

McKinney-Vento Liaisons

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Deputy Commissioner for P-12 Instructional Support

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Date: April 2022

Subject: Educational Services for Recently Arrived Evacuees, Refugees,
Immigrants and/ or Unaccompanied Children

This memo is to inform Local Education Agencies (LEAs) of the educational rights of

- iv. migratory children (as such term is defined in section 1309 of the Elementary and Secondary Education Act of 1965) who qualify as homeless for the purposes of Title 7, subtitle B, because the children are living in circumstances described in clauses (i) through (iii).”

As noted above, children and youths who lack a fixed, regular, and adequate nighttime residence are eligible to receive services under Title VI, Subpart B of the McKinney-Vento Act. Because the Act identifies students living in hotels as eligible for services, and we understand that many Afghan evacuees have been temporarily resettled in hotels, they would therefore qualify for services under the statute.

LEAs should work with the New York State Refugee Coordinator and local refugee resettlement agencies to identify incoming evacuees who are eligible for services under Title VI, subtitle B of the McKinney-Vento Act as soon as possible to better meet the stu

Section P of the [Education for Homeless Children and Youths Program Non-Regulatory Guidance \(NRG\)](#) provides additional information on addressing the needs of UHYs.

Please support the evacuees in our state by connecting with the New York State Refugee Coordinator by calling 518-402-3096 or with our refugee resettlement agencies that include:

USCRI Albany
Jewish Family Services of Western New York
International Institute of Buffalo
Journey's End Refugee Services, Inc.
Catholic Charities of Buffalo
HIAS New York
International Rescue Committee-New York
Catholic Charities Family and Community Services
Catholic Charities of Onondaga County
Interfaith Works of Central New York, Inc.
RISE
The Center
Catholic Charities Community Services
Catholic Charities of Long Island
World Relief Western New York

In addition to contacting the refugee resettlement agencies

