

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.

7
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.

19
20 **B. ~~COMPLIANCE WITH THE INTERSTATE COMPACT ON PROVIDING EDUCATIONAL~~
21 ~~OPPORTUNITY FOR MILITARY CHILDREN~~ **OF MILITARY FAMILIES****
22

23 **The board strives** ~~In order~~ to promote flexibility and cooperation among the school
24 system, parents and guardians, and children of military families, to promote the
25 children’s well-being, and to assist these children in achieving educational success **when**
26 **transitioning to** ~~in~~ their new schools;. **To achieve these goals, the board has adopted**
27 **policies consistent with the Interstate Compact on Educational Opportunity for Military**
28 **Children (hereinafter “Compact”) and G.S. 115C-407.12 to facilitate the enrollment of**
29 **children of military families and to provide continuity in their educational services,**
30 **including in the areas of education records, immunizations, age requirements for initial**
31 **entry, course and education program placement, special education services, and**
32 **extracurricular activities.** ~~The superintendent shall adopt procedures necessary to~~
33 **implement the policies and to otherwise comply** ~~ensure compliance~~ with the ~~Interstate~~
34 ~~Compact on Educational Opportunity for Military Children (hereinafter, “Compact”) and~~
35 **G.S. 115C-407.12** and to educate employees about the unique needs of children of
36 military families.

37
38 1. Definitions
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40 The following definitions apply to all policies and procedures adopted in
41 compliance with the Compact **and G.S. 115C-407.12.**

42
43 a. Active Duty
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45 Active duty is full-time duty status in the active uniformed service of the
46 United States, including members of the National Guard and Reserve on
47 active duty orders pursuant to 10 U.S.C. 12301 *et seq.* and 10 U.S.C.
48 12401 *et seq.*

49
50 b. Children of Military Families

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52 Children of military families are school-aged children, enrolled in
53 kindergarten through twelfth grade, in the household of **one of the**
54 **following:**

- 55
56 (1) ~~an member of the uniformed services on active duty member;~~
57
58 (2) a member or veteran of the uniformed services who is severely
59 injured and is medically discharged or retired, for a period of one
60 year after medical discharge or retirement;
61
62 (3) a member of the uniformed services who died on active duty or as
63 a result of injuries sustained on active duty, for a period of one
64 year after death; and
65
66 (4) an inactive member, **but only if** (1) the inactive member is
67 required to move to perform military service-related
68 responsibilities, (2) the move results in a transfer of school systems
69 for the child, and (3) the inactive member presents a copy of the
70 official military transfer order to the school from which services
71 for the child are requested. If the move results in an interstate
72 transfer of the child between the school system and another school
73 system in a different state, the superintendent shall direct school
74 officials to attempt to coordinate with the out-of-state school
75 system on behalf of the child but cannot require the receiving
76 school system to provide specific services.

77
78 c. Deployment

79
80 Deployment is the period one month prior to the service members'
81 departure from their home station on military orders through six months
82 after their return to their home station.

83
84 d. Education Records

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86 Education records are those official records, files, and data directly related
87 to a student and maintained by the school or school system, including but
88 not limited to records encompassing all the material kept in the student's

89 cumulative folder, such as general identifying data, records of attendance
90 and of academic work completed, records of achievement and results of
91 evaluative tests, health data, disciplinary status, test protocols, and
92 individualized education programs.

93
94 e. Extracurricular Activities

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96 Extracurricular activities are voluntary activities sponsored by the school
97 or school system or an organization sanctioned by the school system.
98 Extracurricular activities include, but are not limited to, preparation for
99 and involvement in public performances, contests, athletic competitions,
100 demonstrations, displays, and club activities.

101
102 f. Inactive Member

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104 An inactive member is a member of the National Guard or Reserve of any
105 branch of the uniformed services, who is inactive and not on active duty
106 orders pursuant to 10 U.S.C. 12301 *et seq.* or 10 U.S.C. 12401 *et seq.*

107
108 g. Member State

109
110 A member state is a state that has enacted the Compact.

111
112 h. Non-Member State

113
114 A non-member state is a state that has not enacted the Compact.

115
116 i. Receiving State

117
118 The receiving state is the state to which a child of a military family is sent,
119 brought, or caused to be sent or brought.

120
121 j. Rule

122
123 A rule is a written statement by the Interstate Commission promulgated
124 pursuant to Article XII of the Compact that is of general applicability,
125 implements, interprets, or prescribes a policy or provision of the Compact,
126 or an organizational, procedural, or practice requirement of the Interstate
127 Commission, and has the force and effect of rules promulgated under the
128 Administrative Procedures Act as found in Chapter 150B of the North
129 Carolina General Statutes, and includes the amendment, repeal, or
130 suspension of an existing rule.

131
132 k. Sending State

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

136
137 l. Student

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139 The student is the child of a military family for whom the school system
140 receives public funding and who is formally enrolled in kindergarten
141 through twelfth grade.

142
143 m. Transition

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

148
149 n. Uniformed Services

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

154
155 o. Veteran

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157 A veteran is a person who served in the uniformed services and who was
158 discharged or released therefrom under conditions other than
159 dishonorable.

160
161 ~~2. Those to Whom Adopted Policies and Procedures Apply~~

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163 ~~Policies and procedures that are adopted to comply with the Compact apply to the~~
164 ~~children of:~~

165
166 ~~a. active duty members of the uniformed services as defined in Section A of~~
167 ~~this policy, including members of the National Guard and Reserve on~~
168 ~~active duty orders pursuant to 10 U.S.C. 12301 *et seq.* and 10 U.S.C.~~
169 ~~12401 *et seq.*;~~

170
171 ~~b. members or veterans of the uniformed services who are severely injured~~
172 ~~and medically discharged or retired for a period of one year after medical~~
173 ~~discharge or retirement; and~~

174
175 ~~c. members of uniformed services who die on active duty or as a result of~~
176 ~~injuries sustained on active duty for a period of one year after death.~~

177
178 3. ~~Those to Whom Adopted Policies and Procedures Do Not Apply~~

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

182
183 a. ~~inactive members of the National Guard and Military Reserves;~~

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185 b. ~~members of the uniformed services now retired, except as provided in~~
186 ~~Section B of this policy; and~~

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188 c. ~~veterans of the uniform services, except as provided in Section B of this~~
189 ~~policy, and other U.S. Department of Defense personnel and other federal~~
190 ~~agency civilians and contract employees not defined as active duty~~
191 ~~members of the uniformed services.~~

192
193 C. ~~RESOLUTION OF ISSUES~~

194
195 2. Resolution of Issues

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197 The grievance procedure provided in policy 1740/4010, Student and Parent
198 Grievance Procedure, may be utilized by parents or guardians who disagree with a
199 decision pertaining to education records, enrollment or eligibility for enrollment,
200 placement, attendance, extracurricular activities, or graduation of a child of a
201 military family, or a rule, as defined in this policy. In addition, parents or
202 guardians may seek informal resolution of such decisions at any time by
203 contacting the office of the North Carolina Department of Public Instruction
204 (NCDPI) Military Liaison or the North Carolina Commissioner of the North
205 Carolina State Council for the Interstate Compact on Educational Opportunity for
206 Military Children. Specific contact information may be found online at
207 www.dpi.nc.gov/students-families/student-support/nc-supports-military-children
208 or by calling NCDPI at (984) 236-2100.

209
210 Legal References: G.S. 115C-12(18)(f), -288(m), -407.5, -407.12

211
212 Cross References: Student and Parent Grievance Procedure (policy 1740/4010), Student
213 Promotion and Accountability (policy 3420), Graduation Requirements (policy 3460),
214 Extracurricular Activities and Student Organizations (policy 3620), **Age Requirements for Initial**
215 **Entry (policy 4100)**, Immunization and Health Requirements for School Admission (policy
216 4110), Domicile or Residence Requirements (policy 4120), Assignment to Classes (policy 4155),
217 Attendance (policy 4400), Student Records (policy 4700)

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221 Revised: August 2, 2021; December 20, 2021; [DATE]

REVISED