

INFORMATION PAPER

Subject: Temporary Housing and the Impact on Student Intrastate Transitions

I. Background

- a. Temporary housing has been topic of discussion at the 2014 and 2015 Annual Meetings. Recent cases related to a move from temporary housing to permanent housing, and if a resulting school change is covered under the Compact.
- b. In 2015, the VA Commissioner reported that a family was in temporary housing on-base pending the closing of an off-base home they were purchasing. The student was not allowed to register for school zoned in the permanent location because the house was in escrow, and the inability to meet proof of residency requirements.
- c. It is agreed that currently, the Compact does not apply to “intrastate” transfers.

II. Timeline

Date	Whom	Action
11/5-7/2015	MIC3 Annual Business Meeting	Discussion during General Session and assignment to the Rules Committee for further review.
March 1, 2016	Rules Committee Meeting	Reviewed and drafted rules language to clarify a student’s transition period when residing in temporary housing/lodging.
March 15, 2016	Executive Committee (EXCOM) Meeting	Initial proposal review, the EXCOM modified the language incorporating the word “transition” to tie proposed rule and placed the new rule in Chapter 600. This draft was sent back to Rules Committee.
July 6, 2016	Rules Committee Meeting	Second draft review and approval.
July 18-20, 2016	EXCOM Meeting	Draft #2 proposal review and approval.
July 25, 2016	All Commissioners	Review and comment requested and received by (date)
August 22, 2016	Rules Committee Meeting	Reviewed Commissioner feedback, and language tabled due to Commissioner concerns. MIC3 staff tasked to research Temporary Housing process and regulations. Staff develops third draft proposal. Committee requests language be discussed at an ABM breakout session.
Sept 20, 2016	EXCOM Meeting	Review third draft proposal.
October 27, 2016	MIC3 Commission Meeting	Update during General Session, draft proposal #3 and discussion during breakout session.

I. REVISED DRAFT Language regarding Temporary Housing: ***For discussion purposes only*** Amend Section 1.101 Definitions to include:

B. “Base Allowance Housing” or “BAH” means: a U.S.-based allowance that provides uniformed Service members equitable housing compensation based on housing costs in local housing markets when government quarters are not provided.

*** (Re-alphabetize “Bylaws” through “Student.”)*

T. “Temporary Housing” means: lodgings used as a temporary place of residence. Lodgings occupied upon initial arrival at a new Permanent Duty Station and/or designated location which are permanent-type residence quarters which the military family continues to occupy indefinitely are not temporary lodgings.

U. “Temporary Lodging Allowance” or “TLA” means: reimbursement of service members making outside continental United States (OCONUS) moves for lodging on arrival at the overseas duty station and on departure from the overseas duty station. It may cover up to 60 days while (a family) waits for installation housing or search for off-installation housing.

V. “Temporary Lodging Expense” or “TLE” means: a partial reimbursement to relocating service members and families for the cost of meals and lodging at either the old duty station or the new one. These expenses can be reimbursed for up to 10 days for moves within the continental United States and up to five days while still in continental United States (CONUS) for moves to locations outside the continental United States (OCONUS).

**(Re-alphabetize “Transition”, “Uniformed service(s)” and “Veteran” to be W, X and Y respectively.)

Rule 6.103 Eligibility for Students in Temporary Housing

Temporary Housing – Children of military families living in temporary housing, as defined in Section 1.101, shall continue to be eligible for assistance as a transitioning student under the Interstate Compact until the family establishes a permanent housing and/or receives a base allowance housing (BAH), and their temporary living allowance (TLA) or temporary living expense (TLE) ends. Any interstate or intrastate transfer due to a move from temporary housing to a permanent residence shall be considered a “transition” pursuant to the Interstate Compact.

II. Discussion

- a. Some concern expressed that students residing in a temporary lodging facility experience a second “intrastate” transition if the school they will attend in their “permanent” housing is located in a different district and/or has a different school boundary than the current school.
- b. Intrastate moves are currently **NOT** covered under the Compact.
- c. Is a rule needed at all? Are intrastate transfers already accommodated currently?
- d. Would the change create a loophole for parents?
- e. If additional rules language is added, what is the process for school level personnel in cases where verification of housing is necessary? What is the documentation and/or who can they contact for assistance?

III. References or resources

- a. Article XII, Section B of the [Interstate Compact for Educational Opportunity for Military Children](#)
- b. Chapter 200, Section 2.101(b) of the [Rules of the Military Interstate Children’s Compact Commission](#)