

DETERMINING IF THERE IS A MIGRATORY AGRICULTURAL WORKER/FISHER (MAW) FLOWCHART

Reminder: Always begin with the most recent **Qualifying Move** and work your way backwards 36 months. You are looking for the most recent date that makes them a Migratory Agricultural Worker. If the first move doesn't qualify, continue to ask for previous dates back 36 months.

Has anyone in the household made a qualifying move in the last 36 months?



TIP: Remember, a **qualifying move** is a move made due to economic necessity from one residence to another residence **and** from one school district to another school district.

TIP: Be aware that workers may perform more than one job at a farm or business. If one job is not a qualifying activity, check to see if they performed any other jobs while employed there.

Did they engage in new qualifying work within 60 days of the move?



Did they actively seek new qualifying work?



Was the work in agriculture or fishing?



Was the work temporary or seasonal?



Have they made at least 2 moves in the last 36 months and engaged in new qualifying work after the move?

Reminder- these moves do not have to cross district lines.

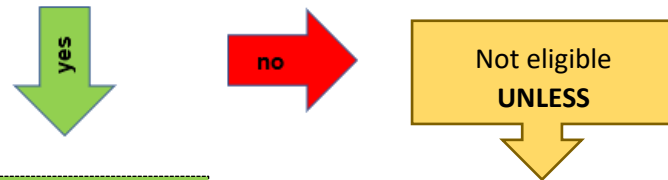


TIP: You could just qualify them on a previous qualifying move if they have one and not have to find two additional moves.

Was the work in agriculture or fishing?



Was the work temporary or seasonal?



There is a Migratory Agricultural Worker (MAW)!

They made a previous qualifying move in the last 36 months. Make sure to ask about their history for the last 36 months.

There is a Migratory Agricultural Worker (MAW)!

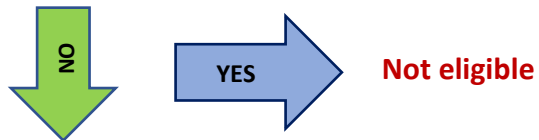
DETERMINING IF THERE ARE CHILDREN ELIGIBLE FOR THE MIGRANT EDUCATION PROGRAM

Reminder: Always begin with the most recent move and work your way backwards 36 months. You are looking for the most recent date that makes the children eligible. If the first move doesn't qualify, continue to ask for previous dates back 36 months.

Is the child under the age of 22?



Has the child finished high school or completed an equivalent program such as GED or HSED?



Has the child moved in the last 36 months as a migratory worker, or with or to join or precede a parent/spouse or guardian who is a Migratory Agricultural Worker (MAW)?



If it was to join or precede a MAW, was it within 12 months?



Was the move due to economic necessity from one residence to another across school district lines?



If you said yes to all these questions, then this child is eligible for the Migrant Education Program.

Remember before you fully determine a child is not eligible for MEP, make sure to check any other previous moves in the past 36 months. Always ask thorough questions to review their last 3 years of moves and family work history.

DETERMINING QAD AND RES DATE CHILD FLOWCHART

Reminder: Always begin with the most recent move and work your way backwards 36 months. You are looking for the most recent move for the child's QAD. If the first move doesn't qualify continue to ask for previous dates back 36 months.

Is there a Migratory Agricultural Worker/Fisher (MAW) that is either the child or the the child's parent or guardian?



When did the worker become established as a Migratory Agricultural Worker?

Write the Date here:

Was this date within the last 36 months?



In the last 36 months have the child and the MAW moved for economic necessity/across school district lines on or after this date for a non- ag related job or a job in agriculture? (If the child is the MAW, then did he/she move again for these purposes?)



Did they move together, or join, or did one more before the other within 12 months? (This question doesn't apply to a OSY MAW traveling alone.)



What was the date the MAW and child/spouse both completed the move or, if an OSY, the date of the last qualifying move? (ex. To join- the date they joined each other.)

Write the Date here:

The child's 36 months eligibility should be for 36 months from this date.

TIP- If the MAW and child came together the Qualifying Arrival Date (QAD) and Residency Date (RES) is the same. If they joined each other, the QAD is the date they both were together. The Residency date is the date the child arrived in the current school district or residence.

DON'T FORGET YOUR COE COMMENTS

Reminder: The recruiter should write clear and detailed comments so an independent party who has no prior knowledge of the eligibility determination can understand the recruiter's reasoning for determining that the child(ren) is eligible.

REQUIRED DATA SECTIONS

Qualifying Moves & Work Section

1. The child(ren) listed on this form moved due to economic necessity 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. as the 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/guardian spouse.
 i. (Complete if "to join or precede" is checked in #2a.) The child(ren) moved on _____ MM/DD/YY _____.
 The worker moved on _____ MM/DD/YY _____. (provide comment)

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

4. The worker moved due to economic necessity on _____ MM/DD/YY _____, from a residence in _____ School District/ _____ City/ _____ State/ _____ Country to a residence in _____ School District/ _____ City/ _____ State _____, and:
 a. engaged in new qualifying work soon after the move (provide comment if worker engaged more than 60 days after the move), OR
 b. actively sought new qualifying work AND has a recent history of moves for qualifying work (provide comment)

5. 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 _____

Comment Section (Must include 2bi, 4a, 4b, 5, 6a and 6b of the Qualifying Move & Work Section, if applicable)

COMMENT REMINDERS

COEs should tell the story of how someone qualifies. Your comments help tell that story.

2b- The child(ren) and worker moved separately. If the child(ren) joined or preceded the worker, record the reason for the child's later move or the worker's later move. If the worker moved from a different school district than the child(ren), record the name of the school district in which the worker resided immediately prior to the move.

4a- Provide a comment if the worker engaged in work more than 60 days after the move.

4b- In this case, the recruiter must document that the worker actively sought new qualifying work; AND the worker has a recent history of moves for qualifying work.

TEMPORARY WORK COMMENTS

5- A comment is needed whenever there is temporary employment or personal subsistence.

6a/6b The employment is temporary based on the worker's statement or the employer's statement. Record the information provided by the worker or employer regarding how long they expect the employment to last. The comment should be of sufficient length to adequately document how the recruiter came to the eligibility decision.

TIP: Remember add a comment whenever there is a possibility that the COE needs additional explanation to be clearly understood by an independent outside reviewer.