Revisions to the National Certificate of Eligibility (COE)

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The mission of the Office of Migrant Education is to provide excellent leadership, technical assistance, and financial support to improve the educational opportunities and academic success of migratory children, youth, agricultural workers, fishers, and their families.
Objectives

• Understand the changes to the national COE template and instructions.

• Apply eligibility scenarios to become familiar with how changes to eligibility requirements are reflected on the revised COE.
References

Statute
Sections 1115(b) and (c), 1304(c)(2), and 1309 of the Elementary and Secondary Education Act (ESEA) of 1965, as amended by the Every Student Succeeds Act (ESSA) of 2015

Code of Federal Regulations
34 C.F.R. 200.81, 200.103, and 200.89(c)
National Certificate of Eligibility (COE) Instructions (OMB Control Number 1810-0662)

Guidance
Chapter II of the Non-Regulatory Guidance for the Title I, Part C Education of Migratory Children
COE Revision Process

• The national COE, as part of the information collection requirements for the MEP, was subject to clearance under the Paperwork Reduction Act (PRA)

• When a Federal agency must collection information from 10 or more members of the public, the PRA requires that the Office of Management and Budget (OMB) approve the collection

• For this type of information collection request, there are two public comment periods

• OMB approval is granted for up to three years
Timeline

• **January 5, 2017**: Federal Register (FR) Notice published, opening a 60-day public comment period

• **March 6, 2017**: 60-day public comment period closed

• **April 5, 2017**: 2\(^{nd}\) FR notice published, 30-day public comment period opened

• **May 5, 2017**: 30-day public comment period closed

• **May 16, 2017**: OMB approved revised COE

• **July 1, 2017**: States began using revised national COE
WHAT IS NEW/DIFFERENT ABOUT THE REVISED COE
Revised Titles and Instructions

Past COE
- Male Parent/Guardian and Female Parent/Guardian
- Parent/Guardian/Spouse/Worker
- Qualifying Move and Work Section

Revised COE
- Parent/Guardian 1 and Parent/Guardian 2
- Interviewee
- Qualifying Moves and Work Section
Alignment to MSIX MDEs

Current COE

- Residency Date instruction: write dash (-) or “N/A” if same as QAD
- Birth Date Verification Code (Code): last two of four digits of NCES code

Revised COE

- Residency Date instruction: write residency date, even if same as QAD
- Birth Date Verification Code (Code): all four digits of NCES code but States may choose to abbreviate by using last two digits
Qualifying Moves and 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 / _______ Country.

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 after the move 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 __________.
SCENARIOS AND DISCUSSION
Scenario #1

Jose Rodriguez, his wife and 3 children ages 5, 11 and 13, move from Weslaco, Texas, to Galveston, Indiana, to work in the tomatoes. They arrived on April 13, 2017 and Jose begins work that week. The family then moves to Buckley, Michigan, on September 15, 2017, to work in the pumpkin fields. Jose engages in work the next day. The recruiter in Michigan finds the family on September 19, 2017. How would you complete the COE?
Qualifying Moves and Work Section

1. The child(ren) listed on this form moved due to economic necessity from a residence in School district / Galveston / IN / USA to a residence in School district / Buckley / MI.

2. The child(ren) moved (complete both a. and b.):
   a. □ as the worker, OR  X with the worker, OR  □ to join or precede the worker.
   b. The worker, ______ Jose Rodriguez ______, is □ the child or the child’s X 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 ______ 09/15/17 ________.

4. The worker moved due to economic necessity on ______ 09/15/17 ________, from a residence in School District/ Galveston / IN/ USA to a residence in School District/ Buckley / MI, and:
   a. X 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 after the move AND has a recent history of moves for qualifying work (provide comment).

5. The qualifying work,* ________ harvesting pumpkins ________ was (make a selection in both a. and b.):
   a. X seasonal OR  □ temporary employment
   b. X 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 ________.
Scenario #2

On August 24, 2016, a worker, his spouse and two children, ages 5 and 7, move from Cleveland, Ohio, to Biglerville, Pennsylvania, to engage in seasonal agricultural work picking peaches. The father begins work the next day and continues working until October 2016. After the work ends, the entire family moves on October 28, 2016, to Philadelphia, Pennsylvania, where the mother obtains work in a hotel. The recruiter finds the family in August 2017. How would you complete the COE?
Qualifying Moves and Work Section

1. The child(ren) listed on this form moved due to economic necessity from a residence in School district/___ Biglerville/PA/USA to a residence in School district / Philadelphia/PA.

2. The child(ren) moved (complete both a. and b.):
   a. □ as the worker, OR X with the worker, OR □ to join or precede the worker.
   b. The worker, Javier is □ the child or the child's X 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 ______ 10/28/16

4. The worker moved due to economic necessity on ______ 08/24/16, from a residence in School District/ Cleveland/ OH/USA to a residence in School District/ Biglerville/ PA, and:
   a. X 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 after the move AND has a recent history of moves for qualifying work (provide comment)

5. The qualifying work,* _______ Picking Peaches was (make a selection in both a. and b.):
   a. X seasonal OR □ temporary employment
   b. X 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__________.
Scenario #3

Diana, age 15, and her parents lived in Yukon, AK. Diana and her parents moved to Dillingham, AK on June 20, 2017. For as long as Diana can remember, the family has moved to Dillingham each summer, where her father worked a temporary job canning salmon. When they moved in June 2017, Diana’s father, Joe, went to the cannery where he had worked for the previous two summers and found that the cannery had closed. A recruiter interviews the family in Dillingham on July 3, 2017. How would you complete the COE?
Qualifying Moves and Work Section

1. The child(ren) listed on this form moved due to economic necessity from a residence in School district/____ Yukon/ AK/____ USA to a residence in School district/____ Dillingham/ AK

2. The child(ren) moved (complete both a. and b.):
   a. □ as the worker, OR X with the worker, OR □ to join or precede the worker.
   b. The worker, ______ Joe____ is □ the child or the child’s X 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 ______ 06/20/17

4. The worker moved due to economic necessity on ______ 06/20/17 ________, from a residence in School District/____ Yukon/ AK/____ USA to a residence in School District/____ Dillingham/ AK, 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. X actively sought new qualifying work after the move AND has a recent history of moves for qualifying work (provide comment)

5. The qualifying work,* Canning Salmon was (make a selection in both a. and b.):
   a. □ seasonal OR X temporary employment
   b. □ agricultural OR X 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. X worker’s statement (provide comment), OR
   b. □ employer’s statement (provide comment), OR
   c. □ State documentation for ________ Employer _________.
Scenario #4

Pablo, a father of 4 school-aged children, moved on his own July 15, 2016 from his family’s home in Pine Bluff, Arkansas to Bradenton, Florida in search of work picking oranges. Two weeks after his move he engages in the work and is there for 2 months. Once the harvest is over he moves back to Arkansas. Then on January 18, 2017, he moves again on his own to Eugene, Oregon to work with his brother at a local restaurant during the slow season. On September 1, 2017, his wife and 4 children join him in Oregon while Pablo continues his work in the restaurant. The recruiter interviews the family on September 12, 2017. How would you complete the COE?
Qualifying Moves and Work Section

1. The child(ren) listed on this form moved due to economic necessity from a residence in ____ School district ____ / ____ Pine Bluff / ____ AR / ____ USA ____ to a residence in ____ School district ____ / ____ Eugene ____ / ____ OR _____.

2. The child(ren) moved (complete both a. and b.):
   a. □ as the worker, OR □ with the worker, OR X to join or precede the worker.
   b. The worker, ________ Pablo ____, is □ the child or the child’s X parent/guardian □ spouse.
      i. (Complete if “to join or precede” is checked in #2a.) The child(ren) moved on 09/01/17. The worker moved on 01/18/17 (provide comment)

3. The Qualifying Arrival Date was ________ 09/01/17 ________.

4. The worker moved due to economic necessity on ________ 07/15/16 ________, from a residence in School District/ ____ Pine Bluff / ____ AR / _____ USA ______ to a residence in School District/ ____ Bradenton / ____ FL ________, and:
   a. X 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 after the move AND has a recent history of moves for qualifying work (provide comment)

5. The qualifying work,* ________ Picking Oranges ________ was (make a selection in both a. and b.):
   a. X seasonal OR □ temporary employment
   b. X 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 ________.
Scenario #5

Pedro and María Lozano, have three children who are in elementary and middle school. The family resides most of the year in Edcouch, Texas, and considers Texas their home. They have a long history of migration; each year they travel to Ohio for Pedro and Maria to work in the cucumber harvest and then to Florida to harvest tomatoes. This year, Pedro, María and their children left Edcouch and arrived in Fremont, on May 26, 2017, to begin work thinning and weeding cucumber fields. Both parents continued to work through the harvest season in late June/early July. When work with the cucumbers ended, Maria returned to Edcouch, Texas, on August 31, 2017, with the three children, while Pedro went by himself to harvest tomatoes in Florida. The recruiter interviews the mother on September 2, 2017. How would you complete the COE?
Qualifying Moves and Work Section

1. The child(ren) listed on this form moved due to economic necessity from a residence in _______ School district / Fremont / OH / USA _______ to a residence in _______ School district / Edcouch / TX _____________.

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, _______ Maria Lozano ___, 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 _______ 08/31/17 ________.

4. The worker moved due to economic necessity on _______ 05/26/17 ________, from a residence in School District/ Edcouch/ TX/ USA _______ to a residence in School District/ Fremont/ OH, 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 after the move AND has a recent history of moves for qualifying work (provide comment)

5. The qualifying work,* _________ Thinning Cucumbers ___________ 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 ___________.

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Thank You

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