

**ARKANSAS DEPARTMENT OF EDUCATION  
RULES AND REGULATIONS  
TO IMPLEMENT THE APPROPRIATION FOR EDUCATIONAL SERVICES FOR STUDENTS  
IN YOUTH SHELTERS**

May 8, 2000

**1.0 Regulatory Authority**

- 1.01** These regulations shall be known as Arkansas Department of Education Rules and Regulations to Implement the Appropriation for Educational Services for Students in Youth Shelters.
- 1.02** These regulations are enacted to the State Board of Education's authority under Ark. Code Ann. 6-41-207 and 6-11-105.

**2.0 Purpose**

- 2.01** It is the purpose of these regulations to set forth the criteria for determining local school district eligibility for seeking reimbursement for Educational Services for Students in Youth Shelters.
- 2.02** These regulations define the process for local school district access to funds for Educational Services for Students in Youth Shelters.

**3.0 Definitions**

- 3.01** For the purpose of these regulations, Youth Shelters means facilities under contract to or supervision of either the Division of Youth Services (DYS) or the Division of Children and Family Services, both under the Department of Human Services.
- 3.02** IDEA refers to the Individuals with Disabilities Education Act.
- 3.03** IEP means the individualized education program for a student with disabilities under the IDEA.
- 3.04** Educational services means those services typically provided by local school districts, including, but not limited to, transportation, instruction, food services, counseling, etc.

**4.0 Administration**

- 4.01** The appropriation for Educational Services for Students in Youth Shelters will be administered by the Arkansas Department of Education, Special Education Unit.
- 4.02** In the event that requests for reimbursement exceed the amount of funds available in the appropriation for Educational Services for Students in Youth Shelters, reimbursements will be pro-rated.

**5.0 Eligibility Criteria for Reimbursement for Educational Services for Students in Youth Shelters**

- 5.01** A district is deemed eligible to apply for reimbursement under these regulations for the provision of Educational Services for Students in Youth Shelters when
- A. the district has within its jurisdiction a facility that meets the definition of a ‘youth shelter’ as defined in 3.01 of these regulations **and**
  - B. students in such facilities are receiving educational services.
- 5.02** To the extent appropriate, students shall receive educational services on-site at the local school district. The provision of educational services at a site other than in one of the district’s school buildings should be the exception rather than the norm.
- 5.03** For eligible students with disabilities under the IDEA, the district shall implement the services in the student’s most recent IEP.
- 5.04** The district may use funds acquired under this reimbursement for any costs associated with the provision of educational services to students in youth shelters. The costs may include, but are not limited to, transportation, materials and supplies, maintenance and operation of the classroom, salaries and benefits for instructional staff, special education and related services, costs incurred for evaluations to determine eligibility for special education and related services, etc.

**6.0 Reimbursement for Educational Services for Students in Youth Shelters**

- 6.01** The Arkansas Department of Education, Special Education Unit, will provide local education agencies with an Educational Services for Students in Youth Shelters reimbursement request form to be completed and submitted to the Special Education Unit no later than May 15 of each school year.
- 6.02** The amount of reimbursement will be calculated by dividing the total number of available beds in ‘youth shelters’ that meet the definition in 3.01 of these regulations into the available appropriation to determine a per student reimbursement rate.
- 6.03** The local school district will receive an amount equal to the per student reimbursement rate times the number of available beds in the youth shelter (or shelters if there is more than one in the district in the jurisdiction of the local school district).