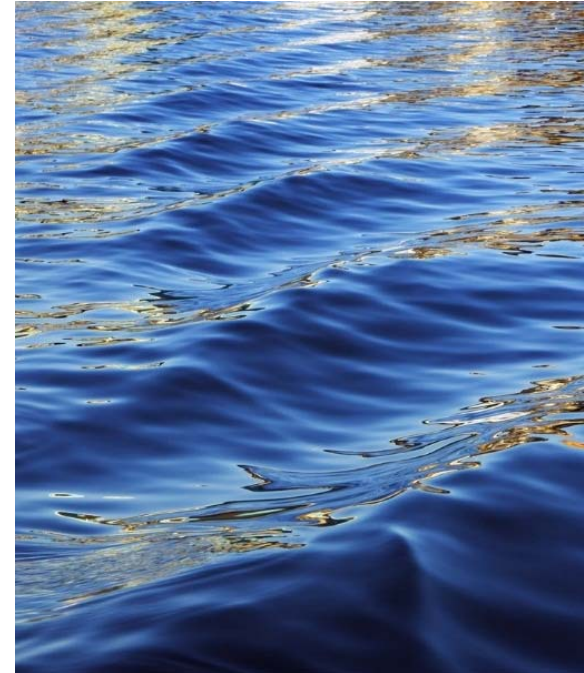




Case Studies

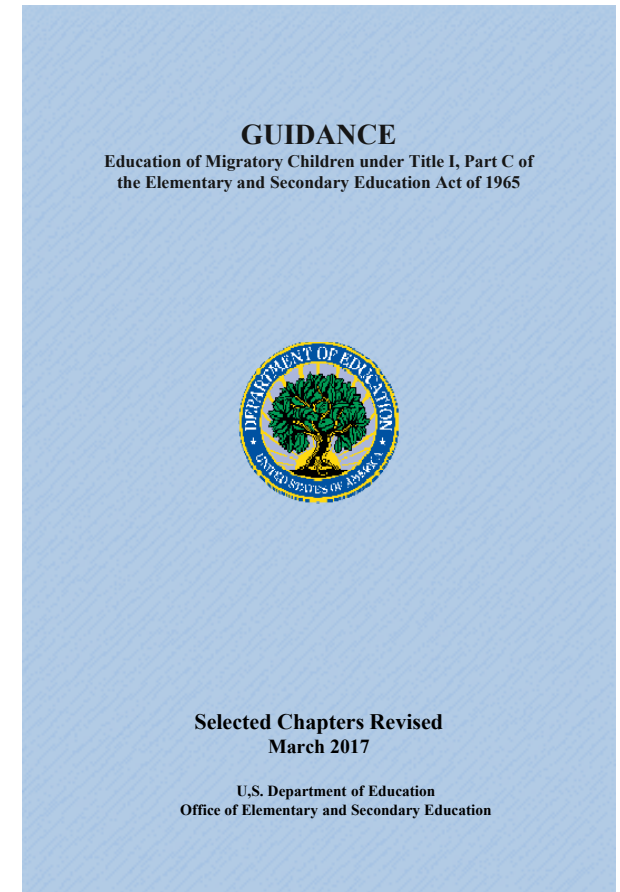
ID&R Office

Daytona Beach, FL - April 16, 2019



Objectives

- Provide overview using recruitment tools
- Utilize scenarios to gain better understanding of eligibility criteria



Vocabulary Under ESSA

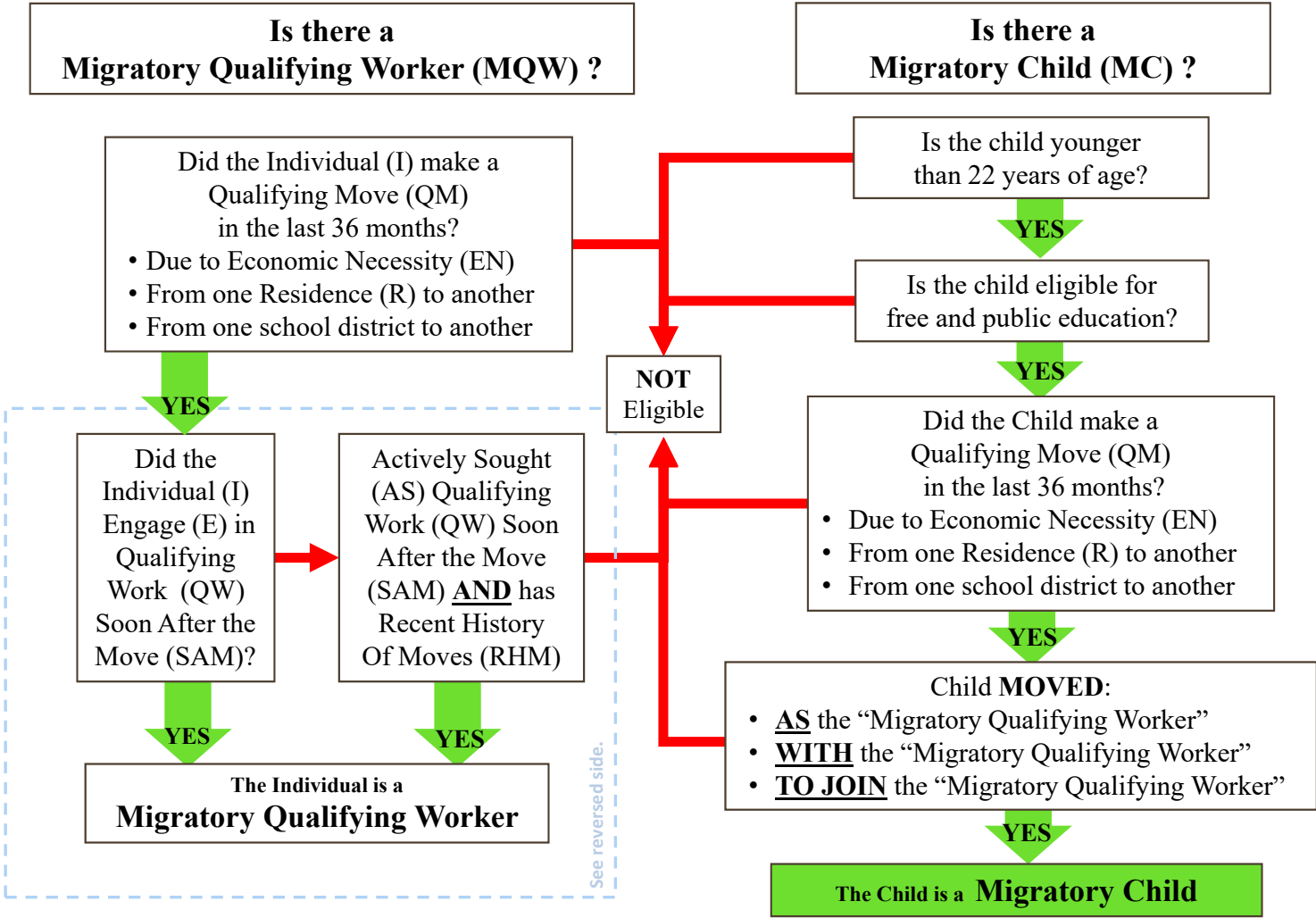
Identification & Recruitment Vocabulary under ESSA

- Actively Sought (AS)** – having taken positive actions to look for new qualifying work (QW).
- Agricultural Work (AW)** – the production or initial processing of raw agricultural products, such as crops, poultry, livestock; dairy work; as well as the cultivation or harvesting of trees that is performed for wages or personal subsistence.
- Economic Necessity (EN)** – moving because an individual (I) had a financial need. For example, not being able to afford to stay in the current location, moving for work or because work has ended.
- Eligibility Interview Date (EID)** – the date when the recruiter conducts an eligibility interview with an individual. Recruiters must focus on moves that occurred “within the preceding 36 months of the Eligibility Interview Date (EID).”
- End of Eligibility (EOE)** – the child(ren)’s 36-month eligibility time frame has expired or they no longer meet the definition of migratory child.
- Engage (E)** “Engage in Qualifying Work” – to begin working or performing a new job. Having started the physical labor OR participated in orientation.
- Established Worker Date (EWD)** – the date the individual established him/herself as a Migratory Qualifying Worker (MQW).
- Fishing Work (FW)** – is the catching or initial processing of fish or shellfish; as well as the raising or harvesting of fish or shellfish at fish farms that is performed for wages or personal subsistence.
- Individual (I)** – a parent/guardian/spouse or the child/youth. Someone who has not been determined a Migratory Qualifying Worker (MQW) or a Migratory Child (MC).
- Migratory Agricultural Worker (MAW)** – a person who, in the preceding 36 months, made a Qualifying Move (QM) and, soon after the move, engaged in new temporary or seasonal employment or personal subsistence in Qualifying Work (QW) in agriculture.
- Migratory Child (MC)** – a child who is: (1) younger than 22 years of age; (2) entitled to a free public education under State law; (3) made a Qualifying Move (QM) in the preceding 36 months as a Migratory Qualifying Worker (MQW), or with a Migratory Qualifying Worker (MQW), or to join or proceed a Migratory Qualifying Worker (MQW).

Identification & Recruitment Vocabulary under ESSA

- Migratory Fisher (MF)** – a person who, in the preceding 36 months, made a Qualifying Move (QM) and, soon after the move, engaged in new temporary or seasonal employment or personal subsistence in Qualifying Work (QW) in fishing.
- Migratory Qualifying Worker (MQW)** – a person who is either a Migratory Agricultural Worker (MAW) or Migratory Fisher (MF).
- Move (M)** – changing from one residence to another. Traveling from one residence to another. Not a Visit.
- Qualifying Activity (QA)** – the “ing” form of the verb, and crop (e.g., picking strawberries).
- Qualifying Arrival Date (QAD)** – the date that both the Migratory Child (MC) and the Migratory Qualifying Worker (MQW) complete the Qualifying Moves (QM). The child must have moved as the Migratory Qualifying Worker (MQW), with or to join a parent/guardian/ spouse who is a Migratory Qualifying Worker (MQW).
- Qualifying Move (QM)** – a move made under the following conditions:
- due to economic necessity, (EN) and
 - from one residency (R) to another, and
 - from one school district to another.
- Both the MQW and the MC must make a QM.*
- Qualifying Work (QW)** – work that is temporary or seasonal employment, or for personal subsistence, in agriculture or fishing.
- Residence (R)** – a place where one lives and not just visits. In certain circumstances, boats, vehicles, tents, trailers, etc., may serve as a residence.
- Residency Date (RD)** – the date when the child moves (establish residency) into the present school district.
- Recent History of Moves (RHM)** – moves (M) that resulted in the engagement of new qualifying work (QW) that occurred within the preceding 36 months of the eligibility interview date (EID).
- Soon After the Move (SAM)** – within 60 days.

Eligibility Flowchart



The Individual moved and Soon after the Move (SAM) ...

Engaged in Qualifying Work (QW)

Did NOT Engage in Qualifying Work (QW)

The individual is a Migratory Qualifying Worker (MQW)

Actively Sought (AS) Qualifying Work (QW) AND has Recent History of Moves (RHM)

The individual is NOT a Migratory Qualifying Worker (MQW)

The individual is a Migratory Qualifying Worker (MQW)

Possible Eligibility Sec III. 4a

Possible Eligibility Sec III. 4b

MIGRANT ELIGIBILITY CHECKLIST

ALL boxes must be checked off in order to meet the Migratory Qualifying Worker and Migratory Child definitions (unless instructed to only check one).

Does the “individual” meet the definition of “Migratory Qualifying Worker”?

QUALIFYING MOVE FOR MIGRATORY QUALIFYING WORK

(Does not have to be dependent of child’s move)

- Due to economic necessity; AND
- From one residence to another residence; AND
- From one district to another; AND
- Took place in the preceding 36 months

QUALIFYING WORK (check one)

- engaged in new temporary or seasonal employment or personal subsistence in agriculture “soon after” the move (within 60 days); OR
- did not engage in new temporary or seasonal employment or personal subsistence
 - actively sought such new employment; AND
 - the individual has a recent history of moves for temporary or seasonal agriculture employment (at least two moves)

THE NEW QUALIFYING WORK IS:

- seasonal or temporary; AND
- agricultural or fishing

Does the “child(ren)” meet the definition of a “Migratory Child”?

AGE

- The child is under 22 years of age

SCHOOL COMPLETION

- The child is eligible for a free public education under State law

QUALIFYING MOVE FOR CHILD *(Does not have to be dependent of migratory qualifying worker’s move)*

- Due to economic necessity; AND
- From one residence to another residence; AND
- From one district to another; AND
- Took place in the preceding 36 months

THE CHILD MOVED: (check one)

- as a Migratory Qualifying Worker
- with, a Migratory Qualifying Worker
- to join a parent/guardian or spouse who is a Migratory Qualifying Worker

Eligibility Checklist

ALL boxes must be checked off
in order to meet the
Migratory Qualifying Worker
and **Migratory Child**
definitions

(unless instructed to only check one).

Does the individual meet the definition of a Migratory Qualifying Worker?

Qualifying Move for Migratory Qualifying Worker *(does not have to be dependent of child's move)*

- Due to economic necessity; AND
- From one residence to another residence; AND
- From one district to another district; AND
- Took place in the preceding 36 months from the eligibility interview

Qualifying Work: (check one)

- **engaged** in new temporary or seasonal employment in agriculture soon after the move (within 60 days); **OR**
- **did not engage** in new temporary or seasonal employment
 - actively sought such new employment; **AND**
 - has a recent history of moves for temporary or seasonal employment

The new Qualifying Work is:

- seasonal or temporary; AND
- agricultural or fishing

Does the child meet the definition of a Migratory Child?

Age:

- The child is younger than 22 years of age

School Completion:


- The child is eligible for a free public education under State law

Qualifying Move for Child: *(does not have to be dependent of MQW's move)*

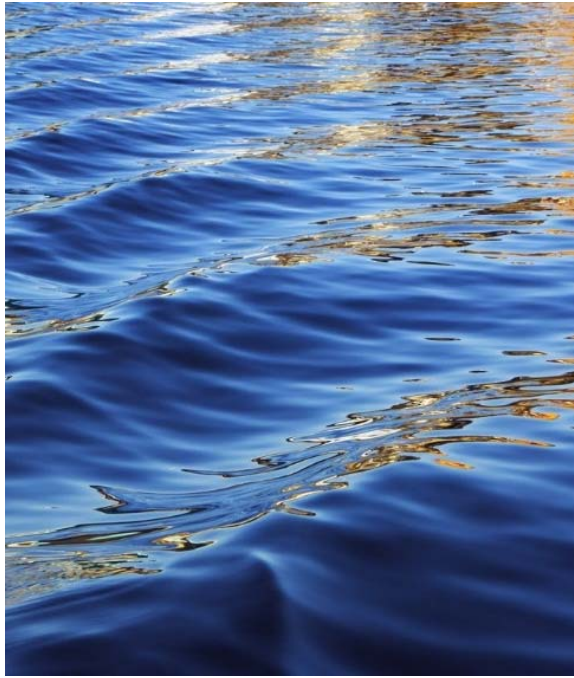
- Due to economic necessity; AND
- From one residence to another residence; AND
- From one district to another district; AND
- Took place in the preceding 36 months from the eligibility interview

The Child Moved: (check one)

- as a Migratory Qualifying Worker
- with a Migratory Qualifying Worker
- to join a parent/guardian or spouse who is a Migratory Qualifying Worker



Understanding Eligibility Through Scenarios



Understanding Eligibility: Scenario 1

Martin, his wife, and two school-age children arrive in Immokalee, FL on 10/01/18 from San Antonio, TX after his job ended. The family moves in with Martin's brother and Martin starts working at a tomato farm, picking tomatoes soon after the move.

Use the **Eligibility Checklist** to assist with the eligibility determination.

Does Martin meet the definition of a Migratory Qualifying Worker?

Qualifying Move for Migratory Qualifying Worker *(does not have to be dependent of child's move)*

- Due to economic necessity; AND
- From one residence to another residence; AND
- From one district to another district; AND
- Took place in the preceding 36 months from the eligibility interview

Qualifying Work: (check one)

- engaged** in new temporary or seasonal employment in agriculture soon after the move (within 60 days); **OR**
- did not engage** in new temporary or seasonal employment
 - actively sought such new employment; **AND**
 - has a recent history of moves for temporary or seasonal employment

The new Qualifying Work is:

- seasonal or temporary; AND
- agricultural or fishing

Does Martin meet the definition of a Migratory Qualifying Worker?

YES. Martin made a qualifying move from Texas to Immokalee, FL in the preceding 36 months from the eligibility interview date, where he engaged in qualifying work (picking tomatoes) soon after the move.

Do the children meet the definition of a Migratory Child?

Age:

- ✓ The child is younger than 22 years of age

School Completion:

- ✓ The child is eligible for a free public education under State law

Qualifying Move for Child: *(does not have to be dependent of MQW's move)*

- ✓ Due to economic necessity; AND
- ✓ From one residence to another residence; AND
- ✓ From one district to another district; AND
- ✓ Took place in the preceding 36 months from the eligibility interview

The Child Moved: (check one)

- as** a Migratory Qualifying Worker
- ✓ **with** a Migratory Qualifying Worker
- to join** a parent/guardian or spouse who is a Migratory Qualifying Worker

Do the children meet the definition of a Migratory Child?

YES. The children made a qualifying move from Texas to Immokalee, FL in the preceding 36 months from the eligibility interview date and did so with someone who is a Migratory Qualifying Worker.

Understanding Eligibility: Scenario 2

On November 1, 2015 and November 1, 2016, Leslie moved with her parents from Daphne, AL to Bradenton, FL. Soon after each move, Leslie's father Raul starts picking cucumbers. Because her father was too ill to travel, 20-year old Leslie moved on her own from AL to FL on November 15, 2017. Leslie looks for work in the cucumber fields but is unable to find any. Leslie is interviewed for the FMEP on December 1, 2017 after they find out she has not graduated high school.

Use the **Eligibility Checklist** to assist with the eligibility determination.

Does Leslie meet the definition of a Migratory Qualifying Worker?

Qualifying Move for Migratory Qualifying Worker *(does not have to be dependent of child's move)*

- ✓ Due to economic necessity; AND
- ✓ From one residence to another residence; AND
- ✓ From one district to another district; AND
- ✓ Took place in the preceding 36 months from the eligibility interview

Qualifying Work: (check one)

- engaged in new temporary or seasonal employment in agriculture soon after the move (within 60 days); **OR**
- ✓ did not engage in new temporary or seasonal employment
 - ✓ actively sought such new employment; **AND**
 - ✓ has a recent history of moves for temporary or seasonal employment

The new Qualifying Work is:

- ✓ seasonal or temporary; AND
- ✓ agricultural or fishing

Does Leslie meet the definition of a Migratory Qualifying Worker?

YES. Leslie made a qualifying move from Alabama to Florida in the preceding 36 months from the eligibility interview date where she actively sought qualifying work soon after the move. Leslie is able to use the moves she made with her parents as a Recent History of Moves.

The moves she made with her parents were from one residence to another, resulted in the engagement in qualifying work and were within 36 months from the eligibility interview date 12/1/17.

Understanding Eligibility: Scenario 2

C14. of the Non-Regulatory Guidance:

Would an individual actively seeking qualifying work for the first time be able to use a recent history of moves to qualify for the program if those moves were made with, or to join, a parent/guardian or spouse who was the migratory worker?

Yes, if those prior moves of a parent/guardian or spouse resulted in qualifying work. In this case, the Department believes the individual has made those moves “for temporary or seasonal agricultural or fishing employment.”

Does Leslie meet the definition of a Migratory Child?

Age:

- The child is younger than 22 years of age

School Completion:

- The child is eligible for a free public education under State law

Qualifying Move for Child: *(does not have to be dependent of MQW's move)*

- Due to economic necessity; AND
- From one residence to another residence; AND
- From one district to another district; AND
- Took place in the preceding 36 months from the eligibility interview

The Child Moved: (check one)

- as a Migratory Qualifying Worker
- with a Migratory Qualifying Worker
- to join a parent/guardian or spouse who is a Migratory Qualifying Worker

Does Leslie meet the definition of a Migratory Child?

YES. Leslie made a qualifying move from Alabama to Florida in the preceding 36 months from the eligibility interview date (12/01/17) and did so as a Migratory Qualifying Worker.

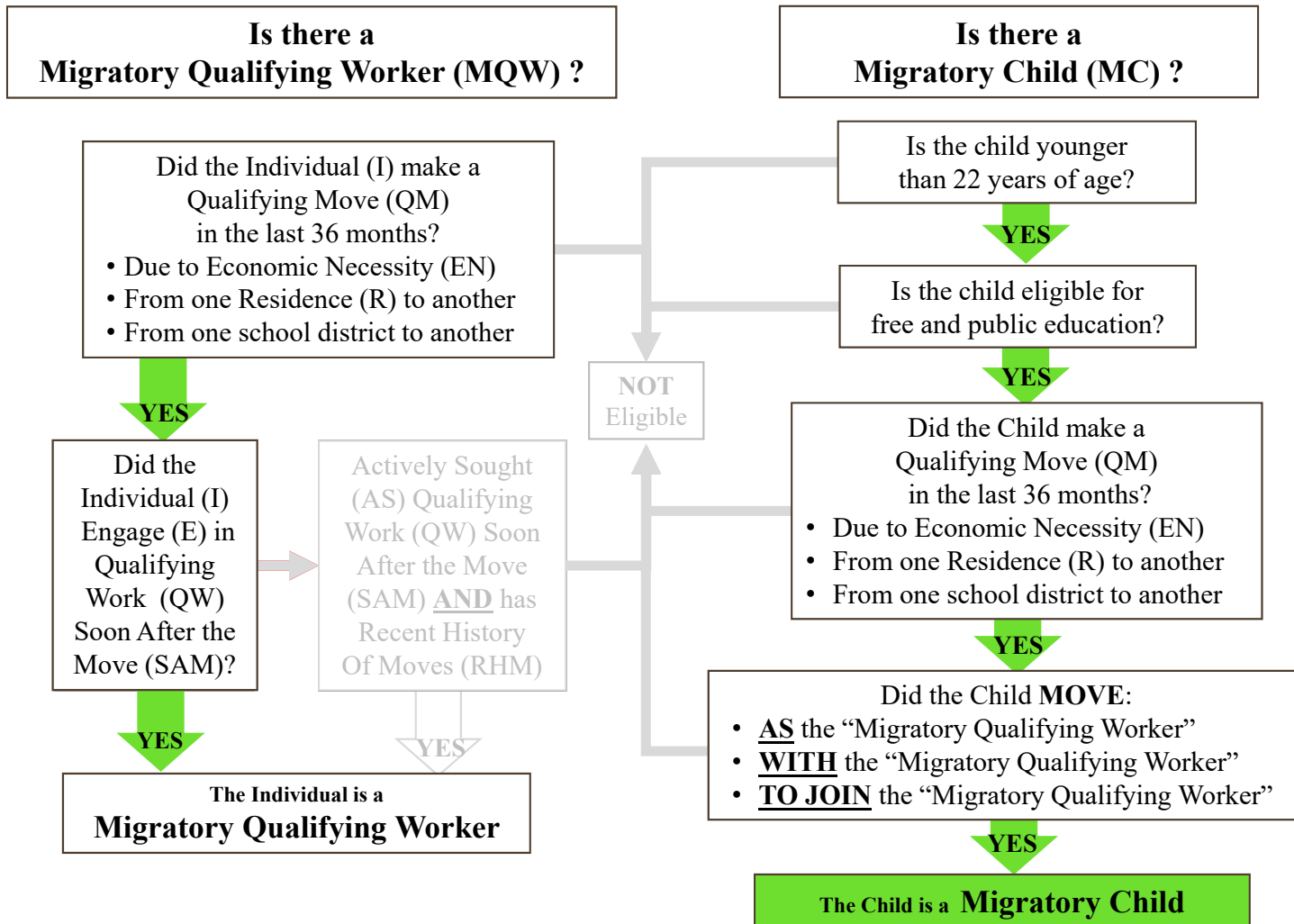
Understanding Eligibility: Scenario 3

Adding to Scenario 2:

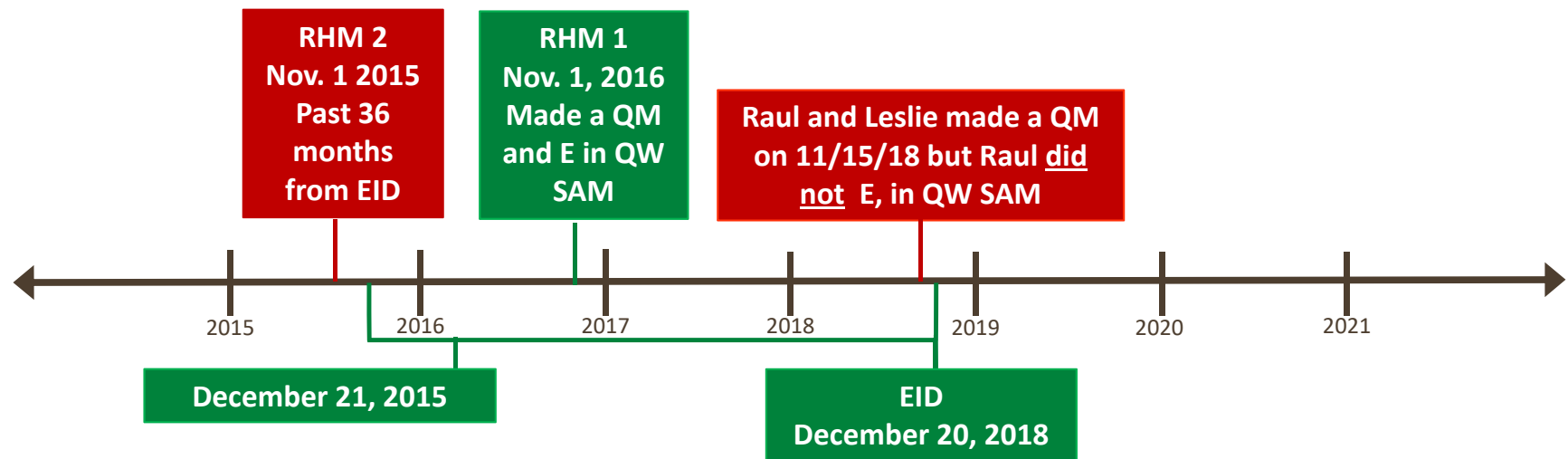
Leslie and her father make a move from Daphne, AL to Bradenton, FL on 11/15/18. Leslie's father looks for work in the cucumber fields, (to pick cucumber) but is unable to find such employment. You identify the family on 12/20/18.

Use the **Eligibility Flowchart** to assist with the eligibility determination.

Eligibility Flow Chart



Raul's Timeline



Does Raul meet the definition of a Migratory Qualifying Worker?

YES. Leslie's dad, Raul meets the definition of a Migratory Qualifying Worker. He made a qualifying move (11/01/16) in the preceding 36 months from the eligibility interview date from Alabama to Florida and engaged in qualifying work (picking cucumber) soon after the move.

Does Leslie meet the definition of a **Migratory Child?**

Leslie made a qualifying move from Alabama to Florida in the preceding 36 months from the eligibility interview date with someone who is a Migratory Qualifying Worker.

We must use the last time Leslie's father made a qualifying move and **engaged** in qualifying work soon after the move since it is the only move that is within 36 months from the eligibility interview date (12/20/18).

Understanding Eligibility: Scenario 4

On September 1, 2016, Isabella, John, and their two school-age children moved from Tampa, FL to Crescent City, FL. On February 1, 2017, the family was recruited in Crescent City after John told the recruiter that he began cutting fern on October 15, 2016, and was going to remain employed a total of 6 months. The recruiter completed a COE for the children with a QAD of September 1, 2016. On August 1, 2018, John left his job at the nursery and the family made a move back to Tampa, FL. The Tampa MEP identified the family on August 31, 2018.

Use the **Eligibility Checklist** to assist with the eligibility determination.

Does John meet the definition of a Migratory Qualifying Worker?

Qualifying Move for Migratory Qualifying Worker *(does not have to be dependent of child's move)*

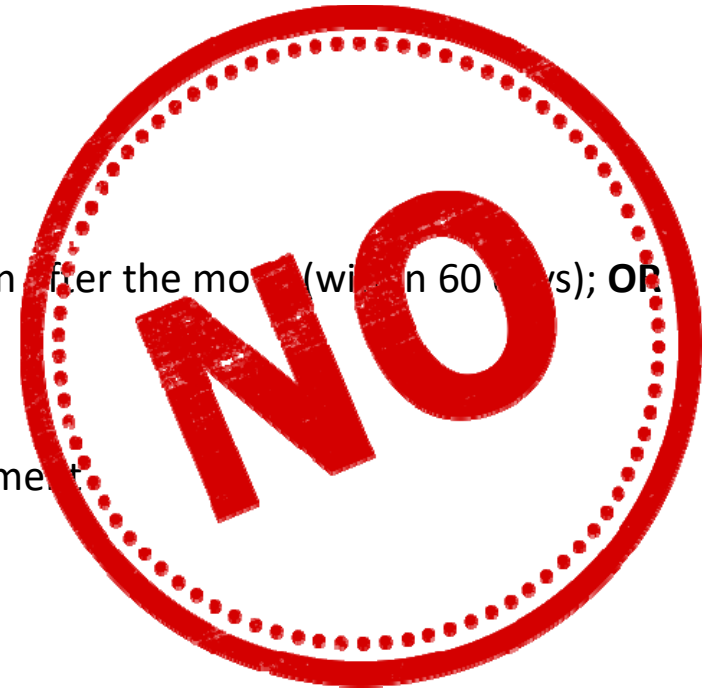
- ✓ Due to economic necessity; AND
- ✓ From one residence to another residence; AND
- ✓ From one district to another district; AND
- ✓ Took place in the preceding 36 months from the eligibility interview

Qualifying Work: (check one)

- engaged in new temporary or seasonal employment in agriculture soon after the move (within 60 days); **OR**
- did not engage in new temporary or seasonal employment
 - actively sought such new employment; **AND**
 - has a recent history of moves for temporary or seasonal employment.

The new Qualifying Work is:

- seasonal or temporary; AND
- agricultural or fishing



Does John meet the definition of a Migratory Qualifying Worker?

NO. At the time of the eligibility interview conducted on 8/31/18, John no longer met the definition of a Migratory Qualifying Worker.

John's employment at the nursery lasted from October 15, 2016 to August 1, 2018. This exceeds the timeframe for temporary employment.

It is important that each district conduct their own eligibility determination based on the facts presented at the time of the eligibility interview.

Do the children meet the definition of a Migratory Child?

Age:

- ✓ The child is younger than 22 years of age

School Completion:

- ✓ The child is eligible for a free public education under State law

Qualifying Move for Child: *(does not have to be dependent of MQW's move)*

- ✓ Due to economic necessity; AND
- ✓ From one residence to another residence; AND
- ✓ From one district to another district; AND
- ✓ Took place in the preceding 36 months from the eligibility interview

The Child Moved: (check one)

- as a Migratory Qualifying Worker
- with a Migratory Qualifying Worker
- to join a parent/guardian or spouse who is a Migratory Qualifying Worker



Do the children meet the definition of a Migratory Child?

NO. Although John's children made a qualifying move in the preceding 36 months from Crescent City, FL to Tampa, FL the children did not make a move **as, with or to join or precede** someone who is a Migratory Qualifying Worker.

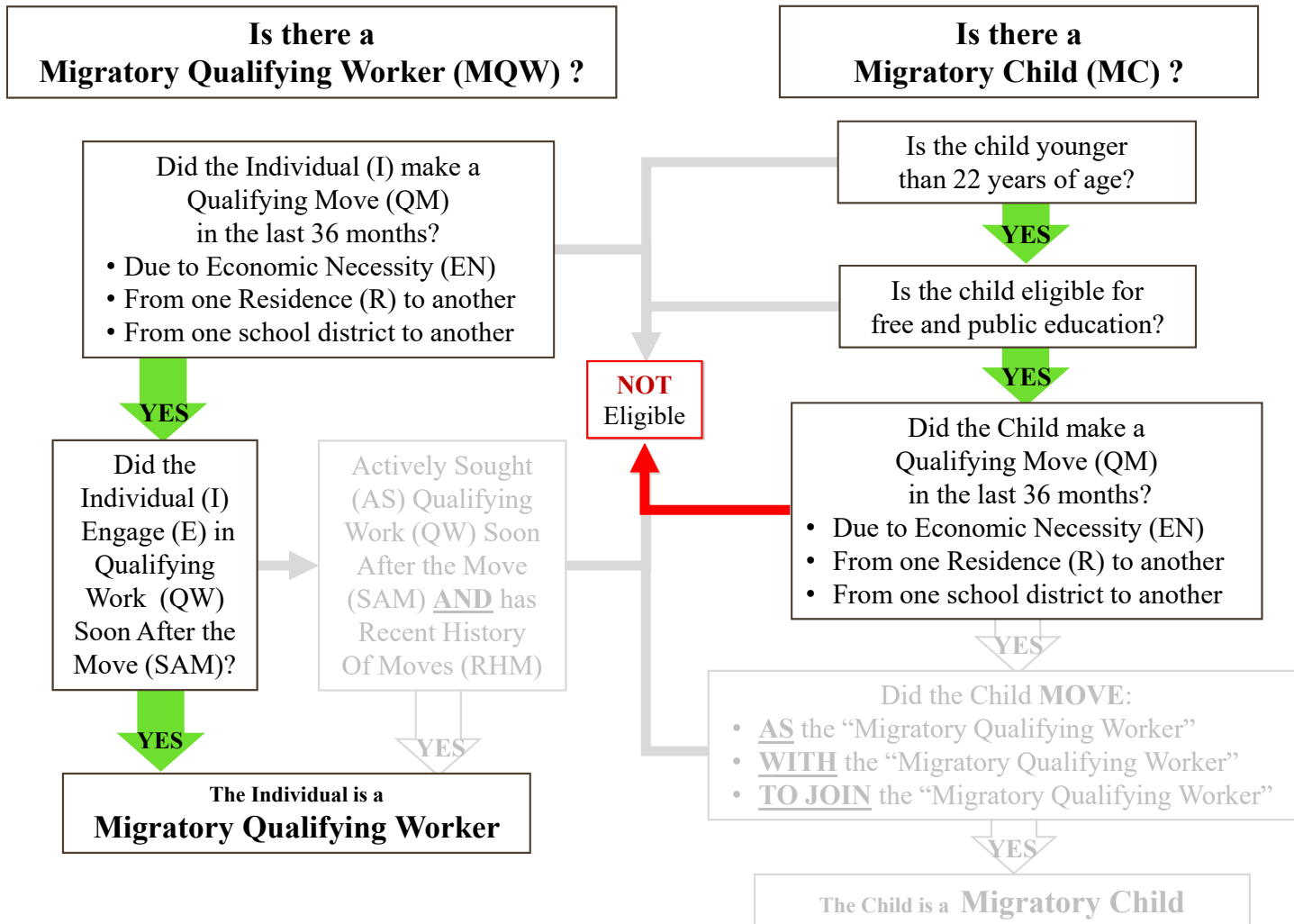
Remember, a recruiter can look into the preceding 36 months from the eligibility interview date to see if the family has made any other qualifying moves.

Understanding Eligibility: Scenario 5

Victor, his wife, and his three school-age children moved from Grand Rapids, MI to Hawthorne, FL on 10/01/2018 and found work feeding cows soon after the move. Victor's brother and his wife who live in Guatemala have been having some marital issues and it is beginning to take a toll on their two school-aged girls. Victor's brother asks if he can please take the children in until they can work out their situation. Victor agrees, but lets his brother know that they will not be staying long in Hawthorne. They plan on moving to Plant City in April 2019 to work in construction. His nieces arrive from Guatemala on 2/20/19.

Use the **Eligibility Flowchart** to assist with the eligibility determination.

Eligibility Flow Chart



Does Victor meet the definition of a Migratory Qualifying Worker?

YES. Victor has made a qualifying move from Grand Rapids, MI to Hawthorne, FL in the preceding 36 months from the eligibility interview date, where he engaged in temporary qualifying work soon after the move (feeding cows).

The employment will last from October 2018 to April 2019.

Do Victor's nieces meet the definition of a Migratory Child?

NO. Even though Victor's nieces joined someone who is a Migratory Qualifying Worker within 12 months of the worker's move, they have not made a qualifying move in the preceding 36 months from the eligibility interview date.

The children moved from one residence to another, from one school district to another but NOT due to economic necessity.

The children *may* be eligible for the FMEP on their move from Hawthorne, FL to Plant City, FL.

The Migratory Child's Qualifying Move

Due to
economic
necessity

A
N
D

From one
residence to
another

A
N
D

From one
school
district to
another

All criteria must be met for the individual to meet the definition of a
Qualifying Move

The Migratory Child's Qualifying Move

**Due to
economic
necessity**

must have been:
due to financial needs

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

Understanding Eligibility: Scenario 6

Amelia, Tom, and their three school-age children moved into Brandon, FL on 05/01/17 from Lorton, Virginia. Amelia was a stay-at-home mom and Tom worked at an auto part store. In August of 2018 Amelia and John split up and their three children went to live with Tom since Amelia was not financially stable. Tom and the children moved from Brandon, FL to San Antonio, Texas on 09/12/18 where he found work cutting chicken in a poultry plant soon after the move. He remained employed until 01/4/19 when he found work in construction. Tom's construction job was too demanding and he could no longer afford a sitter for the children so on 02/20/19 Tom took the children back to Brandon, FL to live with their mother. Tom returned to Texas a few days later.

Choose a **recruitment tool** to assist with the eligibility determination.

Understanding Eligibility: Scenario 6

Tom made a qualifying move on **09/12/18** from Brandon, FL to San Antonio, TX and engaged in temporary qualifying work (cutting chicken) soon after the move. The children made the move with a MQW.

The children's **last qualifying move** as, with or to-join or precede the MQW was on **09/12/18** from **Brandon, FL** to **San Antonio, TX**, **with** the **MQW**.

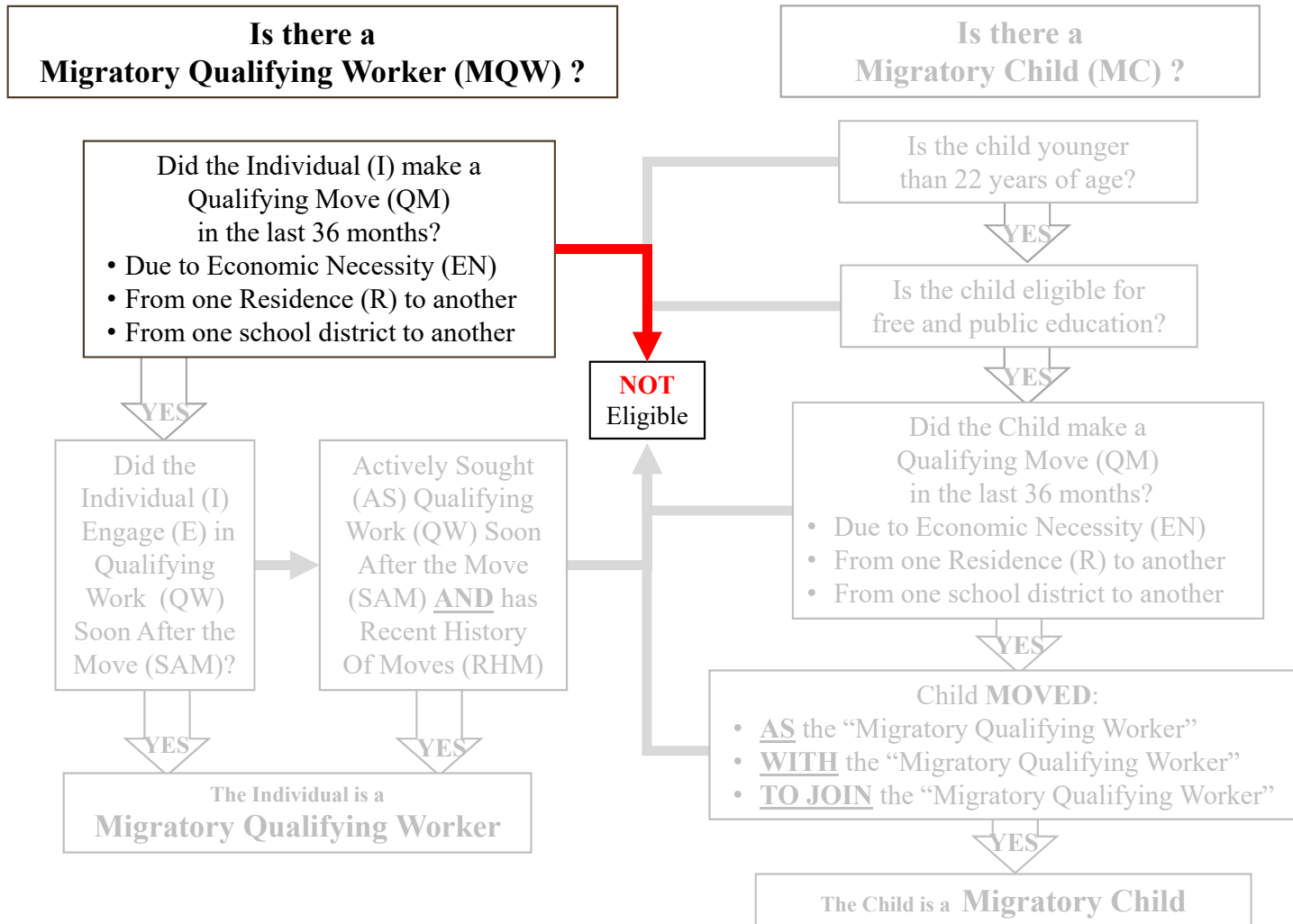
The children's move back to their mother in Brandon, FL is considered a "drop off". We cannot use the 02/20/19 date as a QAD for the children because they did not move back to Brandon *as, with or to join or precede* a MQW.

Understanding Eligibility: Scenario 7

Roy, his wife, and their three school-age children arrive in Marietta, Georgia from Gatlinburg, Tennessee on July 26, 2015 where they planted tomatoes soon after the move. The family then moved to Avon Park, FL on June 1, 2018. You find and interview the family on September 20, 2018. Roy tells you he heard there was work available at a dairy farm, milking cows and just got hired for a full time position. He will be working until further notice.

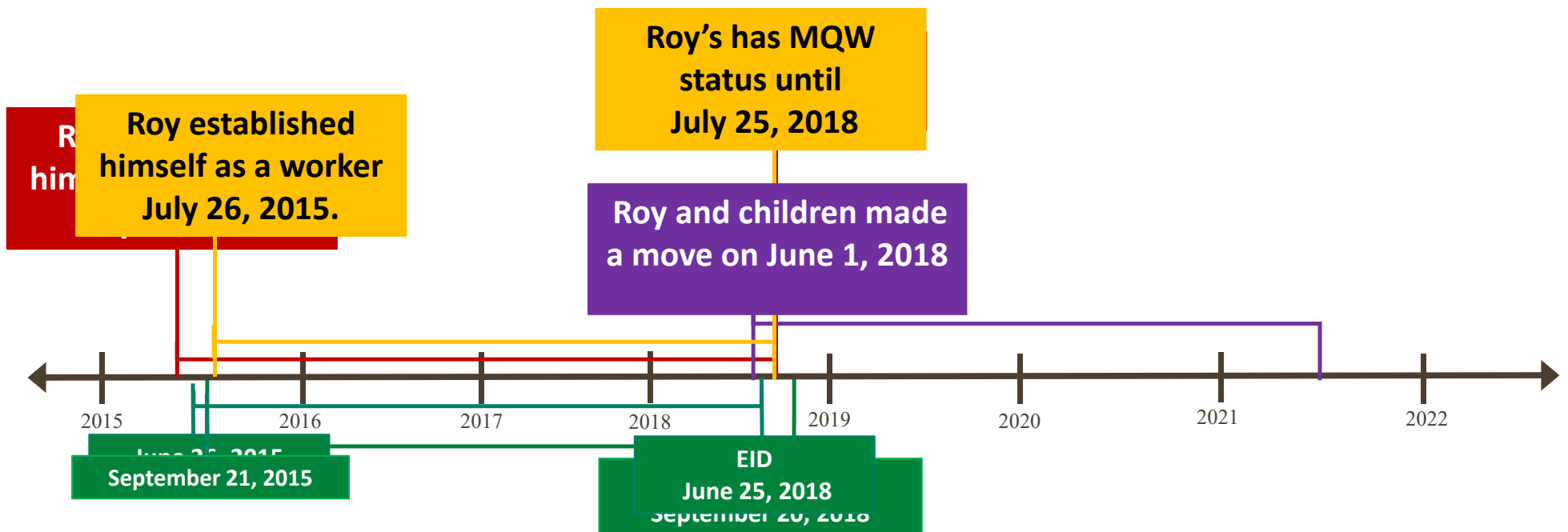
Choose a **recruitment tool** to assist with the eligibility determination.

Eligibility Flow Chart



The Timeline

Timely recruitment is extremely **important**.
A child's eligibility may depend on it.



Understanding Eligibility: Scenario 8

Juanita and her school-age child arrived in Belle Glade, FL from Amarillo, TX on 03/01/18 where mom started packing squash soon after the move. In May of 2018, the child went to her sister's in Texas so that mom could work and she would not have to pay for childcare. On 08/01/18 Juanita's sister brought the child to join her mother in Belle Glade. You interviewed the family on 09/20/18 in Belle Glade.

Choose a **recruitment tool** to assist with the eligibility determination.

Understanding Eligibility: Scenario 8

Juanita made a qualifying move on **03/01/18** from Amarillo, TX to Belle Glade, FL and engaged in qualifying work (packing squash) soon after the move. The child made that move with a MQW.

The children's **last qualifying move** as, with or to-join or precede the MQW was on **03/01/18** from **Amarillo, TX** to **Belle Glade, FL, with** the **MQW**.

The child's move back to join their mother in Belle Glade would not result in a new QAD since the move was **completed** on 03/01/18.

Understanding Eligibility: Scenario 9

Luis Martin has four children ages 8, 10, 15, and 16. Luis moved with his family from Immokalee, FL to Valdosta, GA on 06/20/18 so that he could begin work picking tomatoes. In order for his two older children to start school on time, Luis traveled with the 15 and 16-year old to Immokalee on 08/05/18 and dropped the children off to stay with their aunt (Maria Martin). Luis travels back to Valdosta to finish working the tomato harvest. A recruiter in Immokalee finds out the children have returned to Immokalee and visit the family on 08/07/18.

Choose a **recruitment tool** to assist with the eligibility determination.

Understanding Eligibility: Scenario 9

Luis made a qualifying move on **06/20/18** from Immokalee, FL to Valdosta, GA and engaged in qualifying work (picking tomatoes) soon after the move. All four children made the qualifying move to Valdosta, GA with a MQW.

Luis drops the 15 and 16 yr. olds off with their aunt Maria in Immokalee on **08/05/18** to start school on time. This QM is not as, with to join or precede a MQW so it would not generate a new QAD.

The 15 and 16 yrs. olds **last qualifying move** as, with or to-join or precede the MQW was on **06/20/18** from **Immokalee, FL** to **Valdosta, GA**, **with** the **MQW**.

Understanding Eligibility: Scenario 10

Adding to Scenario 9:

Luis Martin returns to Immokalee, FL from Valdosta, GA with the two younger children on 09/20/18. Within the first two weeks of his arrival he manages to get a job at a restaurant. While in Immokalee, he resides with his sister, Maria. A recruiter in Immokalee visits the family on 10/07/18.

Choose a **recruitment tool** to assist with the eligibility determination.

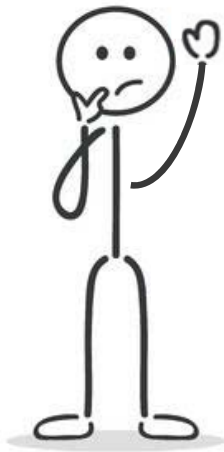
Understanding Eligibility: Scenario 10

Luis made a qualifying move on 09/20/18 from Valdosta, GA to Immokalee, FL. Luis keeps his status as a MQW from his prior move to GA where he engaged in qualifying work (picking tomatoes) soon after the move.

The 15 and 16 yrs. old's qualifying move preceded the worker on **08/05/18** from **Valdosta, GA** to **Immokalee, FL**.

The 8 and 10 yr. olds made a qualifying move with the MQW on **09/20/18** from **Valdosta, GA** to **Immokalee, FL**.

Do **you** have any case study questions you would like answered?



Slide 48

MD24 Please change the contraction, "you'd" to "you would".
Margot DiSalvo, 4/3/2019



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