

Disputes and Appeals

- Appeals are made to the County Executive Superintendent for the following disputes:
 - Determination of homelessness;
 - Determination of district of origin; and
 - Educational placement decision.
 - The County Executive Superintendent has 48 hours to decide an appeal; if the involved districts are located in different counties, the County Executive Superintendents in both counties should reach a mutual decision regarding the dispute. Should the dispute be referred to the next level, the student must be enrolled in the district designated by the County Executive Superintendent for the duration of the appeals process.
 - District of origin disputes not resolved by the County Executive Superintendent must be referred to the Assistant Commissioner, Division of Finance, pursuant to N.J.A.C. 17-2.8. The determination of that office is in turn appealable to the Commissioner of Education through the Bureau of Controversies and Disputes pursuant to N.J.A.C. 17-2.8.
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- Determination of homelessness disputes not resolved at the County Executive Superintendent's level are appealed to the Commissioner of Education through the Bureau of Controversies and Disputes pursuant to N.J.A.C. 17-2.8.
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- If not resolved at the County Executive Superintendent's level, educational placement disputes may be referred for mediation to the Education for Homeless Children and Youth Program.
 - Education for Homeless Children and Youth Program staff do not render decisions in mediation meetings but assist all parties to review facts and reach agreement by consensus.
 - If an agreement cannot be reached during mediation, the parties may file an appeal with the Commissioner of Education through the Bureau of Controversies and Disputes pursuant to N.J.A.C. 17-2.8.
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- Placement disputes regarding educationally disabled homeless students follow special education regulations.
 - Placement of homeless special education students remain the responsibility of the district of origin.