



**STUDENT SUPPORT SERVICES
MCKINNEY-VENTO DISPUTE
RESOLUTION PROCESS
2022-20223 SCHOOL YEAR**

The McKinney-Vento Act requires every State to include in its State plan for implementing the Act a description of procedures for the prompt resolution of disputes regarding the educational placement of children and youth experiencing homelessness [42 U.S.C. § 11432(g)(1)(C)].

LEA REQUIREMENTS

If a dispute arises under the McKinney-Vento Act over eligibility, school selection, or school enrollment [42 U.S.C. 11432(g)(3)(E)], the Act requires LEAs to take the following steps:

1. The child or youth shall be immediately enrolled in the school in which enrollment is sought, pending the final resolution of the dispute, including all available appeals [42 U.S.C. § 11432(g)(3)(E)(i)]. In the case of an unaccompanied youth, the local homeless education liaison (hereafter local liaison) must ensure that the youth is enrolled immediately in the school in which the youth seeks enrollment pending the final resolution of the dispute [42 U.S.C. § 11432(g)(3)(E)(iv)]. While disputes are pending, students have the right to participate fully in school and receive all services for which they are eligible (U.S. Department of Education, 2017, p 35), as the definition of enrollment includes “attending classes and participating fully in school activities” [42 U.S.C. § 11434a(1)].
2. The parent, guardian, or unaccompanied youth must be provided with a written explanation of any dispute-related decisions made by the school, LEA, or SEA involved, including the right of the parent, guardian, or unaccompanied youth to appeal such decisions [42 U.S.C. § 11432(g)(3)(E)(ii)]. The LEA must provide this written explanation, including the reasons for its determination and information regarding the right to appeal, in a manner and form understandable to the parent, guardian, or unaccompanied youth [42 U.S.C. § 11432(g)(3)(B)(iii)]. In the case of an unaccompanied youth, the local liaison must ensure that this written notice is provided directly to the youth [42 U.S.C. § 11432(g)(3)(B)(iv)].
3. The parent, guardian, or unaccompanied youth must be referred to the local liaison, who will carry out the dispute resolution process described in the State McKinney-Vento plan as expeditiously as possible after receiving notice of the dispute [42 U.S.C. § 11432(g)(3)(E)(iii)]. The local liaison must be familiar with the State’s McKinney-Vento dispute resolution process and follow all procedures outlined therein. The parent, guardian, or unaccompanied youth must be notified of the decision (either orally or in writing) within two (2) business days of the decision being made.

Please sign below to acknowledge that you have been given a copy of the State’s McKinney-Vento dispute resolution process and the school level McKinney-Vento Liaison explained each step of the process.

Parent/Guardian/Unaccompanied Youth Name (Printed)

Parent/Guardian/Unaccompanied Youth Signature

Liaison Name (Printed)

Liaison Signature

Date

Date