

Berkeley USD

Board Policy

Education For Homeless Children

BP 6173

Instruction

Berkeley Unified School District is committed to meeting the unique educational needs of students who are homeless. The Governing Board recognizes that students who are homeless are at greater risk for poor academic performance due to life circumstances and stressors, disruption of their educational program, and social, emotional, and other health needs. The district shall provide students who are legally homeless with full access to the district's educational programs and other support services necessary to assist them in achieving state and district academic standards.

(cf. 6011 - Academic Standards)

THIS PARAGRAPH WAS MOVED

(cf. 5111.13 - Residency for Homeless Children)

The Superintendent or designee shall identify and remove any barriers to the identification and enrollment of homeless students and to the retention of homeless students due to absences or outstanding fees or fines. (42 USC 11432)

(cf. 5113.1 - Chronic Absence and Truancy)

Transportation

The district shall provide transportation for a homeless student to and from a district school of origin when the student is residing within the district and the parent/guardian requests that such transportation be provided. If the student moves outside of district boundaries but continues to attend this district's school of origin, the Superintendent or designee shall consult with the Superintendent of the district in which the student is now residing to agree upon a method to apportion the responsibility and costs of the transportation. (42 USC 11432)

(cf. 3250 - Transportation Fees)

(cf. 3541 - Transportation Routes and Services)

The Superintendent designates the following position as the district liaison for homeless students: Manager, Student Services. The district liaison shall fulfill the duties specified in 42 USC 11432 to assist in identifying and supporting homeless students to succeed in school.

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Deleted: The Governing Board district recognizes its obligation to ensure that students who are legally homeless children have access to the same free and appropriate public education provided to other children within the district. The district shall provide homeless students with access to education and other services necessary for these students to meet the same challenging performance standards as other students. Students shall not be segregated into a separate school or program based on their status as homeless, nor shall homeless students be stigmatized in any way. -

Deleted: (cf. 3553 - Free and Reduced Price Meals)

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

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Comment [PP2]: Does this policy conflict with current law? 5/03

Comment [PP3]: Policy date 5/03

Comment [PP4]: Policy number is referenced in current policy dated 5/03, but doesn't exist

Comment [PP5]: Policy number is referenced in current policy dated 5/03, but doesn't exist

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

(cf. 1113 - District and School Web Sites)

(cf. 4131 - Staff Development)

(cf. 4231 - Staff Development)

(cf. 4331 - Staff Development)

Comment [PP6]: 8/17

Comment [PP7]: BUSD does not have staff development policies for certificated, classified or administrative/supervisory staff.

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

(cf. 5125 - Student Records)

(cf. 5125.1 - Release of Directory Information)

Comment [PP8]: 11/09

Comment [PP9]: 6/07

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

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

(cf. 3550 - Food Service/Child Nutrition Program)

(cf. 3553 - Free and Reduced Price Meals)

(cf. 5148.2 - Before/After School Programs)

(cf. 5148.3 - Preschool/Early Childhood Education)

(cf. 6159 - Individualized Education Program)

(cf. 6164.2 - Guidance/Counseling Services)

(cf. 6171 - Title I Programs)

(cf. 6172 - Gifted and Talented Student Program)

(cf. 6174 - Education for English Learners)

(cf. 6177 - Summer Learning Programs)

(cf. 6178 - Career and Technical Education)

(cf. 6179 - Supplemental Instruction)

Comment [PP10]: 6/06

Comment [PP11]: 2/13

Comment [PP12]: No policy

Comment [PP13]: No BP...BUSD AR 5148 Child Care and Development

Comment [PP14]: 2/07

Comment [PP15]: BP 6164.2 Academic and Guidance/Counseling Services 9/08

Comment [PP16]: BP 6171 12/06
BP 6172 & 6174 5/04
BP 6177 no policy
BP 6178 & 6179 9/08

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Homeless students shall not be segregated into a separate school or program based on their status as homeless and shall not be stigmatized in any way. However, the Superintendent or designee may separate homeless students on school grounds as necessary for short periods of time for health and safety emergencies or to provide temporary, special, and supplementary services to meet the unique needs of homeless students. (42 USC 11432, 11433)

(cf. 0410 - Nondiscrimination in District Programs and Activities)

(cf. 3553 - Free and Reduced Price Meals)

Comment [PP17]: 2/06

Comment [PP18]: 2/13

The Superintendent or designee shall coordinate with other agencies and entities to ensure that homeless children and youth are promptly identified, ensure that homeless students have access to and are in reasonable proximity to available education and related support services, and raise the awareness of school personnel and service providers of the effects of short-term stays in a shelter and other challenges associated with homelessness. Toward these ends, the Superintendent or designee shall collaborate with local social services agencies, other agencies or entities providing services to homeless children and youth, and, if applicable, transitional housing facilities. In addition, the Superintendent or designee shall coordinate transportation, transfer of school records, and other interdistrict activities with other local educational agencies. As necessary, the Superintendent or designee shall coordinate, within the district and with other involved local educational agencies, services for homeless students and services for students with disabilities. (42 USC 11432)

(cf. 1400 - Relations Between Other Governmental Agencies and the Schools)

Comment [PP19]: No Policy

District liaisons and other appropriate staff shall participate in professional development and other technical assistance activities to assist them in identifying and meeting the needs of homeless students and to provide training on the definitions of terms related to homelessness. (42 USC 11432)

At least annually, the Superintendent or designee shall report to the Board on outcomes for homeless students, which may include, but are not limited to, school attendance, student achievement test results, promotion and retention rates by grade level, graduation rates, suspension/expulsion rates, and other outcomes related to any goals and specific actions identified in the LCAP. Based on the evaluation data, the district shall revise its strategies as needed to better support the education of homeless students.

(cf. 0500 - Accountability)

(cf. 6162.51 - State Academic Achievement Tests)

(cf. 6190 - Evaluation of the Instructional Program)

Comment [PP20]: No policies

Legal Reference:
EDUCATION CODE

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[39807.5 Payment of transportation costs by parents](#)
[48850 Educational rights of homeless and foster youth](#)
[48852.5 Notice of educational rights of homeless students](#)
[48852.7 Enrollment of homeless students](#)
[48915.5 Recommended expulsion, homeless student with disabilities](#)
[48918.1 Notice of recommended expulsion](#)
[51225.1-51225.3 Graduation requirements](#)
[52052 Accountability; numerically significant student subgroups](#)
[52060-52077 Local control and accountability plan](#)
[CODE OF REGULATIONS, TITLE 5](#)
[4600-4687 Uniform complaint procedures](#)
[UNITED STATES CODE, TITLE 20](#)
[1087vv Free Application for Federal Student Aid; definitions](#)
[1232g Family Educational Rights and Privacy Act](#)
[6311 Title I state plan; state and local educational agency report cards](#)
[UNITED STATES CODE, TITLE 42](#)
[11431-11435 McKinney-Vento Homeless Assistance Act](#)
[12705 Cranston-Gonzalez National Affordable Housing Act; state and local strategies](#)

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Management Resources:

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[CALIFORNIA CHILD WELFARE COUNCIL PUBLICATIONS](#)
[Partial Credit Model Policy and Practice Recommendations](#)
[CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS](#)
[Homeless Education Dispute Resolution Process, January 30, 2007](#)
[NATIONAL CENTER FOR HOMELESS EDUCATION PUBLICATIONS](#)
[Homeless Liaison Toolkit, 2013](#)
[U.S. DEPARTMENT OF EDUCATION GUIDANCE](#)
[Dear Colleague Letter, July 27, 2016](#)
[Education for Homeless Children and Youths Program, Non-Regulatory Guidance, July 2016](#)
[WEB SITES](#)
[California Child Welfare Council: <http://www.chhs.ca.gov/Pages/CACChildWelfareCouncil.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>](#)

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Policy BERKELEY UNIFIED SCHOOL DISTRICT
adopted: May 21, 2003 Berkeley, California

Revised: [\[insert date revision is approved by Board\]](#)

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1980-1986 County community schools

2558.2 Use of revenue limits to determine average daily attendance of homeless children

39807.5 Payment of transportation costs by parents

UNITED STATES CODE, TITLE 42

11431-11435 McKinney-Vento Homeless Assistance Act

CDE PUBLICATIONS

Enrolling Students in Homeless Situations, 1999

FEDERAL REGISTER

U.S. Department of Education: Notice of school enrollment guidelines, 67 Fed. Reg. 10698

WEB SITES

CDE: <http://www.cde.ca.gov/cilbranch/homeless/homelesstoc.html>

U.S. Department of Education: <http://www.ed.gov/offices/OESE/CEP/hmlsprogresp.html>

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