legal guardians. Where a child's parents live apart, the child can have only one legal residence. In cases where parents have joint custody, the child's time is essentially divided between two households, and both parents assume responsibility for the child, the decision regarding the child's residency lies ultimately with the family. Where parents claim joint custody, but do not produce proof of the child's time being divided between both households, residency will be determined on the basis of the child's physical presence and intent to remain within the District.

The presumption that a child resides with his/her parents or legal guardians may be rebutted upon demonstration that custody and control of the child has been totally and permanently transferred to another individual. The District will not acknowledge living arrangements with persons other than a child's parents or legal guardians which are made for the sole purpose of taking advantage of the District's schools.

The presumption that a child resides with his/her parents or legal guardians may also be rebutted upon demonstration that the child is an emancipated minor. To establish emancipation, a minor may submit documentation of his/her means of support, proof of residency, and an explanation of the circumstances surrounding the student's emancipation, including a description of the student's relationship with his/her parents or persons in parental relation. A student is considered emancipated if he or she is beyond the compulsory school age, is living separate and apart from his or her parents without any parental custody or control, is not receiving financial support from his or her parents, **and** has no intent to return home.

In the absence of permanent transfer of custody and control or emancipation, students can establish a separate residence from their parents for other bona fide reasons, such as family conflict or the hardships of single parenting.

Notwithstanding the foregoing, all determinations of student residency will be made consistent with applicable state and federal laws and regulations.

Undocumented Children

The District is mindful that undocumented children are entitled to attend the District's schools, provided they meet the age and residency requirements established by state law. Consequently, the District will not request or require on any enrollment or registration form, in any meeting, or in any other form of communication, any documentation and/or information regarding or tending to reveal the immigration status of a child, a child's parent(s) or the person(s) in parental relation. In the event the District is required to collect such information, the District will do so after the child has been enrolled. In no instance will such information be required as a condition of enrollment or continued attendance.

Children of Activated Reserve Military Personnel

Students temporarily residing outside the boundaries of the District, due to relocation necessitated by the call to active military duty of the student's parent or person in parental relation, will be allowed to attend the public school that they attended prior to the relocation. However, the District is not required to provide transportation between a temporary residence located outside the District and the school the child attends.

Education Law §§ 3202, 3205 and 3218
Family Court Act § 657
8 NYCRR §§ 100.2(x) and (y)

NOTE: Refer also to Policies #7131 -- Non-Resident Students
#7133 -- Education of Students in Temporary Housing

Adopted: 1992
Revised: 11/12/03; 1/9/07; 4/9/13; 2/9/16; 4/9/21

POLICY 7133

SUBJECT: EDUCATION OF STUDENTS IN TEMPORARY HOUSING

The Board recognizes the unique challenges that face students in temporary housing (i.e., homeless children and youth) and will provide these students with access to the same free and appropriate public education, including public preschool education, as other students, as well as access to educational and other services necessary to be successful in school. The District will ensure that these students are not separated from the mainstream school environment. The Board is also committed to eliminating barriers to the identification, enrollment, attendance, and success of students in temporary housing.

Identification of Students in Temporary Housing

All districts are obligated to affirmatively identify all students in temporary housing. Therefore, the District will determine whether there are students in temporary housing within the District by using a housing questionnaire to determine the nighttime residence of all newly enrolled students and all students whose address changes during the school year. The housing questionnaire must be included as the first page of the District's enrollment packet. Not all students in temporary housing can be identified through social service agencies or shelters, as children may be sharing the housing of other persons, such as family or friends, due to loss of housing, economic hardship, or other similar reason. For this reason, the District uses a housing questionnaire that asks for a description of the current living arrangements of the child or youth to determine whether the child or youth meets the definition of a homeless child.

In addition to using the housing questionnaire, the District will also contact the local department of social services (LDSS) (i.e., the social services district) to identify students in temporary housing, as well as the local runaway and homeless youth shelter, and any other shelters located within District boundaries to ensure all students in temporary housing are properly identified and served.

Definitions

a) Feeder school means:

1. A preschool whose students are entitled to attend a specified elementary school or group of elementary schools upon completion of that preschool;
2. A school whose students are entitled to attend a specified elementary, middle, intermediate, or high school or group of specified elementary, middle, intermediate, or high schools upon completion of the terminal grade of such school; or
3. A school that sends its students to a receiving school in a neighboring school district.

b) Homeless child means:

1. A child or youth who lacks a fixed, regular, and adequate nighttime residence, including a child or youth who is:
 - (a) Sharing the housing of other persons due to a loss of housing, economic hardship, or a similar reason (sometimes referred to as "doubled-up");
 - (b) Living in motels, hotels, trailer parks, or camping grounds due to the lack of alternative adequate accommodations;
 - (c) Abandoned in hospitals;

- (d) A migratory child who qualifies as homeless under (a), (b), or (c) of this subparagraph or item 2) below; or
 - (e) An unaccompanied youth; or
2. A child or youth who has a primary nighttime location that is:
- (a) A supervised, publicly, or privately operated shelter designed to provide temporary living accommodations, including, but not limited to, shelters operated or approved by the state or LDSS, and residential programs for runaway and homeless youth established in accordance with applicable law; or
 - (b) A public or private place not designed for, or ordinarily used as, a regular sleeping accommodation for human beings, including a child or youth who is living in a car, park, public space, abandoned building, substandard housing, bus or train station, or similar setting.
- c) Migratory child means a child or youth who made a qualifying move in the preceding 36 months:
- 1. As a migratory agricultural worker or a migratory fisher; or
 - 2. With, or to join, a parent or spouse who is a migratory agricultural worker or a migratory fisher.
 - 3. A qualifying move is either: when the child has moved from one school district to another, is in a state that is comprised of a single school district and has moved from one administrative area to another within such district, or resides in a school district of more than 15,000 square miles and migrates 20 miles or more to a temporary residence to engage in a fishing activity.
- d) Preschool means a publicly funded prekindergarten program or a Head Start program administered by the District and/or services under the Individuals with Disabilities Act administered by the District.
- e) Receiving school means:
- 1. A school that enrolls students from a specified or group of preschools, elementary schools, middle schools, intermediate schools, or high schools; or
 - 2. A school that enrolls students from a feeder school in a neighboring local educational agency.
- f) Regional placement plan means a comprehensive regional approach to the provision of educational placements for homeless children that has been approved by the Commissioner of Education.
- g) School district of current location means the public school district within New York State in which the hotel, motel, shelter or other temporary housing arrangement of a homeless child, or the residential program for runaway and homeless youth, is located, which is different from the school district of origin.
- h) School district of origin means the school district within New York State in which:

1. The homeless child was attending a public school or preschool on a tuition-free basis or was entitled to attend when circumstances arose that caused the child to become homeless, which is different from the school district of current location;
 2. The child was residing when circumstances arose that caused the child to become homeless if the child was eligible to apply, register, or enroll in public preschool or kindergarten at the time the child became homeless; or
 3. The homeless child has a sibling who attends a school in the school district in which the child was residing when circumstances arose that caused the child to become homeless.
- i) School of origin means:
1. The public school that the child or youth attended when permanently housed or the school in which the child or youth was last enrolled, including a preschool or a charter school;
 2. The designated receiving school at the next grade level for all feeder schools for a student in temporary housing who completes the final grade level served by the school of origin; and
 3. The public school or preschool in which the child would have been entitled or eligible to attend based on the child's last residence before the circumstances arose which caused the child to become homeless if the child becomes homeless after the child is eligible to apply, register, or enroll in the public preschool or kindergarten or if the child is living with a school-age sibling who attends school in the school district of origin.
- j) Unaccompanied youth means a homeless child or youth who is not in the physical custody of a parent or legal guardian. This does not include those living with someone other than a parent or guardian solely to take advantage of the District's schools.

The McKinney-Vento Liaison for Students in Temporary Housing

The District will designate an appropriate staff person, who may also be a coordinator for other federal programs, as the District liaison for students in temporary housing (otherwise referred to as the McKinney-Vento liaison). The District's McKinney-Vento liaison serves as one of the primary contacts between families experiencing homelessness and school staff, district personnel, shelter workers, and other service providers. The McKinney-Vento liaison coordinates services to ensure that homeless children and youth enroll in school and have the opportunity to succeed.

The District's McKinney-Vento liaison must ensure that:

- a) Students in temporary housing are identified by school personnel and through coordination activities with other entities and agencies;
- b) Students in temporary housing enroll in, and have full and equal opportunity to succeed in, the District's schools;
- c) Students in temporary housing and their families receive educational services for which they are eligible, including Head Start programs administered by a local educational agency, Early Head Start, early intervention services under part C of the Individuals with Disabilities Education Act, and other preschool programs administered by the District.

- d) Students and parents in temporary housing receive referrals to health care services, dental services, mental health and substance abuse services, housing services and other appropriate services;
- e) Parents or guardians of students in temporary housing are informed of the educational and related opportunities available to their children and are provided with meaningful opportunities to participate in the education of their children;
- f) Parents and guardians of students in temporary housing, and unaccompanied youth, are fully informed of all transportation services, including transportation to and from the school district of origin and are assisted in accessing transportation services;
- g) Disputes regarding eligibility, school selection, enrollment and/or transportation are mediated in accordance with applicable laws and regulations;
- h) Assistance in commencing an appeal, in accordance with applicable law, of a final determination regarding eligibility, enrollment, school selection, and/or transportation is provided to the student in temporary housing's parent or guardian or the unaccompanied youth;
- i) A record is maintained of all appeals of enrollment, school selection, and transportation;
- j) Public notice of the educational rights of students in temporary housing is posted in locations where these students receive services, such as schools, shelters, public libraries, and soup kitchens, in a manner and form understandable to the parents and guardians of students in temporary housing, and unaccompanied youth;
- k) School personnel providing services to students in temporary housing receive professional development and other support;
- l) Unaccompanied youths:
 - 1. Are enrolled in school;
 - 2. Have opportunities to meet the same challenging State academic standards as the State establishes for other children and youth, including receiving credit for full or partial coursework earned in a prior school pursuant to Commissioner's regulations; and
 - 3. Are informed of their status as independent students under section 480 of the Higher Education Act of 1965 and that the youths may obtain assistance from the McKinney-Vento liaison to receive verification of this status for purposes of the Free Application for Federal Student Aid (FAFSA);
- m) School personnel, service providers, advocates working with students in temporary housing, parents and guardians of students in temporary housing, and students in temporary housing are informed of the duties of the McKinney-Vento liaison; and
- n) Coordinate with the nutrition department to ensure students in temporary housing receive free school meals in accordance with federal law.
- o) Assistance with obtaining any necessary immunizations or screenings, or immunization or other required health records is provided to the parents or guardians of the students in temporary housing.

School District and School Designations

A designator will make the initial decision about which school district and school a student in temporary housing will attend. A designator is:

- a) The parent or person in parental relation (guardian) to a student in temporary housing;
- b) The student in temporary housing, together with the McKinney-Vento liaison, in the case of an unaccompanied youth; or
- c) The director of a residential program for runaway and homeless youth, in consultation with the student in temporary housing, where the student is living in that program.

The District will ask the designator to designate one of the following as the school district of attendance for the student in temporary housing:

- a) The school district of current location;
- b) The school district of origin; or
- c) A school district participating in a regional placement plan.

The District will also ask the designator to designate one of the following as the school where a student in temporary housing seeks to attend:

- a) The school of origin; or
- b) Any school that permanent housed children and youth who live in the attendance area in which the child or youth is actually living are eligible to attend, including a preschool.

A student in temporary housing is entitled to attend the schools of the school district of origin without the payment of tuition for the duration of his or her homelessness and through the remainder of the school year in which the student becomes permanently housed and for one additional year if that year constitutes the student's terminal year in that school building, subject to a best interest determination.

Designation/STAC 202 Form

The District will identify all students in temporary housing, and a designation form will be completed by the designator for all these students and any other student who claims homelessness. Designations must be made on the STAC 202 form provided by the Commissioner.

The appropriate designator must complete the designation form. The District makes designation forms available to a student in temporary housing who seeks admission to school or to the parent or person in parental relation who seeks to enroll the child in school.

The District will provide completed designation forms to the McKinney-Vento liaison immediately, but no later than two business days from the earlier date on which the child or youth either:

- a) Sought enrollment in school; or

- b) Was placed in a temporary housing facility or residential facility for runaway and homeless youth.

Copies of the STAC 202 form should be given to:

1. State Education Department, STAC Unit, if the student was last permanently housed in a different district in NYS from the district of attendance;
2. School district of attendance;
3. School district of origin;
4. School district where the student was most recently enrolled;
5. Parent/Guardian/Unaccompanied youth/director of a residential program for runaway and homeless youth; and
6. LDSS, only if the student was placed in temporary housing by LDSS.

Where a parent or person in parental relation or a child who is neither placed in a temporary housing facility by the LDSS nor housed in a residential program for runaway homeless youth, designates the District as the school district of current location, the District will forward to the State Education Department a completed designation form and a statement of the basis for its determination that the child is a homeless child entitled to attend the District's schools.

Immediate Enrollment and Best Interest Determinations

Upon identification of a child who is in temporary housing and/or receipt of a completed designation/STAC 202 form, the District will:

- a) Immediately review the designation form to ensure that it has been completed and immediately enroll the student in temporary housing even if the child or youth is unable to produce records normally required for enrollment, such as previous academic records, medical records, immunization records, proof of residency or other documentation and even if the child or youth has missed application deadlines;
- b) Determine whether the designation made by the designator is consistent with the best interests of the student in temporary housing. In making best interests decisions the District will:
 1. Presume that keeping the child in the school of origin is in the child's best interest, except when doing so is contrary to the wishes of the parent or guardian (or youth in the case of an unaccompanied youth); and
 2. Consider student-centered factors such as the effect of mobility on student achievement, education, health, and safety of the child, giving priority to the wishes of the child's parent or guardian (or the youth, if a homeless unaccompanied youth).
 3. If the District determines that it is in the best interest of the student in temporary housing to attend a school other than the school of origin or the designated school, the District will provide the parent or guardian (or youth, if an unaccompanied youth) with a written explanation of its determination in a manner and form understandable to such parent, guardian, or unaccompanied youth. This explanation must include information regarding the right to a timely appeal. The

homeless student must be enrolled in the designated school during the pendency of all available appeals.

- c) Provide the child with access to all of the District's programs, activities and services to the same extent as they are provided to resident students;
- d) Immediately contact the school district where the child's records are located in order to obtain a copy of these records (the student's former school must send all records to the requesting school within five days of the receiving the request) and coordinate the transmittal of records for students with disabilities pursuant to applicable laws and regulations;
- e) Immediately refer the parent or guardian of the student in temporary housing to the McKinney-Vento liaison who must assist in obtaining necessary immunizations or immunization or medical records if the child or youth needs to obtain immunizations or immunization or medical records;
- f) Forward the STAC 202 form to the Commissioner and the school district of origin, where applicable. In all cases, the District will give a copy of the completed STAC 202 form to the designator and keep a copy of the STAC 202 form for the District's records;
- g) Arrange for transportation in accordance with applicable laws and regulations; and
- h) Arrange for the child to receive free school meals.

Request for Records

Within five days of receipt of a request for school records from a new school, the District will forward, in a manner consistent with state and federal law, a complete copy of the student in temporary housing's records, including, but not limited to, proof of age, academic records, evaluations, immunization records, and guardianship papers, if applicable.

Tuition Reimbursement

The District is eligible to request reimbursement from the State Education Department for the direct costs of educational services to students in temporary housing that are not otherwise reimbursed under special federal programs, when:

- a) The District of the designated school is not the district of the student's last residence;
- b) The District is either the school district of current location or a school district participating in a regional placement plan;
- c) The District is designated as the school district of attendance; and
- d) The school district of origin for the student in temporary housing is within New York State.

All claims for reimbursement will be made on the STAC 202 form prescribed by the Commissioner of the State Education Department.

The school district of origin must, in turn, reimburse the State Education Department for its expenditure on behalf of the student.

In addition, the District is eligible for reimbursement for the direct costs of educational services, including transportation costs for students who continue enrollment in the District schools after finding permanent housing midyear in a different school district within New York State. In these cases, the District will directly bill the new district where the student permanently resides for all direct costs of educational services, including transportation, that are not otherwise reimbursed under special federal programs.

Transportation Responsibilities

The LDSS is responsible for providing transportation to students in temporary housing who are eligible for benefits under Social Services Law §350-j, including those in preschool and students with disabilities whose IEPs include special transportation services and placed in temporary housing arrangements outside their designated districts. Where the LDSS requests that the District provide or arrange for transportation for a student in temporary housing in the circumstances above, the District will provide or arrange for the transportation and directly bill the LDSS so that the district will be fully and promptly reimbursed for the cost of the transportation.

If the District is the designated school district of attendance, the District will provide for the transportation of each student in temporary housing who is living in a residential program for runaway and homeless youth, including if the temporary housing is located outside the school district. The costs for transportation for each student in temporary housing who lives in a residential program for runaway youth and homeless youth located outside of the designated school district will be reimbursed by the State Education Department, to the extent funds are provided for the purpose, with the submission of a Runaway and Homeless Youth Act Transportation Program Form. Where the District provides transportation for a student living in a Runaway and Homeless Youth facility, the District will promptly request reimbursement using the Runaway and Homeless Youth Act Transportation Form.

The District will transport any student in temporary housing to their school of origin, including preschools and charter schools, where it is the designated district of attendance and the student in temporary housing is not entitled to receive transportation from the Department of Social Services.

When the District is designated as the school district of current location for a student in temporary housing and the student does not attend the school of origin, the District will provide transportation on the same basis as it is provided to resident students, unless the local transportation policy represents a barrier to the student's attendance in school.

If the student in temporary housing designates the District as the school district of attendance, transportation will not exceed 50 miles each way, unless the Commissioner determines that it is in the best interest of the child.

The designated school district or applicable social services district must provide transportation services to students in temporary housing to and from extracurricular or academic activities when:

- a) The student participates in or would like to participate in an extracurricular or academic activity, including an after-school activity, at the school;
- b) The student meets the eligibility criteria for the activity; and
- c) The lack of transportation poses a barrier to the student's participation in the activity.

Where the District is designated as the school district of attendance, it will provide transportation as described above for the duration of homelessness, unless the LDSS is responsible

for providing transportation. After the student becomes permanently housed, the District will provide transportation to the school of origin until the end of the school year and for one additional year if that year constitutes the child's terminal year in the school building.

Dispute Resolution Process

The District has established the following procedures for the prompt resolution of disputes regarding school selection or enrollment of a homeless child or youth:

- a) The District will provide a written explanation, including:
 1. an explanation of the school's decision;
 2. a statement regarding the right to appeal, to the parent or guardian of a student in temporary housing, or to an unaccompanied youth, if the District determines that the District is not required to either enroll and/or transport the child or youth to the school of origin or a school requested by the parent or guardian or unaccompanied youth, or if there is a disagreement about a child's or youth's status as a homeless child or unaccompanied youth;
 3. The **petition form** used to file an appeal with the Commissioner; and
 4. the McKinney-Vento liaison's availability to help the parent, guardian, or unaccompanied youth with any appeal and the contact information for the liaison, including the liaison's name, post office address, and phone number.
- b) The District will immediately enroll the student in the school in which enrollment is sought by the parent or guardian or unaccompanied youth, provide transportation to the school, and will delay for 30 days the implementation of a final determination to decline to either enroll in and/or transport the student in temporary housing to the school of origin or a school requested by the parent or guardian or unaccompanied youth.
- c) If the parent or guardian of a student in temporary housing or unaccompanied youth commences an appeal to the Commissioner within 30 days of such final determination, the student will be permitted to continue to attend the school he or she is enrolled in at the time of the appeal and/or receive transportation to that school pending the resolution of all available appeals.

Appeal Process

- a) The parent, guardian, or unaccompanied youth may appeal the District's decision to the Commissioner of Education within 30 days of the written determination letter sent by the District.
- b) The student must remain enrolled throughout the entire appeal process.
- c) On appeal, the Commissioner will uphold the District's decision unless the decision was arbitrary and capricious.
- d) The Commissioner will make his or her decision on a case-by-case basis.

The McKinney-Vento Liaison's Dispute Resolution Responsibilities

The District's McKinney-Vento liaison must assist the student in temporary housing's parent or guardian or unaccompanied youth in bringing an appeal to the Commissioner of a final school district decision regarding enrollment, school selection and/or transportation. In the event of a dispute regarding eligibility, enrollment, school selection, and/or transportation, the District's McKinney-Vento liaison will:

- a) Provide the parent or guardian or unaccompanied youth with a copy of the form petition;
- b) Assist the parent or guardian or unaccompanied youth in completing the form petition;
- c) Arrange for the copying of the form petition and supporting documents for the parent or guardian or unaccompanied youth, without cost to the parent or guardian or unaccompanied youth;
- d) Accept service of the form petition and supporting papers on behalf of any District employee or officer named as a party, or the District if it is named as a party, or arrange for service by mail by mailing the form petition and supporting documents to any District employee or officer named as a party, and, if the District is named as a party, to a person in the office of the Superintendent who has been designated by the Board to accept service on behalf of the District;
- e) Provide the parent or guardian or unaccompanied youth with a signed and dated acknowledgment verifying that he or she has received the form petition and supporting documents, and will either accept service of these documents on behalf of the District employee or officer or District, or effect service by mail by mailing the form petition and supporting documents to any District employee or officer named as a party, and, if the District is named as a party, to a person in the office of the Superintendent who has been designated by the Board to accept service on behalf of the District;
- f) Transmit on behalf of the parent or guardian or unaccompanied youth, within five days after the service of, the form petition or any pleading or paper to the Office of Counsel, New York State Education Department, State Education Building, Albany, New York 12234;
- g) Accept service of any subsequent pleadings or papers, including any correspondence related to the appeal, if the parent or guardian or unaccompanied youth so elects. He or she will also make this correspondence available to the parent or guardian or unaccompanied youth; and
- h) Maintain a record of all appeals of enrollment, school selection, and transportation determinations.

Coordination

The District will coordinate the provision of services described in this policy with local social services agencies, housing providers and other agencies or programs providing services to students in temporary housing and their families, including services and programs funded under the Runaway and Homeless Youth Act.

The District will coordinate with other school districts on inter-district issues, such as transportation or transfer of school records.

The District will coordinate implementation of the above provision of services with the requirements of the Individuals with Disabilities Education Act (IDEA) for students with disabilities.

Coordination with Title I

The District acknowledges that students in temporary housing are eligible for services under Title I, Part A, whether or not they live in a Title I school attendance area or meet the academic requirements required of other children. The District will ensure that:

- a) Title I, Part A funds are set aside as are necessary to provide students in temporary housing, who may have unique needs that differ from their permanently housed peers, with educationally related support services;
- b) Its local plan includes a description of how the plan is coordinated with McKinney-Vento;
- c) Its local plan describes the services provided to students in temporary housing;
- d) Its local plan describes the efforts it made to identify students in temporary housing, including unaccompanied youth, if the District reports that there are no students in temporary housing enrolled in the District. These efforts will include contacting the LDSS or Office of Children and Family Services (OCFS) to verify that there are no students in temporary housing in the District; and
- e) Its housing questionnaire is on the first page of the enrollment packet and asks about the living arrangements of the child or unaccompanied youth, including asking if he or she is living in a shelter; with relatives or others due to loss of housing or economic hardship; in an abandoned apartment/building; in a motel/hotel, camping ground, car, train/bus station or other similar situation due to the lack of alternative, adequate housing. Documentation of the District's efforts to identify students in temporary housing will be maintained on file and a copy of the housing questionnaire will also be kept on file.

Reporting Requirements

The District will collect and transmit to the Commissioner of Education, at the time and in the manner as the Commissioner may require, a report containing information as the Commissioner determines is necessary, including the numbers of homeless students, their grade, and their nighttime residence.

Access to Free Meals

The District will provide free meals to all children identified as homeless. They do not have to complete a free or reduced-price meal application. When the McKinney-Vento liaison or a shelter director provides a child's name to the District's school food service office, free school meals will commence immediately.

Removal of Barriers

The District will review and revise its policies that may act as barriers to the identification of students in temporary housing and their enrollment and retention in school, including barriers to enrollment and retention due to outstanding fees or fines, or absences.

Comparable Services

The District will provide services to students in temporary housing comparable to those offered to other students in the District, including: transportation services; educational services for which the child or youth meets the relevant criteria, such as services provided under Title I or similar state or local programs; educational programs for students with disabilities; educational programs for English learners; programs in career and technical education; programs for gifted and talented students; and school nutrition programs.

Student Privacy

Information about a student in temporary housing's living situation will be treated as a student education record and will not be deemed to be directory information under the Family Educational Rights and Privacy Act (FERPA). A parent or guardian or unaccompanied youth may consent to the release of a student's address information in the same way they would for other student education records under FERPA.

Training

All school enrollment staff, secretaries, school counselors, school social workers, and principals will be trained on the requirements for enrollment of students in temporary housing. Other staff members including school nutrition staff, school registered professional nurses, teachers, and bus drivers will receive training on homelessness that is specific to their field.

McKinney-Vento Homeless Assistance Act, as amended by the Every Student Succeeds Act (ESSA) of 2015,
42 USC § 11431, et seq.
Education Law §§ 902(b) and 3209
Executive Law Article 19-H
8 NYCRR § 100.2(x) NYSED, Dear Colleagues Letter (2021)
NYS-TEACHS

Adopted: 1/27/04

Revised: 1/9/07; 10/28/08; 12/12/17; 4/8/21

POLICY 7134

SUBJECT: EDUCATION OF STUDENTS IN FOSTER CARE

The District recognizes the importance of educational stability for students in foster care and will collaborate, as appropriate, with the State Education Department (SED) and the local Department of Social Services (LDSS) to ensure that students in foster care have the opportunity to achieve at the same high-levels as their peers. For purposes of this policy, LDSS also refers to the local Social Services District or the local child welfare agency.

Definitions

- a) **Child or youth in foster care** ("student in foster care") means a child who is in the care and custody or custody and guardianship of a local Commissioner of Social Services or the Commissioner of the Office of Children and Family Services.
- b) **Feeder school** means:
 - 1. A preschool whose students are entitled to attend a specified elementary school or group of elementary schools upon completion of that preschool;
 - 2. A school whose students are entitled to attend a specified elementary, middle, intermediate, or high school or group of specified elementary, middle, intermediate, or high schools upon completion of the terminal grade of such school; or
 - 3. A school that sends its students to a receiving school in a neighboring school district pursuant to applicable laws and regulations.
- c) **Foster care** means 24-hour substitute care for children placed away from their parents or guardians and for whom the state or tribal child welfare agency has placement and care responsibility. This includes, but is not limited to, placements in foster family homes, foster homes of relatives, group homes, emergency shelters, residential facilities, child care institutions, and pre-adoptive homes. A child is in foster care regardless of whether the foster care facility is licensed and payments are made by the state, tribal or local agency for the care of the child, whether adoption subsidy payments are being made prior to the finalization of an adoption, or whether there is federal matching of any payments that are made.
- d) **Preschool** means a publicly funded prekindergarten program administered by SED or a local educational agency or a Head Start program administered by a local educational agency and/or services under the Individuals with Disabilities Education Act (IDEA) administered by a local educational agency.
- e) **Receiving school** means:
 - 1. A school that enrolls students from a specified or group of preschools, elementary schools, middle schools, intermediate schools, or high schools; or
 - 2. A school that enrolls students from a feeder school in a neighboring local educational agency pursuant to applicable laws and regulations.
- f) **School district of origin** means the school district within New York State in which the child or youth in foster care was attending a public school or preschool on a tuition-free basis or was entitled to attend at the time of placement into foster care when the Social Services District or the Office of Children and Family Services assumed care and custody or custody

and guardianship of such child or youth, which is different from the school district of residence.

- g) **School district of residence** means the public school district within New York State in which the foster care placement is located, which is different from the school district of origin.
- h) **School of origin** means a public school that a child or youth attended at the time of placement into foster care, or the school in which the child or youth was last enrolled, including a preschool or a charter school. For a child or youth in foster care who completes the final grade level served by the school of origin, the term school of origin will include the designated receiving school at the next grade level for all feeder schools. Where the child is eligible to attend school in the school district of origin because the child was placed in foster care after such child is eligible to apply, register, or enroll in the public preschool or kindergarten or the child is living with a school-age sibling who attends school in the school district of origin, the school of origin will include any public school or preschool in which such child would have been entitled or eligible to attend based on such child's last residence before the circumstances arose which caused such child to be placed in foster care.

District Foster Care Liaison

The District will designate an appropriate staff person to act as the District's point of contact for students in foster care (i.e., the "Foster Care Liaison"). The Foster Care Liaison will not be the same staff person as the McKinney-Vento Liaison unless the McKinney-Vento Liaison has sufficient ability to carry out the responsibilities of both roles. Each school building within the District must also have a foster care designee who will provide information as necessary to the Foster Care Liaison.

The Foster Care Liaison will work collaboratively with representatives from the LDSS.

The District will ensure that the name and contact information for the Foster Care Liaison are:

- a) Submitted to SED;
- b) Provided, in writing, to the point of contact for any LDSS known by the District to have students in its custody; and
- c) Posted on the District website.

Designation of School District and School

The LDSS, in consultation with the appropriate local educational agency or agencies, will determine whether placement in the school district of origin or the school district of residence is in the best interest of a student in foster care. The best interest analysis must consider the appropriateness of the child's current educational setting at the time of foster care placement and the proximity of such location to the child's placement location. Provided that the District is an appropriate local educational agency, the District will work with the LDSS to make the best interest determination as quickly as possible in order to prevent educational discontinuity for the student. If the student has an Individualized Education Program (IEP), a Section 504 plan, or is an English language learner, relevant school staff may be consulted during the best interest determination process.

To the extent feasible and appropriate, the student should remain in his or her school of origin while the best interest determination is being made.

Subject to a best interest determination, a student in foster care is entitled to attend the school of origin or any school that children and youth who live in the attendance area in which the foster care placement is located are eligible to attend, including a preschool, for the duration of the student's placement in foster care and until the end of the school year in which he or she is no longer in foster care, and for one additional year if that year constitutes the student's terminal year in that building.

Where the school district of origin or school of origin that a student was attending on a tuition-free basis, or was entitled to attend when the student entered foster care is located, in New York State and the student's foster care placement is located in a contiguous state, the student is entitled to attend his or her school of origin or any school that children and youth who live in the attendance area in which the foster care placement is located are eligible to attend, including a preschool, subject to a best interest determination, for the duration of the student's placement in foster care and until the end of the school year in which he or she is no longer in foster care, and for one additional year if that year constitutes the student's terminal year in such building.

Responsibilities When Designated as the School District of Attendance

If the District is designated as the school district of attendance for a student in foster care, the District will immediately:

- a) Enroll the student in foster care, even if the student is unable to produce records which are normally required for enrollment, such as previous academic records, records of immunization and/or other required health records, proof of residency or other documentation and/or even if the student has missed application or enrollment deadlines during any period of placement in foster care, if applicable;
- b) Treat the student in foster care as a resident for all purposes; and
- c) Make a written request to the school district where the student's records are located in order to obtain a copy of the student's records and coordinate the transmittal of these records in accordance with applicable laws and regulations.

Request for Records

Within five days of receipt of a request for school records from a new school, the District will forward, in a manner consistent with federal and state law, a complete copy of the records of the student in foster care, including, but not limited to: proof of age; academic records; evaluations; immunization records; and guardianship papers (if applicable).

Tuition Reimbursement

Except as otherwise provided in law or regulation, the cost of instruction of a student in foster care will be borne by the school district of origin. Where a district other than the school district of origin is designated as the school district of attendance, the cost of instruction will be borne by the school district of origin and the tuition paid to the designated school district of attendance will be computed in accordance with Education Law Section 3202 and other applicable laws and regulations.

Transportation Responsibilities

Any student in foster care who requires transportation in order to attend his or her school of origin, is entitled to receive that transportation.

As appropriate, the District will coordinate and collaborate with the LDSS to make an appropriate transportation plan that supports the student's school stability plan and is fair to the District's taxpayers, consistent with the District's obligations under federal and state law. The District and LDSS must biennially prepare a Local Transportation Agreement for Students in Foster Care that outlines local transportation procedures.

When the District is the designated school district of attendance, and the student requires transportation to attend his or her school of origin, the District will provide transportation to and from the student's foster care placement location and the school of origin. The costs for transportation for up to 50 miles each way are subject to reimbursement through state aid.

When the District is the school district of residence and the designated school district of attendance, *and* the student does not attend his or her school of origin, the District will provide transportation on the same basis as provided to resident students. The costs for transportation may be aidable pursuant to applicable laws and regulations.

When transporting students in foster care, the District may incur excess transportation costs, as defined by law. The District and the LDSS may enter into a written agreement relating to how excess transportation costs should be funded, consistent with applicable laws and regulations. Absent such an agreement, excess transportation costs incurred by the District will be shared equally between the LDSS responsible for the foster care costs of the student and the designated school district of attendance. The District and the LDSS will consider and utilize all allowable funding sources, including any available federal funds, to cover excess transportation costs.

Where a student in foster care has been placed in foster care in a contiguous state, and the District is the designated district of attendance, the District will collaborate with the LDSS to arrange for transportation.

Where the School of Origin is a Charter School

Where the school of origin is a charter school, the school district designated as the school district of attendance for a student in foster care will be deemed to be the school district of residence for the student for purposes of fiscal and programmatic responsibility and will be responsible for transportation of the student in foster care. If the designated school district of attendance is not the school district of origin, the designated school district of attendance may seek reimbursement from the school district of origin in accordance with applicable laws and regulations.

Dispute Resolution Process

To the extent feasible and appropriate, the District will ensure that a student in foster care remains in his or her school of origin while any dispute is being resolved in order to minimize disruptions and reduce the number of moves between schools.

Coordination with Other Agencies

The District will coordinate the provision of services described in this policy, as appropriate, with agencies or programs providing services to students in foster care.

The District will coordinate with other school districts on inter-district issues, such as transportation or transfer of school records.

The District will coordinate implementation of the above provision of services with the requirements of IDEA for students with disabilities.

Comparable Services

Each student in foster care will be provided services comparable to other students in the school of attendance, including: transportation services; educational services for which the student meets eligibility criteria; educational programs for students with disabilities; educational programs for English learners; programs in career and technical education; programs for gifted and talented students; and school nutrition programs.

As appropriate, the District will collaborate with SED and/or the LDSS to determine what documentation related to a student in foster care should be shared among involved parties. In all cases, the District will comply with all statutory requirements to protect student privacy, including the Family Educational Rights and Privacy Act (FERPA) and any other applicable privacy requirements under federal, state, or local laws.

45 USC § 6312

45 CFR § 1355.20(a)

US DOE, Non-Regulatory Guidance: Ensuring Stability for Children in Foster Care (June 23, 2016)

Education Law §§ 3202 and 3244

Memorandum from NY St. Educ. Department on Educational Stability and Transportation Provisions for Students in Foster Care Memo (December 2, 2016)

NOTE: Refer also to Policies #5660 -- Meal Charging and Prohibition Against Meal Shaming
#7240 -- Student Records: Access and Challenge

Adopted: 3/12/19

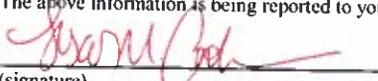
Revised: 4/8/21

Report of the Claims Auditor

Date of Report: 4/30/2021 Warrant #0078

<u>Vendor Name</u>	<u>Date</u>	<u>Check Number</u>	<u>Coding/Department</u>	<u>Amount</u>	<u>Reason</u>	<u>Corrective Action</u>
Claims which had minor deficiencies however approved by the claims auditor:						
School of the Holy Child	4/16/2021	<u>143147</u>	2250-470-05-0000	1,222.00	No PO	PO before invoice
Staples	4/16/2021	<u>143151</u>	2250-450-05-4800	63.92	No PO - claim form states PO closed prior to payment being processed	PO remains open until payment is made
Stacey Ann Exner	1/20/2021	<u>143136</u>	A-2070-400-05-200	450.00	insufficient documentation of services provided	additional documentation provided - ok to pay
Caleb Delgado	4/13/2021	<u>143132</u>	2855-400-03-5800	86.70	does not state modified, jv or varsity - pay differs depending on level	verified it was for modified - ok to pay
Claims held for additional information:						
Claims Rejected:						

The above information is being reported to you as part of the duties of the claims auditor.


 (signature)

Note: Observations by Claims Auditor will be in a Quarterly Report.

