provide all children with equal access to public elementary and secondary education, ZKLFK LQFOXGHV HQUROOLQJ DOO UHVLGHQW V WAXIGHQWV U or perceived immigration status. ⁴ Between January 31 and July 31, 2014, approximately 4,200 unaccompanied children and youth apprehended by immigration authorities have been released to a sponsor living in New York State. ⁵ Therefore, it is likely that many school districts will receive inquiries regarding registration and/or educational placement for students residing with a sponsor within their district.

, Q DGGLWLRQ WR WKH LQIRUPDWLRQ SURYLGHG EHORZ WK also provi GHV LQIRUPDWLRQ RQ VFKRRO GLVWULFWV¶ REOLJDW regardless of their immigration status and provides detailed information on registration procedures and data collection. ⁶

A. Enrolling Unaccompanied Immigrant Children

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a case-by-case basis under the law's broad definition, which includes youth who are OLYLQJ ZLWK IDPLO\P-IXIBIT HALRXX I/QQµJG RLXHE O H/OK DULQJ WKH KR persons due to economic hardship RU D VLPLO DIVICKIII HED-VERIQ eligibility determinations must be made by school districts on a case-by-case basis and should take into account the unique circumstances of each child. School districts are reminded of their obligation to immediately enroll such students while McKinney-Vento eligibility determinations are being made in accordance with §100.2(x) of the Commissioner's regulations.

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B. Immunizations

1 H Z < R U N 6 W D W H 3 X E O L F + H D O W K / D Z ³ 3 + / ´ † govern the immunizations required for school attendance.⁸ Upon arrival at a U.S. Customs and Border Patrol facility, unaccompanied children are provided an initial medical screening. ⁹ Children and youth without documentation of previous valid vaccinations are provided with vaccinations by the Office of Refugee Resettlement. ¹⁰

Therefore, unaccompanied children who have been placed with a sponsor following custody in a HHS shelter should have documentation of immunization. However, some unaccompanied children may present to schools with incomplete or no documentation of immunizations. PHL §2164(7)(a) provides that when a student is transferring from another country, a principal (or other designee) may allow that child to attend school for up to 30 days if there is evidence of a good faith effort to obtain immunizations or other evidence of immunization.

C. Additional Resources for School Districts

USDOE and other federal and State agencies have issued guidance with respect to the education of these children. For more information, please see:

http://www.ed.gov/news/press-releases/secretary-duncan-and-attorney-general-holder-issue-guidance-school-districts-enshttp://www2.ed.gov/policy/rights/guid/unaccompanied-children.htmlhttp://www2.ed.gov/policy/rights/guid/unaccompanied-children.pdfhttp://www2.ed.gov/policy/rights/guid/unaccompanied-children-2.pdf

http://www.p12.nysed.gov/sss/schoolhealth/schoolhealthservices/immunizationlettertoschools.pdf http://www.health.ny.gov/prevention/immunization/schools

⁷ http://www2.ed.gov/policy/rights/guid/unaccompanied-children.html, http://www2.ed.gov/policy/rights/guid/unaccompanied-children.html

⁸ Please note that the Department of Health revised its regulations regarding immunization requirements for school attendance, effective July 1, 2014 (see 10 NYCRR §66-1.3). The Department issued updated guidance on school immunization requirements in Mar@014,which is available at

⁹ http://www.acf.hhs.gov/unaccompanied-children-frequently-asked-questions

¹⁰ Id. Please not that if a sponsor does not have a copy of the child's medical or immunization records, the spons can request a new copy from HHS vianeil at Requests. DUCS@acf.hhs.gov

The United States Department of Health and Human Services, Office of Refugee Resettlement:

http://www.acf.hhs.gov/programs/orr/programs/ucs/about

The New York State Office of Temporary and Disability Assistance, Bureau of Refugee and Immigrant Assistance (BRIA): http://otda.ny.gov/programs/bria/

The New York State Technical Assistance Center for Homeless Students http://www.nysteachs.org/

Vaccinations in Refugee Children: New York State and New York City Recommendations and Guidelines