

# **Migrant Education Program Identification & Recruitment**

Review Basic Eligibility Criteria

# Objectives

- **Review** the *basic* requirements of eligibility for the Title I, Part C, Migrant Education Program
- Apply the basic MEP eligibility requirements using scenarios

# Authorities

- Elementary and Secondary Education Act (ESEA), Title 1 Part C, NCLB
- Code of Federal Regulations, 34 CFR 200.81 (2008)
- Non-Regulatory Guidance 2010 (II & III)

# S.T.A.M.P. of Eligibility



**S** – School Completion

**T** – Time of Move

**A** – Age of Child/Youth

**M** – Move

**P** – Purpose

# S.T.A.M.P. of Eligibility

## School Completion

Make sure the child/youth has:

**NOT** graduated from high school;

**NOT** earned a GED.

# S.T.A.M.P. of Eligibility

## Time of move

The child and qualifying worker moved **within the past 36 months.**

# S.T.**A**.M.P. of Eligibility

## **A**ge

Make sure the child/youth is **younger than 22** years of age.

# S.T.A.**M**.P. of Eligibility

## **M**ove

There are **5** components that make up “move” in migrant education.



# S.T.A.**M**.P. of Eligibility

The child **and** worker “moved”

With, to join,  
to precede,  
or  
as the worker

- The child and worker “moved” together.
- The child “moved” to join the worker.
- The worker “moved” to join the child.

# S.T.A.**M**.P. of Eligibility

The child and worker “moved”

From one  
school  
district to  
another

Across **school district lines**

- From TX to NE
- NE to TX
- From MX to PA
- From district to district

# S.T.A.M.P. of Eligibility

The child and worker “moved”

Change of  
residence

**to live** and not just to visit.

Does **not** include:

- Visit family or friends
- Attend a wedding
- Take a vacation
- Take care of “legal” matters

# S.T.A.**M**.P. of Eligibility

The child and worker “moved” ...

Due to  
economic  
necessity

...due to **Economic Necessity**.

Examples:

- Move in order to earn a living
- Not able to afford to stay in the current location

# S.T.A.**M**.P. of Eligibility

The child and worker “moved”

Within the  
past 36  
months

- Three years
- 36 months

# S.T.A.M.P. of Eligibility



The child and worker “moved.”

Each must be present to satisfy Move criteria in STAMP of Eligibility

# S.T.A.M.P. of Eligibility

## Purpose

“Move or Moved **in Order to Obtain**”

*In Order to Obtain* – used to describe why a worker moved, means that **one of the purposes** of the move is to seek or obtain qualifying work.

# S.T.A.M.P. of Eligibility

## Purpose

“Move or Moved in Order to Obtain”

If a worker states that one of the purposes of the move was to seek any type of employment (the worker moved with no specific intent to find work in a particular job), the worker is deemed to have moved with a purpose of obtaining qualifying work if the worker obtains qualifying work soon after the move.

Therefore, for those who moved to get “**any**” work and end up obtaining qualifying work soon after the move, it is enough to say that they moved to obtain qualifying work.



# S.T.A.M.P. of Eligibility

## Purpose

“Move or Moved in Order to Obtain”

A worker who did not obtain qualifying work soon after a move may be considered to have moved in order to obtain qualifying work only if the worker states that at least one purpose of the move was specifically to seek the qualifying work, and there is:

- Prior migrant history *and/or*
- Credible evidence that the worker sought qualifying work but, for reasons beyond the worker’s control, the work was not available.

SECTION III: QUALIFYING MOVE & WORK

1. The child(ren) listed above moved from a residence in School district / City / State / Country to a residence in School district / City / State

2. The child(ren) moved (complete both a. and b.):

a.  on own as worker, OR  with the worker, OR  to join or precede the worker.

b. The worker, First Name and Last Name of Worker, is the child or the child's  parent  spouse  guardian.

i. (Complete if "to join or precede" is checked in 2a.) The worker moved on MM/DD/YY. The child(ren) moved on MM/DD/YY. (provide comment)

3. The Qualifying Arrival Date was MM/DD/YY.

The worker moved due to economic necessity in order to obtain:

a.  qualifying work, and obtained qualifying work, OR

b.  any work, and obtained qualifying work soon after the move, OR

c.  qualifying work specifically, but did not obtain the work. If the worker did not obtain the qualifying work:

i.  The worker has a prior history of moves to obtain qualifying work (provide comment), OR

ii.  There is other credible evidence that the worker actively sought qualifying work soon after the move (provide comment).

4. The qualifying work, \* describe agricultural or fishing work, was (make a selection in both a. and b.):

a.  seasonal OR  temporary employment

b.  agricultural OR  fishing work

\*If applicable, check:

personal subsistence (provide comment)

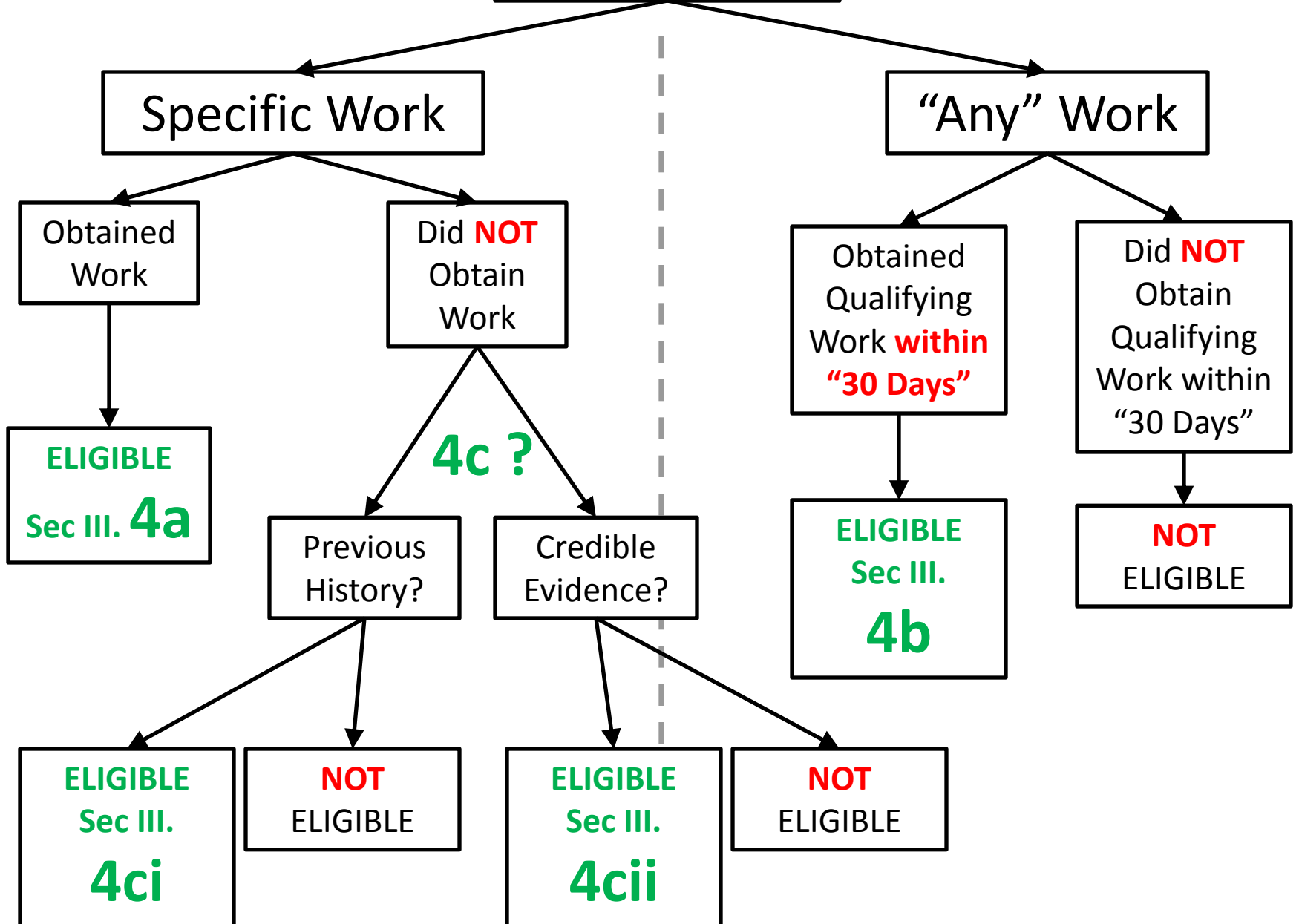
6. (Complete if "temporary" is checked in #5a) The work was determined to be temporary employment based on:

a.  worker's statement (provide comment), OR

b.  employer's statement (provide comment), OR

c.  State documentation for Employer.

# PURPOSE



# S.T.A.M.**P**. of Eligibility

## **P**urpose

Move or Moved in order to Obtain:

- Seasonal or Temporary, and
- Agricultural or Fishing work.

# S.T.A.M.P. of Eligibility

## **Purpose**

“Seasonal or Temporary”

*Seasonal* – Employment that occurs only during a certain period of the year because of the cycles of nature and, that by its nature, may be continuous or carried on throughout the year.

# S.T.A.M.P. of Eligibility

## **Purpose**

“Seasonal or Temporary”

*Temporary* – Employment that lasts for a limited period of time, usually a few months, but no longer than 12 months.

- Employer states that worker was hired for a limited timeframe.
- The worker states he/she does not intend to remain in that employment indefinitely.

# S.T.A.M.P. of Eligibility

## Purpose

“Seasonal or Temporary”

*Temporary* – Employment that lasts for a limited period of time, usually a few months, but no longer than 12 months.

- Work that ***could*** last all year round, no beginning and end date.

# S.T.A.M.P. of Eligibility

## Purpose

“Agricultural or Fishing Work”

*Agricultural Work* – The **production or initial processing** of crops, dairy products, poultry, or livestock, as well as the cultivation or harvesting of trees. It consists of work performed for wages or personal subsistence.



# S.T.A.M.P. of Eligibility

## Purpose

“Agricultural or Fishing Work”

*Fishing Work* – The **catching or initial processing** of fish or shellfish or the raising or harvesting of fish or shellfish at fish farms. It consists of work performed for wages or personal subsistence.

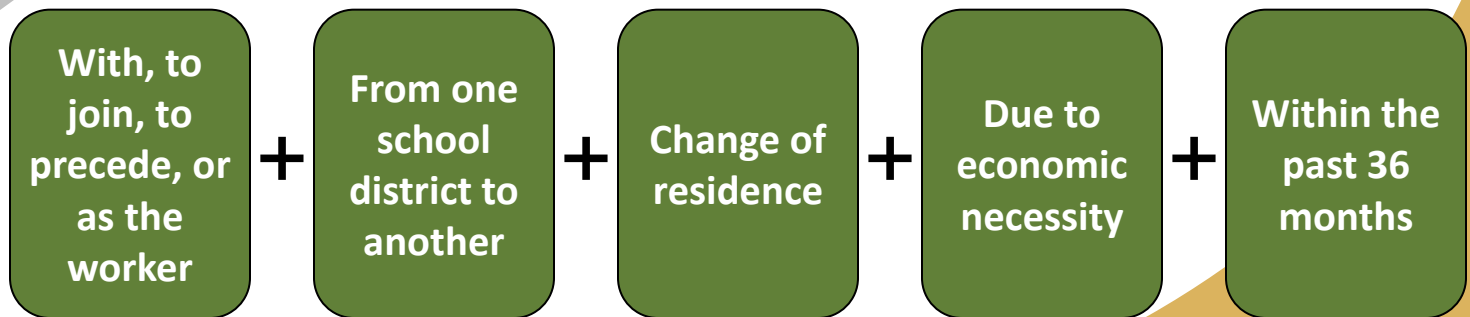
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P –

# S.T.A.M.P. of Eligibility



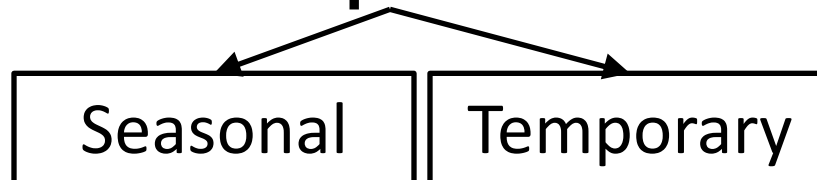
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