

Book: Luzerne Intermediate Unit # 18
Section: 200 Pupils
Title: Educational Opportunity for Military Children
Code: 254
Last Revised: December 18, 2024



Purpose

The Board recognizes the challenges encountered by children of military families due to the frequent moves and deployment of their parents/guardians. The Board is committed to eliminating barriers to student attendance, education and graduation; and to providing additional supports to children of military families in compliance with laws, regulations and Board policy.

Definitions

Active duty – means full-time duty status in the active uniformed services of the United States, including members of the National Guard and reserve on active duty orders.[\[1\]](#)[\[2\]](#)

Children of military families - means a school-aged child, enrolled in kindergarten through twelfth grade, normally residing in the household of an active duty member or in accordance with applicable law. Specifically, this includes children of:[\[3\]](#)[\[4\]](#)

1. Active duty members of the uniformed services.
2. Members or veterans of the uniformed services who are severely injured and medically discharged or retired for a period of one (1) year after medical discharge or retirement.
3. Members of the uniformed services who die on active duty or as a result of injuries sustained on active duty for a period of one (1) year after death.
4. Members of the National Guard or reserve who are required to move to perform responsibilities in their service, which results in the child having to transfer from a public school in another state to a public school in this state.[\[4\]](#)

This does not include the children of:[\[3\]](#)

1. Inactive members of the National Guard and military reserves.

2. Members of the uniformed services now retired, except as otherwise stated in this policy.
3. Veterans of the uniformed services, except as otherwise stated in this policy.
4. Other United States Department of Defense personnel and other federal agency civilian and contract employees not defined as active duty members of the uniformed services.

State Council – an entity to coordinate the state’s participation and compliance among its government agencies, school entities and military installations.

Uniformed services – means the U.S. armed forces, Commissioned Corps of the National Oceanic and Atmospheric Administration, and the Commissioned Corps of the Public Health Service.[\[5\]](#)

U.S. armed forces – means the Army, Navy, Air Force, Marine Corps, Coast Guard and Space Force.[\[5\]](#)

Authority

The Board directs the Intermediate Unit to comply with the provisions of the Interstate Compact on Educational Opportunity for Military Children (Compact) and this Board policy by: [\[3\]](#)[\[6\]](#)

1. Facilitating the timely admittance of children of military families and ensuring that they are not placed at a disadvantage due to difficulty in the transfer of education records from previous school districts or educational agencies, or variations in entrance requirements.[\[7\]](#)[\[8\]](#)[\[9\]](#)
2. Facilitating the student placement process, in coordination with the student’s school district of residence and IEP team where appropriate, through which children of military families are disadvantaged by variations in attendance requirements, scheduling, sequencing, grading, course content or assessment.[\[10\]](#)[\[11\]](#)[\[12\]](#)
3. Facilitating the on-time graduation of children of military families, in coordination with the student’s school district of residence.[\[13\]](#)
4. Providing for the promulgation and enforcement of administrative rules implementing the provisions of the Compact.
5. Providing for the uniform collection and sharing of information between and among states, schools and military families under the Compact.
6. Promoting coordination between the Compact and other compacts affecting military children.
7. Promoting flexibility and cooperation between the educational system, parents/guardians and the student in order to achieve educational success for

the student.

The Board shall ensure that children of military families have equal access to the same Intermediate Unit programs and services as provided to other Intermediate Unit students.

Delegation of Responsibility

The Executive Director shall be authorized to waive specific requirements in Board policies, procedures and administrative regulations to the extent that they create barriers for the admission, placement and attendance of children of military families.[7][8][11][13][14]

The Executive Director or designee shall coordinate with the student's school district of residence to collaborate with the military family education liaison designated by the State Council, school staff, sending schools, local agencies and other entities in supporting the needs of children of military families.

Guidelines

Children of military families enrolled in member districts shall be provided support and services, as appropriate to each individual student's needs, in accordance with the Compact and Board policy.[15][16][17][18]

Legal

1. 10 U.S.C. 12301 et seq

2. 10 U.S.C. 12401 et seq

3. 24 P.S. 7302

4. 24 P.S. 1184

5. 10 U.S.C. 101

6. 24 P.S. 7301

7. Pol. 201

8. Pol. 202

9. Pol. 216

10. Pol. 127

11. Pol. 204

12. Pol. 212

13. Pol. 217

14. Pol. 203

15. Pol. 103.1

16. Pol. 113

17. Pol. 114

18. Pol. 138

Pol. 113.4

Pol. 115

Pol. 146

Pol. 209

Interstate Compact on Educational Opportunity for Military Children (MIC3)