

A photograph serves as the background for the slide. It shows the lower legs and feet of two children walking away from the viewer on a dirt path. The child on the left wears light-colored pants and red and white sneakers. The child on the right wears dark pants and dark shoes. Sunlight creates a bright glow around their feet and legs.

## **TEA Texas Education for Homeless Children and Youth (TEHCY) Program**

**McKinney-Vento 201  
Monday, December 12, 2022 | 2:00 – 3:30 pm**

# Presenters



**Cal Lopez**

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*Texas Education for Homeless Children and Youth  
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# Objectives and Outline

To review state provisions that assist school districts and open-enrollment charter schools to support students experiencing homelessness.

- Family Code: Consent to Treatment
- Truancy Prevention
- Student Discipline
- Webpage Requirements
- TEHCY Program Updates and Resources



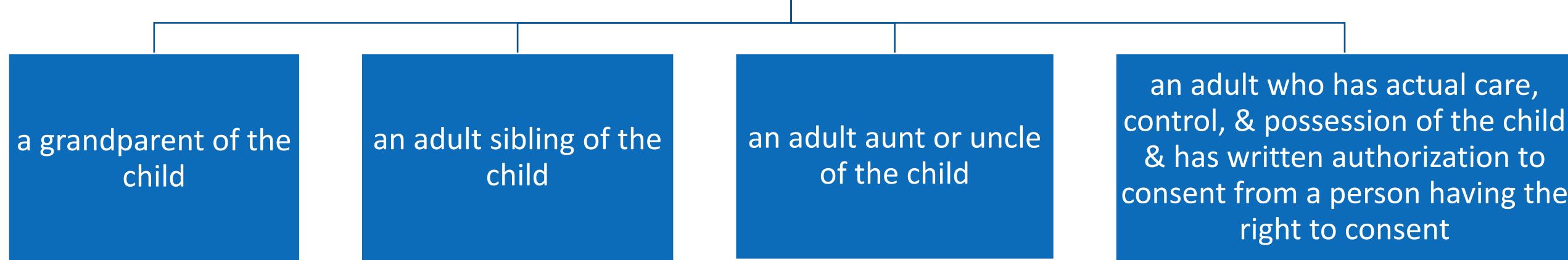
A blurred background image shows two students in a classroom setting. One student in the foreground is wearing large black headphones and looking down at a laptop keyboard. Another student in the background is also working on a laptop. The overall atmosphere is focused and educational.

# Family Code: Consent to Treatment

# Consent to Treatment of Child by Non-Parent

## Family Code § 32.001

People who may consent for *any* child, including homeless and unaccompanied youth.



\*Does not apply to consent for the immunization of a child.



# Consent to Treatment by Child

## FAM § 32.003

A child may consent to medical, dental, psychological, and surgical treatment for the child by a licensed physician or dentist if the child is:

16 years of age or older and resides separate and apart from the child's parents, managing conservator, or guardian, with or without the consent of the parents, managing conservator, or guardian and regardless of the duration of the residence; and

AND

Managing their own financial affairs, regardless of the source of income.



## Next Steps and Considerations: Consent to Treatment

- Bookmark [FAM § 32.001](#) and [FAM § 32.003](#) for easy access.
- Utilize these resources:
  - To support adults who are caring for unaccompanied youth experiencing homelessness.
  - For instances when unaccompanied youth experiencing homelessness who are 16+ youth to support their access to medical treatment.



# Truancy Prevention



# Truancy Prevention Measures

## TEC § 25.0915(a-1)

As a truancy prevention measure under Subsection (a), a school district shall take one or more of the following actions:

### Impose:

- A behavior improvement plan on the student that must be signed by an employee of the school, that the school district has made a good faith effort to have signed by the student and the student's parent or guardian; or
- School-based community service.

### Refer the student to services aimed at addressing the student's truancy, such as:

- counseling, mediation, mentoring, a teen court program, community-based services, or other in-school or out-of-school services



# Truancy Prevention | Students Experiencing Homelessness

## TEC § 25.0915(a-3)

A school district **must offer additional counseling** to a student and **may not refer the student to truancy court** under this section, Section 25.0951, or any other provision if the school determines that the student's truancy is the result of:

Pregnancy

Being in the state foster program

Homelessness

Severe or life-threatening illness or related treatment

Being the principal income earner for the student's family



# TEA Truancy Prevention Resource

**TAC 129. Subchapter BB.  
Commissioner's Rules Concerning  
Truancy**



## Chapter 129. Student Attendance

### Subchapter BB. Commissioner's Rules Concerning Truancy

#### §129.1041. Definitions.

For the purposes of this subchapter, the definition of a school district includes an open-enrollment charter school.

*Statutory Authority:* The provisions of this §129.1041 issued under the Texas Education Code, §25.0915.

*Source:* The provisions of this §129.1041 adopted to be effective January 1, 2017, 41 TexReg 10278.

#### §129.1043. Minimum Standards.

The minimum standards for the truancy prevention measure(s) implemented by a school district under Texas Education Code, §25.0915, include:

- (1) identifying the root cause of the student's unexcused absences and actions to address each cause;
- (2) maintaining ongoing communication with students and parents on the actions to be taken to improve attendance;
- (3) establishing reasonable timelines for completion of the truancy prevention measure; and
- (4) establishing procedures to notify the admission, review, and dismissal committee or the Section 504 committee of attendance issues relating to a student with a disability and ensure that the committee considers whether the student's attendance issues warrant an evaluation, a reevaluation, and/or modifications to the student's individualized education program or Section 504 plan, as appropriate.

*Statutory Authority:* The provisions of this §129.1043 issued under the Texas Education Code, §25.0915.

*Source:* The provisions of this §129.1043 adopted to be effective January 1, 2017, 41 TexReg 10278.

#### §129.1045. Best Practices.

- (a) A school district shall consider the following best practices for truancy prevention measures.
  - (1) Develop an attendance policy that clearly outlines requirements related to truancy in accordance with Texas Education Code (TEC), Chapter 25, Subchapter C, and communicate this information to parents at the beginning of the school year.
  - (2) Create a culture of attendance that includes training staff to talk meaningfully with students and parents about the attendance policy and the root causes of unexcused absences.
  - (3) Create incentives for perfect attendance and improved attendance.
  - (4) Educate students and their families on the positive impact of school attendance on performance.
  - (5) Provide opportunities for students and parents to address causes of absence and/or truancy with district staff and link families to relevant community programs and support.
  - (6) Develop collaborative partnerships, including planning, referral, and cross-training opportunities, between appropriate school staff, attendance officers, program-related liaisons, and external partners such as court representatives, community and faith-based organizations, state or locally funded community programs for truancy intervention or prevention, and law enforcement to assist students.
  - (7) Determine root causes of unexcused absences and review campus- and district-level data on unexcused absences to identify systemic issues that affect attendance.

# TAC § 129.1043 Minimum Standards

The minimum standards for the truancy prevention measure(s) implemented by a school district under Texas Education Code, §25.0915, include:

- 1) Identifying the root cause of the student's unexcused absences and actions to address each cause;
- 2) Maintaining ongoing communication with students and parents on the actions to be taken to improve attendance;
- 3) Establishing reasonable timelines for completion of the truancy prevention measure; and
- 4) Establishing procedures to notify the admission, review, and dismissal committee or the Section 504 committee of attendance issues relating to a student with a disability and ensure that the committee considers whether the student's attendance issues warrant an evaluation, a reevaluation, and/or modifications to the student's individualized education program or Section 504 plan, as appropriate.

# Highlighted Best Practices TAC § 129.1045

- (2) Create a culture of attendance that includes training staff to talk meaningfully with students and parents about the attendance policy and the root causes of unexcused absences.
- (5) Provide opportunities for students and parents to address causes of absence and/or truancy with district staff and link families to relevant community programs and support.
- (6) Develop collaborative partnerships, including planning, referral, and cross-training opportunities, between appropriate school staff, attendance officers, program-related liaisons, and external partners for truancy intervention or prevention, and law enforcement to assist students.
- (7) Determine root causes of unexcused absences and review campus- and district-level data on unexcused absences to identify systemic issues that affect attendance.

# Highlighted Best Practices TAC § 129.1045

(9) At the beginning of each school year, conduct a needs assessment and identify services and programs available within the school district and community that staff, students, and families may access to address barriers to student attendance

The information must include, but is not limited to:  
(B) Services for students experiencing homelessness



# Highlighted Best Practices TAC § 129.1045



(11) School districts should ensure that personnel, including truancy prevention facilitators or juvenile case managers, attendance officers, McKinney-Vento Liaisons, foster care liaisons, Title IX coordinators, 504 coordinators, pregnancy and parenting coordinators, dropout prevention coordinators, special education staff, and other appropriate student services personnel, meet to contribute to the needs assessment and discuss internal and external collaboration opportunities.

# Next Steps and Considerations: Truancy Prevention



- LEA Support Teams should monitor the attendance of students experiencing homelessness on a regular basis.
- Identify systemic issues that affect attendance.
- Educate students and families on the positive impact of school attendance on performance.
- Develop collaborative partnerships with internal and external stakeholders to develop truancy intervention and prevention programs.
- Provide opportunities for families to discuss circumstances that may be impacting attendance.



# Student Discipline

# Student Code of Conduct | TEC § 37.001(a)(4)(f)

The LEA Student Code of Conduct must specify:



Circumstances in which a student may be removed from classroom, campus, DAEP, or vehicle owned or operated by the district.



Conditions that authorize or require principal or administrator to transfer a student to a DAEP.



Conditions under which a student may be suspended or expelled.



Consideration will be given to a student's status as homeless as a factor in each decision concerning suspension, removal to DAEP, expulsion, or placement in JJAEP program, regardless of whether the decision concerns a mandatory or discretionary action.



## **Suspension: TEC § 37.005(d)**

LEAs **cannot** place a homeless student on out of school suspension unless the student engages in conduct described by Subsections TEC §37.005(c)(1)-(3)

Conduct that contains the elements of an offense related to weapons under Section 46.02 or 46.05, Penal Code

Unlawfully carrying a handgun under Penal Code 46.02.

Commits an offense with a prohibited weapon under Penal Code 46.05.

Conduct that contains the elements of a violent offense under Section 22.01, 22.011, 22.02, or 22.021, Penal Code

Assault, Sexual Assault, Aggravated Assault, Aggravated Sexual Assault

Selling, giving, or delivering to another person or possessing, using, or being under the influence of any amount of: marijuana or a controlled substance, a dangerous drug, an alcoholic beverage



# Next Steps and Considerations: Student Discipline

- The campus behavior coordinator may coordinate with the LEA McKinney-Vento liaison to identify appropriate alternatives to out-of-school suspension students experiencing homelessness. (TEC § 37.005(d)).
- LEAs should explore all available options, such as ISS and alternative means of receiving coursework, to meet the individual needs of each student.



## TEA Student Discipline Contact Information

Mary Scott

[StudentDisciplineSupport@tea.texas.gov](mailto:StudentDisciplineSupport@tea.texas.gov)

<https://tea.texas.gov/texas-schools/health-safety-discipline/student-discipline>

# Pause to Process



# Webpage Requirements



## **State Requirements TEC § 33.906**

Each school that maintains a webpage must post information regarding local programs and services (including charitable programs and services) available to students who are homeless.

- Must be compiled in a format and style that is easily understandable by students or parents, as appropriate based on the grade levels the school offers.
- This section does not apply to a school within an LEA that:
  - Has an enrollment of fewer than 3,000 students; and
  - Is primarily located in a county with a population of less than 50,000.



# Information for the LEA McKinney-Vento Webpage

Ensure the following information is included and up to date:

McKinney-Vento Liaison contact information.

LEA program services available to students and families and how to access them.

McKinney-Vento posters (digital format can be accessed on the TEHCY webpage).

Local community resources (e.g., shelters, housing authority, charitable organizations, etc.)

# What is a local program or service?

## District Services

McKinney-Vento Liaison contact information

McKinney-Vento services

Nutrition services

Academic program eligibility and services

After-school programs and tutoring services

## Local Community Resources

Shelters

Food banks

Local Workforce Solutions

Local Housing Authorities

Clinics and mental health services

Other charitable organizations



## LINKS

[Education and Students in Foster Care](#)

[Families in Transition](#)

[Pregnancy, Education, and Parenting Program](#)

## CONTACTS



### TORI SISK

SOS Coordinator

Homeless Liaison

Foster Care Liaison

(682) 867-7668

[Email Us](#)

Hilldale Annex

4814 W. Arkansas Ln.

Arlington, TX 76016

**Office:** (682) 867-7668

**Fax:** (817) 492-3388

## FAMILIES IN TRANSITION

This program provides assistance to families meeting criteria for the McKinney-Vento Act implemented to ensure all students the right to an education regardless of their living situation.

The term "homeless children and youth" is defined as individuals who lack a fixed, regular, and adequate nighttime residence. This includes children and youth who are:

- ▶ sharing the housing of others due to loss of housing or economic hardship
- ▶ living in motels, hotels, trailer parks, campgrounds, or similar settings
- ▶ living in emergency or transitional housing
- ▶ living in cars, parks, public spaces, abandoned buildings, or substandard housing

Our department staff work in collaboration with campus staff and other departments to facilitate student access to:

- Nutrition Services
- Enrollment (Immediately)
- Transportation Assistance (School of Origin)
- Student Case Management
- School-Wide Programs
- Transition Planning

## LAWS AND GUIDANCE

### FEDERAL LAW - MCKINNEY VENTO HOMELESS ASSISTANCE ACT

This federal legislation was originally authorized in 1987 and most recently re-authorized in December 2015 by the Every Student Succeeds Act (ESSA). This legislation ensures children and youth experiencing homelessness have immediate and equal access to public education.

### STATE LAW – TEXAS EDUCATION CODE

## FREQUENTLY ASKED QUESTIONS

- ▶ [How is homeless defined under McKinney-Vento?](#)
- ▶ [What living situation is considered homeless under McKinney-Vento?](#)
- ▶ [What are the student rights under McKinney-Vento?](#)
- ▶ [How are students and families identified within our district?](#)
- ▶ [How long are students and families eligible to receive services?](#)
- ▶ [Who are the designated staff on campuses providing services to students/families through the Families in Transition program?](#)
- ▶ [How can students and families be referred for homeless assistance?](#)

## RESOURCES FOR FAMILIES IN TRANSITION

- [Arlington Charities](#)
- [Arlington Housing Authority](#)
- [Arlington Life Shelter](#)
- [Arlington Urban Ministries](#)
- [Big Brothers Big Sisters](#)
- [Catholic Charities Diocese of Fort Worth](#)
- [Center for Transforming Lives](#)
- [Hearts and Hands Community Ministry](#)
- [Mission Arlington](#)
- [National Association for the Education of Homeless Children and Youth](#)
- [National Center for Homeless Education](#)
- [Promise House Youth Shelter](#)
- [Safehaven of Tarrant County](#)
- [School House Connection](#)
- [Tarrant County Homeless Coalition](#)
- [Texas Education for Homeless Children and Youth](#)
- [Texas Homeless Network](#)
- [The Salvation Army](#)

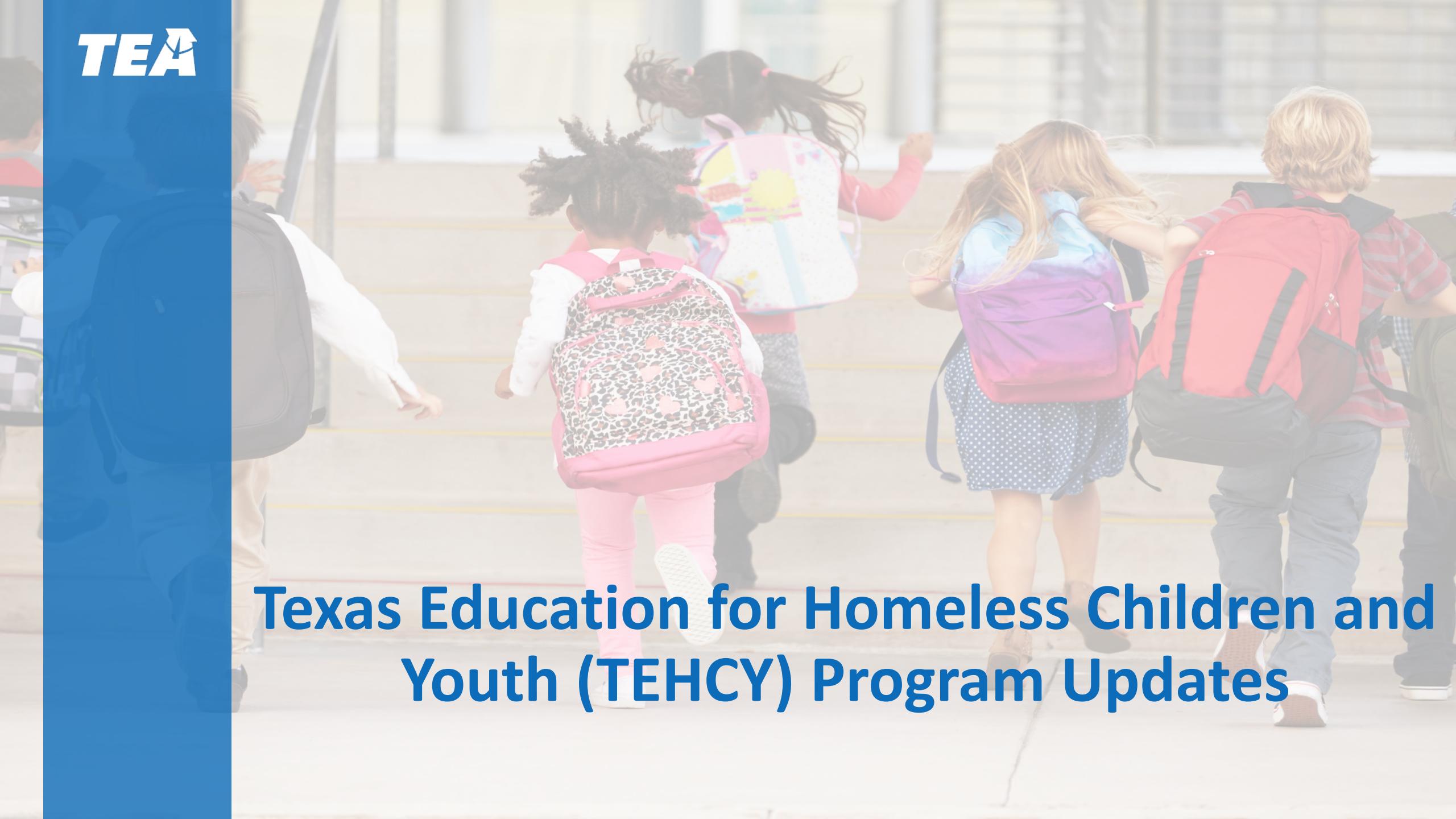
## TIPS FOR EDUCATORS AND SCHOOL STAFF

- [Identification Tool for School Staff](#) - Sample Identification tool that will provide increased awareness of possible indicators and risk factors of students and families experiencing homelessness.
- [Homeless Students in Texas Public Schools](#)
- [TEHCY Directory of Homeless Liaisons](#)
- [Supporting the Success of Homeless Children and Youth](#)
- [FAQ Education Rights and amendments by ESSA](#)

# Next Steps and Considerations: McKinney-Vento Webpage

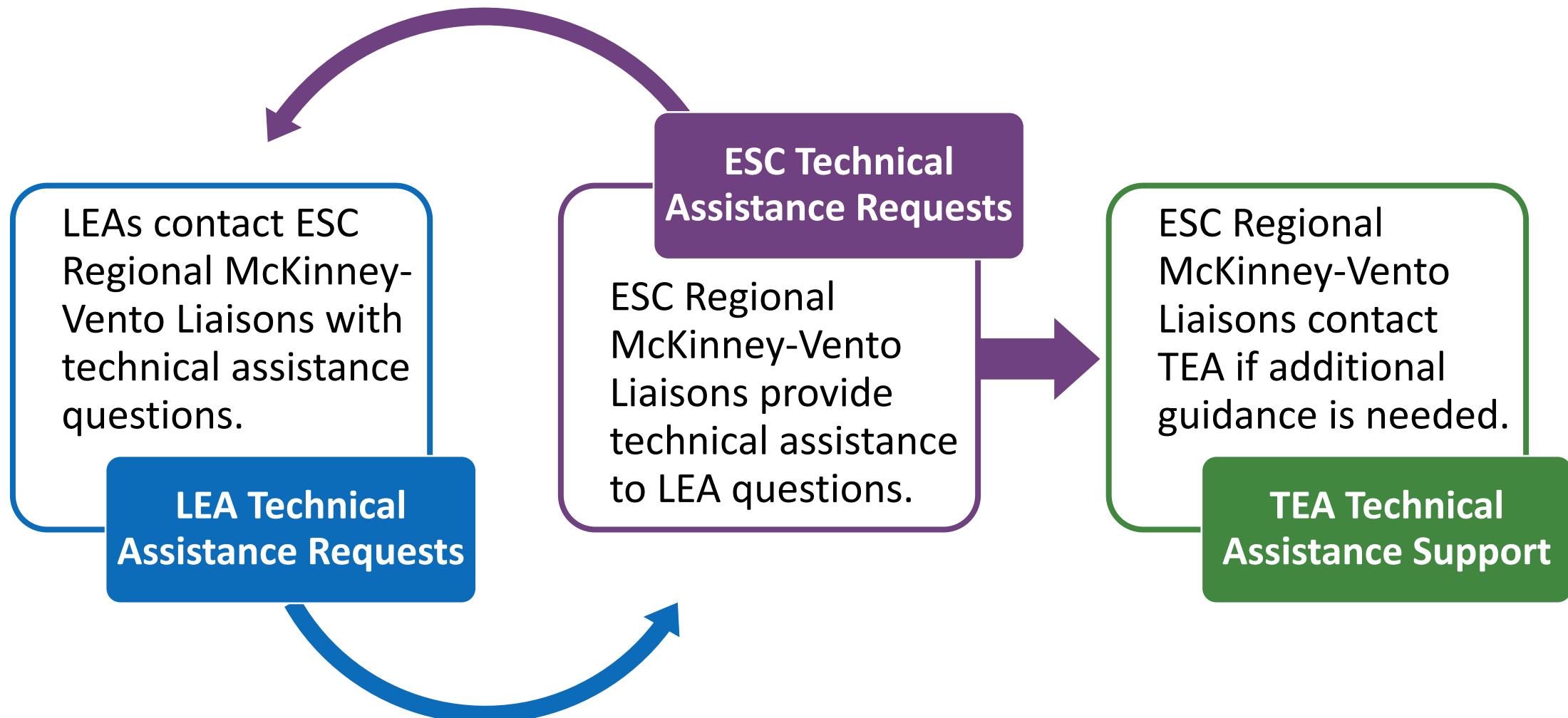


- Determine if your LEA has a McKinney-Vento webpage.
- Evaluate current content and organize key resources.
- Assess additional information needed to support students and families.
- Develop a process to review and update webpage content on a regular basis.
- Utilize the regional McKinney-Vento webpage to find additional local resources.
- Collaborate with your Regional McKinney-Vento Liaison to support this process.

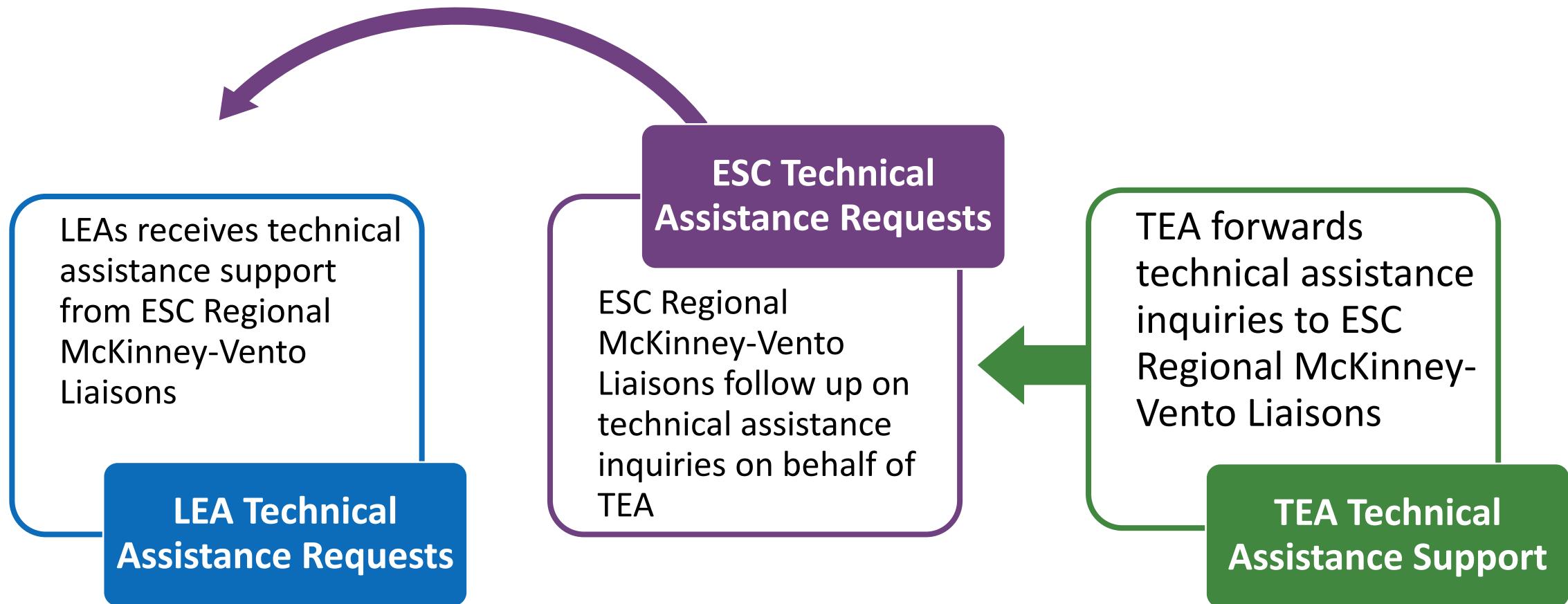
A photograph showing the backs of several young children of diverse ethnicities running away from the camera on a paved surface. They are all wearing backpacks. The scene is slightly blurred, suggesting movement. The background shows a building with large windows.

# Texas Education for Homeless Children and Youth (TEHCY) Program Updates

# LEA TEHCY Program Technical Assistance Process



# TEA TEHCY Program Technical Assistance Process



# Texas Education for Homeless Children and Youth (TEHCY) Program

All Texas public schools, charter schools, and education services centers, collectively known as local education agencies (LEAs), must follow federal rules concerning the education of homeless students. These requirements are detailed in the [McKinney-Vento Act](#).

## ARP Homeless II Federal Grant

The 2021-2024 ARP Homeless II Federal Grant application is now available in eGrants.

Visit the TEA Grants Opportunities page for detailed information about the 2021-2024 ARP Home Grant application, including allocations for eligible applicants. Search by the grant application name or category. Information on how to apply for a grant is available on the [Applying for a Grant](#) page.

### Webinar

TEA hosted a webinar to provide information on ARP Homeless II for prospective grantees. During the TEA Grants Department provided an overview of the eGrant application and how to apply. TEA for Homeless Children and Youth Program (TEHCY) Program staff reviewed the requirements for funds, the timeline for submitting your application, and the allowable expenditures for grantees.

[ARP Homeless II Grant Information \(PDF Presentation\)](#)

[eGrant Application Process \(PDF Presentation\)](#)

[ARP Homeless II Webinar Recording](#)

[ARP Homeless II Program Guidelines](#)

[McKinney-Vento Homeless Assistance Act - 16 Allowable Activities](#)

### Related Content

[ARP Homeless II Federal Grant](#)

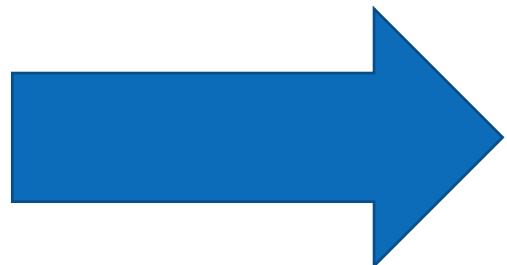
[McKinney-Vento Liaisons](#)

[McKinney-Vento 101 Resources and Tools](#)

[Homeless Student Identification Data](#)

ESC	Name	Title	Email	Phone #	Webpage
1	Jessica Viacobo	School Counseling and Health Specialist	<a href="mailto:jviacobo@esc1.net">jviacobo@esc1.net</a>	(956) 984-6015	<a href="https://www.esc1.net/Page/5984">https://www.esc1.net/Page/5984</a>
2	Valarie Buhidar	Education Specialist-State & Federal Programs	<a href="mailto:valarie.buhidar@esc2.us">valarie.buhidar@esc2.us</a>	(361) 561-8612	<a href="#">McKinney-Vento   State &amp; Federal Programs (esc2.net)</a>
3	Rosanne Wagner	Counselor Specialist	<a href="mailto:rwaner@esc3.net">rwaner@esc3.net</a>	(361) 573-0731 ext. 138	<a href="https://www.esc3.net/Page/1487">https://www.esc3.net/Page/1487</a>
4	LaShonda Evans	Education Specialist	<a href="mailto:lashedona.evans@esc4.net">lashedona.evans@esc4.net</a>	(713) 744-6380	<a href="#">Accountability and Leadership--Homeless Education Program (esc4.net)</a>
5	Brenda Thompson	MV Liaison / Program Specialist	<a href="mailto:brendat@esc5.net">brendat@esc5.net</a>	(409) 951-1877	<a href="https://www.esc5.net/523260_3">https://www.esc5.net/523260_3</a>
6	Albert H. Archuleta	Education Specialist - Title I Part C Migrant, McKinney-Vento Liaison, and Foster Care	<a href="mailto:aarchuleta@esc6.net">aarchuleta@esc6.net</a>	(936) 435-8228	<a href="https://www.esc6.net/472298_3">https://www.esc6.net/472298_3</a>
7	Leslie Dowdle	Specialist	<a href="mailto:ldowdle@esc7.net">ldowdle@esc7.net</a>	(903) 988-6904	<a href="#">McKinney-Vento – Federal Programs – ESC Region 7 (esc7.net)</a>

# Regional McKinney-Vento Webpage Example



## McKinney-Vento



### McKinney-Vento - Texas Education for Homeless Children and Youth (TEHCY) Program

#### COVID-19 FAQ from TEA

The McKinney-Vento Act defines homeless as children lacking a fixed, regular, and adequate residence. If any one of the three conditions is missing, the child is considered homeless.

- **Fixed:** Stationary, permanent, not subject to change
- **Regular:** Used on a regular (nightly) basis
- **Adequate:** Sufficient for meeting both the physical and psychological needs typically met in home environments

#### General Information

#### District Homeless Liaisons

School	Contact	Email
ALBA-GOLDEN ISD	JENNIFER WIGINGTON	<a href="mailto:wigingtonj@agisd.org">wigingtonj@agisd.org</a>
ALTO ISD	AMBER MIDDLETON	<a href="mailto:amiddleton@alto.esc7.net">amiddleton@alto.esc7.net</a>
ARP ISD	LARA PARKER	<a href="mailto:laraparker@arpisd.org">laraparker@arpisd.org</a>
BECKVILLE ISD	LORETTA BLAIR	<a href="mailto:blair@beckvilleisd.net">blair@beckvilleisd.net</a>
BIG SANDY ISD	CHRISTAL CALHOUN	<a href="mailto:ccalhoun@bigsandyisd.org">ccalhoun@bigsandyisd.org</a>
BROADDUS ISD	JESSICA LOTT	<a href="mailto:jessicalott@broaddusisd.com">jessicalott@broaddusisd.com</a>
BROWNSBORO ISD	RITA GRAY	<a href="mailto:grayr@gobearsgo.net">grayr@gobearsgo.net</a>
BULLARD ISD	CHERYL HENDRIX	<a href="mailto:cheryl.hendrix@bullardisd.net">cheryl.hendrix@bullardisd.net</a>

- [Federal Programs Home](#)
- [Bilingual/ESL](#)
- [Career and Technical Education](#)
- [College, Career & Military Readiness](#)
- [ESSA Programs](#)
- [McKinney-Vento](#)
- [Migrant Education](#)
- [Nurse, Health & PE](#)
- [Professional School Counselors](#)
- [Rosetta Stone](#)
- [School Safety](#)
- [Contact Us](#)

# LEA McKinney-Vento Liaisons

**All LEAs must designate a McKinney-Vento Liaison to carry out the duties listed in the federal McKinney-Vento Act.**

LEAs must update the McKinney-Vento Liaison's contact information in AskTED and should review this information annually.



Districts submit their liaison information to TEA through the district's AskTED administrator.

Charter schools submit their liaison information to the Charter School Division at TEA directly via (512) 463-9575 or [CharterSchools@tea.texas.gov](mailto:CharterSchools@tea.texas.gov).

# McKinney-Vento 101 Resources

- September 2022 Webinar Recording and Slide Deck
- Sample Student Residency Questionnaire
- Sample Intake Form
- Immunization Flow Chart
- Sample Transportation Letter
- Dispute Resolution Resources
- Posters
- Infographic

## McKinney-Vento 101 Resources

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- McKinney-Vento 101 Webinar - September 27, 2022
  - Recording
  - PDF Presentation
- Sample Student Residence Questionnaire (PDF)
- Sample Intake Form (PDF)
- Immunization Flow Chart (PDF)
- Sample Transportation Letter (PDF)
- Sample FAFSA Verification Form (PDF)
- Dispute Resolution (PDF)

## Homeless Student Identification Data

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Every LEA must identify students experiencing homelessness within their district. This process must be done regularly and in a way that is auditable. In Texas, most districts choose to use a student residency questionnaire to help determine whether or not students qualify as homeless under the McKinney-Vento Act.

- 2018-2020 TEHCY Program Infographic (PDF)
- 2017-2019 TEHCY Program Infographic (PDF)

The Texas Education for Homeless Children and Youth (TEHCY) Program Infographic summarizes identification and graduation data for students experiencing homelessness enrolled in Texas public schools for the 2018, 2019, and 2020 school years.

## McKinney-Vento Posters

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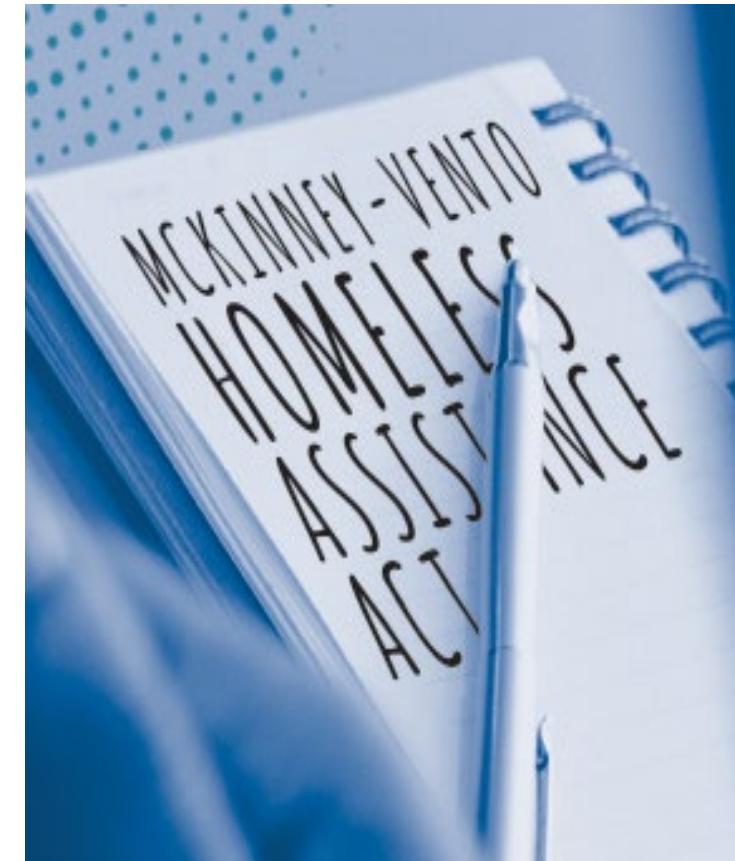


# Pause to Process



# TEHCY Upcoming Trainings and Events

Training	Date & Time
TEHCY/ARP Homeless I Grant Coffee Chat	Wednesday, January 11 <sup>th</sup> , 2023 2:00 – 3:00 pm
ARP Homeless II Grant Coffee Chat	Tuesday, January 24 <sup>th</sup> , 2023 10:00 – 11:00 am
Highly Mobile and At-Risk Webinar	Thursday, February 16 <sup>th</sup> , 2023 1:00 – 2:30 pm



# Sign Up for Updates!



The screenshot shows the TEA homepage with a blue header bar containing links for Popular Applications, AskTED, ECOS for Educators, Grant Opportunities, Secure Applications, TEAL Login, and TSDS. A 'Help Desk' link is also in the top right. Below the header is the TEA logo and a navigation menu with icons for About TEA, Texas Schools, Academics, Finance & Grants, Reports & Data, Student Assessment, and Texas Educators. A search bar is at the top right. A red oval highlights the 'Sign Up for Updates' button in the top right corner of the main content area. A large blue arrow points from the 'Sign Up for Updates' text in the main heading down to this highlighted button. The main content area features a banner for 'TexasAssessment.gov' showing a laptop screen with STAAR test results and a 'LOG IN, LEARN MORE' button.

## The Latest TEA News

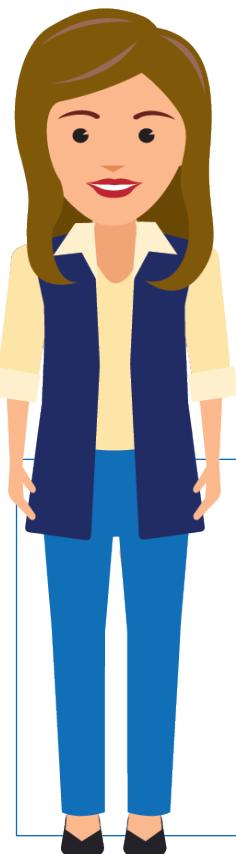
The latest news from the Texas Education Agency is available through [news releases](#), online correspondence, mailing lists, and other posted information.

The sidebar contains three main sections: 'Emergency Support' (Coronavirus (COVID-19) information), 'Texas Schools' (Visiting TEA information), and 'About' (General Public Health Resources). Each section has a corresponding icon: a gear for COVID-19, a school building for visiting, and a map of Texas for public health resources.

- [Special Student Populations](#)
- [Foster Care and Student Success](#) ⓘ
- [Bilingual/ESL Education](#) ⓘ
- [Early Childhood Education](#) ⓘ
- [Special Education Updates](#) ⓘ
- [Gifted/Talented Education](#) ⓘ
- [Pregnancy Programs](#) ⓘ
- [Languages Other Than English](#) ⓘ
- [McKinney-Vento Homeless Education](#)
- [Spanish Curriculum Standards](#)
- [At-Risk and Highly Mobile Student Program Division](#) ⓘ
- [Migrant Education Program](#)
- [Military Connected Students](#)
- [Mental and Behavioral Health](#)



# Thank You for Attending our Session



**Jordan Brown**

*Program Specialist*

*Texas Education for Homeless Children  
and Youth (TEHCY) Program*

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**Cal Lopez**

*State Coordinator*

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