

1 The Transylvania County Board of Education (the “board”) recognizes the unique circumstances  
2 faced by children of military families who are often required to transfer to a new school system  
3 because their parents or guardians have a new military assignment. The board also recognizes  
4 that children whose immediate family members are deployed by the military may be at increased  
5 risk of emotional, psychological, or other harm. The board is committed to supporting these  
6 children in the school system and undertaking to serve their unique needs.

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8 **A. IDENTIFICATION OF MILITARY-CONNECTED STUDENTS**  
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10 Each principal shall annually identify all military-connected students enrolled in the  
11 school and shall develop a means for serving their unique needs. For purposes of this  
12 section, a military-connected student is defined as a student who has a parent, step-parent,  
13 sibling, or any other person who resides in the same household serving in the active or  
14 reserve components of the Army, Navy, Air Force, Marine Corps, Coast Guard, or  
15 National Guard.

16  
17 The identification of military-connected students is not a public record subject to public  
18 records law.

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20 **B. COMPLIANCE WITH THE INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR**  
21 **MILITARY CHILDREN**  
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23 In order to promote flexibility and cooperation among the school system, parents and  
24 guardians, and children of military families, to promote the children’s well-being, and to  
25 assist these children in achieving educational success in their new schools, the  
26 superintendent shall adopt procedures necessary to ensure compliance with the Interstate  
27 Compact on Educational Opportunity for Military Children (hereinafter, “Compact”) and  
28 to educate employees about the unique needs of children of military families.

29  
30 1. Definitions  
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32 The following definitions apply to all policies and procedures adopted in  
33 compliance with the Compact.

34  
35 a. Active Duty  
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37 Active duty is full-time duty status in the active uniformed service of the  
38 United States, including members of the National Guard and Reserve on  
39 active duty orders pursuant to 10 U.S.C. 12301 *et seq.* and 10 U.S.C.  
40 12401 *et seq.*

41  
42 b. Children of Military Families  
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44 Children of military families are school-aged children, enrolled in  
45 kindergarten through twelfth grade, in the household of an active duty  
46 member.

47  
48 c. Deployment

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50 Deployment is the period one month prior to the service members'  
51 departure from their home station on military orders through six months  
52 after their return to their home station.

53  
54 d. Education Records

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56 Education records are those official records, files, and data directly related  
57 to a student and maintained by the school or school system, including but  
58 not limited to records encompassing all the material kept in the student's  
59 cumulative folder, such as general identifying data, records of attendance  
60 and of academic work completed, records of achievement and results of  
61 evaluative tests, health data, disciplinary status, test protocols, and  
62 individualized education programs.

63  
64 e. Extracurricular Activities

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66 Extracurricular activities are voluntary activities sponsored by the school  
67 or school system or an organization sanctioned by the school system.  
68 Extracurricular activities include, but are not limited to, preparation for  
69 and involvement in public performances, contests, athletic competitions,  
70 demonstrations, displays, and club activities.

71  
72 f. Member State

73  
74 A member state is a state that has enacted the Compact.

75  
76 g. Non-Member State

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78 A non-member state is a state that has not enacted the Compact.

79  
80 h. Receiving State

81  
82 The receiving state is the state to which a child of a military family is sent,  
83 brought, or caused to be sent or brought.

84  
85 i. Rule

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87 A rule is a written statement by the Interstate Commission promulgated  
88 pursuant to Article XII of the Compact that is of general applicability,  
89 implements, interprets, or prescribes a policy or provision of the Compact,  
90 or an organizational, procedural, or practice requirement of the Interstate  
91 Commission, and has the force and effect of rules promulgated under the  
92 Administrative Procedures Act as found in Chapter 150B of the North  
93 Carolina General Statutes, and includes the amendment, repeal, or  
94 suspension of an existing rule.

95  
96 j. Sending State

97  
98 The sending state is the state from which a child of a military family is  
99 sent, brought, or caused to be sent or brought.

100  
101 k. Student

102  
103 The student is the child of a military family for whom the school system  
104 receives public funding and who is formally enrolled in kindergarten  
105 through twelfth grade.

106  
107 l. Transition

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109 The transition is (1) the formal and physical process of transferring from  
110 school to school or (2) the period of time in which a student moves from  
111 one school in the sending state to another school in the receiving state.

112  
113 m. Uniformed Services

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115 The uniformed services are the Army, Navy, Air Force, Marine Corps, and  
116 Coast Guard, as well as the Commissioned Corps of the National Oceanic  
117 and Atmospheric Administration and the Public Health Services.

118  
119 n. Veteran

120  
121 A veteran is a person who served in the uniformed services and who was  
122 discharged or released therefrom under conditions other than  
123 dishonorable.

124  
125 2. Those to Whom Adopted Policies and Procedures Apply

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127 Policies and procedures that are adopted to comply with the Compact apply to the  
128 children of:  
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- 130 a. active duty members of the uniformed services as defined in Section A of  
131 this policy, including members of the National Guard and Reserve on  
132 active duty orders pursuant to 10 U.S.C. 12301 *et seq.* and 10 U.S.C.  
133 12401 *et seq.*;
- 134
- 135 b. members or veterans of the uniformed services who are severely injured  
136 and medically discharged or retired for a period of one year after medical  
137 discharge or retirement; and
- 138
- 139 c. members of uniformed services who die on active duty or as a result of  
140 injuries sustained on active duty for a period of one year after death.

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142 3. Those to Whom Adopted Policies and Procedures Do Not Apply

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144 The policies and procedures adopted to comply with the Compact do not apply to  
145 the children of:

- 146
- 147 a. inactive members of the National Guard and Military Reserves;
- 148
- 149 b. members of the uniformed services now retired, except as provided in  
150 Section B of this policy; and
- 151
- 152 c. veterans of the uniform services, except as provided in Section B of this  
153 policy, and other U.S. Department of Defense personnel and other federal  
154 agency civilians and contract employees not defined as active duty  
155 members of the uniformed services.

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157 **C. RESOLUTION OF ISSUES**

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159 The grievance procedure provided in policy 1740/4010, Student and Parent Grievance  
160 Procedure, may be utilized by parents or guardians who disagree with a decision  
161 pertaining to education records, enrollment or eligibility for enrollment, placement,  
162 attendance, extracurricular activities, or graduation of a child of a military family, or a  
163 rule, as defined in this policy. In addition, parents or guardians may seek informal  
164 resolution of such decisions at any time by contacting the office of the North Carolina  
165 Department of Public Instruction (NCDPI) Military Liaison or the North Carolina  
166 Commissioner of the North Carolina State Council for the Interstate Compact on  
167 Educational Opportunity for Military Children. Specific contact information may be  
168 found online at [www.dpi.nc.gov/students-families/student-support/nc-supports-military-children](http://www.dpi.nc.gov/students-families/student-support/nc-supports-military-children)  
169 or by calling NCDPI at (984) 236-2100.

170

171 Legal References: G.S. 115C-12(18)(f), -288(m), -407.5

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173 Cross References: **Student and Parent Grievance Procedure (policy 1740/4010)**, Student  
174 Promotion and Accountability (policy 3420), Graduation Requirements (policy 3460),  
175 Extracurricular Activities and Student Organizations (policy 3620), Immunization and Health  
176 Requirements for School Admission (policy 4110), Domicile or Residence Requirements (policy  
177 4120), Assignment to Classes (policy 4155), Attendance (policy 4400), Student Records (policy  
178 4700)

179  
180 Adopted: May 1, 2017

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182 Revised: August 2, 2021; **[DATE]**

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