

# Demystifying MEP ID&R Myths

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*The mission of the Office of Migrant  
Education is to provide excellent leadership,  
technical assistance, and financial support, to improve  
the educational opportunities and academic success of  
migrant children, youth, agricultural workers, fishers  
and their families.*



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- Identify the causes of misconceptions around MEP requirements
- Explore seven common misconceptions and shed light on the truth
- Share additional misconceptions in small groups and work together to provide clarity to the group

## Objectives

## **Statute**

Part C of Elementary and Secondary School Act (ESEA), Title I, Part A , Section 1115(b)(1)(A); Title I, Part C, Sections 1304(c)(7) and 1309(2)



## **Code of Federal Regulations**

34 CFR § 200.81 and 200.89



## **Guidance**

Title I, Part C - Education of Migratory Children, October 2010, Chapters II and III

# **ID&R Legal References**

- Changes in the law, regulations, and policy
- Long-standing policies at different levels of the program
- States' rights to choose how to implement the program
- Balance of what is *needed* vs what is *wanted*

**What causes the confusion?**

# Seven Common Misconceptions

How many individuals must review a COE?

- 34 CFR 200.89(d)(4) An examination by qualified individuals at the SEA or LOA level of each COE to verify that the written documentation is sufficient...for eligibility.
- Dependent on what is needed for the State to reach acceptable quality control
- Invest in high-quality, up-to-date training for recruiters, but be aware of risk factors
- Efficiency will save time and money

## **Myth 1: More is Better**

How long must a COE be retained to adhere to record keeping requirements?



- Sections 76.730 and 80.42(b) of EDGAR
- COEs and other program documents may be stored electronically
- Take precautions for securing Personally Identifiable Information (PII) both in hard copy and in electronic form
- A monitoring or audit may extend the time needed for retention

## **Myth 2: Paper is King**

# Retention Timeline

Please refer to the handout

How many annual  
prospective re-interviews  
must a State complete?

- 34 CFR 200.89(b)(2)(ii)(A)
- **Average** of 50 re-interviews, meaning some should do a lot more and some can probably do less
- Use the prior year's discrepancy rate and the *Re-interviewing Guide* for planning
- Rolling re-interviews through out the year are suggested, each building to the total number of re-interviews intended

## Myth 3: One Size Fits All

How often are independent prospective re-interviews required?

- 34 CFR 200.89(b)(2)(i)
- Every 3 years, independent re-interviewers must be used
- Independent of the State and local MEPs
- Should be very similar to in-house prospective re-interviewing process
- Explore all options for independent recruiters

## **Myth 4: Independent Means More Work**

Was economic necessity a name change for PMOL?

- 34 CFR 200.81 (g)
- PMOL was a stand alone factor for eligibility vs. economic necessity which is an integral part of the move factor
- States should develop policies for determining economic necessity in cases of short duration and short distance moves
- Delicate balance between family privacy and States' needs

## **Myth 5: PMOL in Sheep's Clothing**



What information must a literature review provide to support the temporary nature of employment?

- 34 CFR 200.81(k)
- Literature reviews do not necessarily need to contain data on turnover rates of the specific worksites intended for recruitment
- Could include information, such as, but not limited to: workplace hazards, general labor statistics, historical information about employment, field statistics for turnover, other information to support the temporary nature
- Should be held to accepted literature review standards

**Myth 6: Reasonable is impossible**

When are recruiters provided feedback on ID&R practices?

- 34 CFR 200.89(d)(2)
- Recruiters' reviews could include items such as:
  - COE challenges
  - Networking strategies and results
  - ID&R Mapping
- Review is specifically tied to ID&R so a MEP expert should be conducting the conversation

**Myth 7: Annual job evaluations = ID&R Practices**

It's your turn to bring  
clarity to MEP  
misconceptions!

With the people at your table:

- Brainstorm a list of ID&R-related misconceptions that you have observed among recruiters, coordinators and/or directors.
- Once you have 3-4 misconceptions, use the expertise at the table and the resource documents to shed light on the misconceptions, and
- Make sure the regulation or guidance supports your thinking.

**Myth Sharing**

- State the misconception
- Provide the resource(s) you'll be using to support your table's determination
- Offer clarity to the group on the misconception



**Share out**

# THANK YOU!

For Questions Please Contact:

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