

# Administrative Regulation

Students

AR 5111.13

## Residency For Homeless Children

\*\*\*Note: As part of the No Child Left Behind Act (P. L. 107-110), Congress has reauthorized and substantially expanded the requirements of the McKinney-Vento Homeless Assistance Act (42 USC 11431-11435) effective July 1, 2002. 42 USC 11432, as amended, mandates that the CDE and districts adopt policies and practices that ensure that homeless children are not segregated or stigmatized on the basis of their status as homeless. Other requirements of this new law can be found at BP/AR 6173 - Education for Homeless Children.\*\*\*

\*\*\*Note: 42 USC 11432, as amended, requires districts to immediately enroll homeless children even though the parent/guardian is unable to produce the records normally required for enrollment. The following paragraph lists some examples of alternative proofs of residency that the district may choose to accept and should be modified to reflect district practice. For other recommendations, see the CDE Publication Enrolling Students in Homeless Situations.\*\*\*

Homeless students living in the district shall be admitted to district schools upon presentation of any of the following:

1. Hotel or motel receipts
2. A letter from a social service agency or homeless shelter verifying that the student lives within the district
3. An affidavit from the parent/guardian stating that the family lives within the district

A reasonable effort shall be made to secure an address, phone number and medical release from the parent/guardian when a student is placed in a classroom.

(cf. 5125 - Student Records)

(cf. 5141.31 - Immunizations)

(cf. 6173 - Education for Homeless Children)

\*\*\*Note: Pursuant to 42 USC 11432, as amended, placement determinations for homeless students must be made according to the student's "best interest" as defined in law. Under specified circumstances, homeless students also have the right to continue to attend a district school, even when the homeless family no longer resides within the district. For these and other details, see AR 6173 - Education for Homeless Children.\*\*\*

Legal Reference:

EDUCATION CODE

1980-1986 County community schools

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

39807.5 Payment of transportation costs by parents

UNITED STATES CODE, TITLE 42

11431-11435 McKinney-Vento Homeless Assistance Act

Management Resources:

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>

U.S. Department of Education: <http://www.ed.gov>

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

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**GRAVENSTEIN UNION SCHOOL DISTRICT  
Sebastopol, California**