



Strong Programs, Strong Outcomes: Neglected or Delinquent Essentials

Objectives



- Describe required components based on Neglected or Delinquent (N or D) designations.
- Use data to guide continuous program improvement.
- Identify key monitoring components including fiscal requirements, timelines, visits, and self-assessments.
- Describe best practices for supporting students entering and exiting programs.

Neglected or Delinquent Definitions



- Neglected Federal Definition: The term 'neglected,' when used with respect to a child, youth, or student, means an individual who has been committed to an institution (other than a foster home) or voluntarily placed under applicable State law due to abandonment, neglect, or death of his or her parents or guardians.
 - [Kansas State Definition](#) Citation: Ann. Stat. § 38-2202 - Child Welfare Information Gateway
- Delinquent Federal Definition: The term 'delinquent,' when used with respect to a child, youth, or student means an individual who resides in a public or private residential facility (other than a foster home) that is operated for the care of children and youth who have been adjudicated delinquent or in need of supervision.

Neglected or Delinquent Basic Information



- Neglected – Title I, Part A set-aside funds
- Delinquent – Title I, Part D funds (Subpart 1 and Subpart 2)
- Delinquent Subpart 1 – State Agency – Kansas Department of Corrections
 - Will not be a part of this presentation!
- Delinquent Subpart 2 – Local Educational Agency

Neglected or Delinquent Program Required Components



Neglected Required Components

- Annual Survey Count
- Neglected Overview

Delinquent Required Components

- Annual Survey Count
- Application
- Evaluations
- Revision and Carryover
- Carryover Final Expenditure Report
- Part D Final Expenditure Report

Subpart 2: SEC.1423 - 1426

Neglected or Delinquent (Subpart 2)

Program Annual Survey Count



- The Annual Survey Count is arguably the most important component of the Neglected or Delinquent program.
- Why? Because this is what funding for the next school year is based on!
- The Annual Survey Count requests the "*total number of children aged 5-17 who reside in the institution for at least one day during a 30 consecutive day period at least one day of which falls within the month of October*".
- Eligibility is determined based on the count and majority of students in the facility.

Neglected or Delinquent (Subpart 2)

Program Annual Survey Count cont.



- The Annual Survey Count is submitted to KSDE in **December** and KSDE reports it to the Department of Education in **January**.
- This count determines how much funding Kansas receives for the Neglected or Delinquent program and KSDE distributes those funds based on a per pupil formula.
- **NEW!** An eligibility check has been added to the Annual Survey Count.
 - Districts submitting an annual survey count must also submit a current list of students and how they were placed in the facility.
 - Majority rules! If a majority of students are not placed in a facility by a judge or fit the federal and state definition of neglected, then the facility is not eligible.

Delinquent Subpart 2 Evaluation



- LEAs must submit an evaluation of the Delinquent Subpart 2 program every year in August to KSDE. This information is then submitted to the Department of Education
- The evaluation asks for information about student demographics, program outcomes, pre/post-tests in math and ELA, and academic and vocational outcomes.
- **NEW!** Starting for school year 2026 – 2027, the needs assessment on the application will be updated and LEAs will be required to report how their needs were addressed for that school year.

Neglected of Delinquent Use of Funds



Allowable Use of Funds

- Staffing – Most popular!
- Technology
- Professional Development
- Transitional Services
- At-Risk Programs
- Materials/Activities

Unallowable Use of Funds

- Gift Cards
- Field Trips
- Special Education Related Services
- PD NOT related to the NorD program
- Textbooks for core classes

Questions to Consider for Use of Funds



- Is this expense necessary?
 - Is this expense reasonable?
 - Is this expense allowable?
 - How will the children and youth benefit?
-
- If you are ever unsure if Neglected or Delinquent funds can be used for a purchase or are not sure how to fund staff, reach out to me!

At-Risk Programs funded through Delinquent Subpart 2 funds



Where do the funds come from?

- At-Risk programs through the Neglected or Delinquent program can only be supported using funds from Delinquent Subpart 2 facilities (Title I, Part D Subpart 2).

Who is considered At-Risk?

- Youth facing circumstances which may negatively impact their academic or social progress
- Student in danger of not graduating, being promoted, or meeting education-related goals
- Circumstances in their lives may impact their ability to successfully transition into adulthood

Subpart 2: SEC. 1432(2)

Cross-Programs Collaboration for At-Risk Programs

- Programs for At-Risk Students
 - ☐ Education of Homeless Children and Youth
 - ☐ Foster Care
 - ☐ Neglected and Delinquent
- While these are the most common cross-program collaborations, any at-risk program that takes place inside an LEA building may be supported with these funds.
 - ☐ At-risk programs that do not take place in an LEA building would not qualify.



Neglected or Delinquent Monitoring



- Each LEA receiving funds through the Neglected or Delinquent program must be monitored every three years (*ESEA section 1431(a)*).
- Monitoring is done based on three-year cohorts.
- Team Monitoring – KSDE created a team of three to support LEAs in monitoring
 - The Neglected or Delinquent Consultant
 - An IDEA Consultant
 - A Fiscal Consultant

Subpart 36: SEC. 1431

What to Expected When Monitored (Before On-site Visit)



- Each LEA is contacted in the spring before being monitored by the Neglected or Delinquent consultant.
- Online meetings occur to plan for a monitoring date and set an agreed upon agenda with input from the LEA and facilities being monitored.
- Required documents are submitted to the Neglected or Delinquent consultant at least a week before on-site monitoring occurs.
 - Program Documents
 - Fiscal Documents

What to Expected When Monitored (During On-site Visit)



- Each facility in the LEA receiving Neglected or Delinquent funds are expected to participate in an on-site visit.
- This visit would include:
 - A tour of the facility
 - 2 teacher interviews
 - The principal/director interview
 - Classroom observations

What to Expected When Monitored (After On-site Visit)



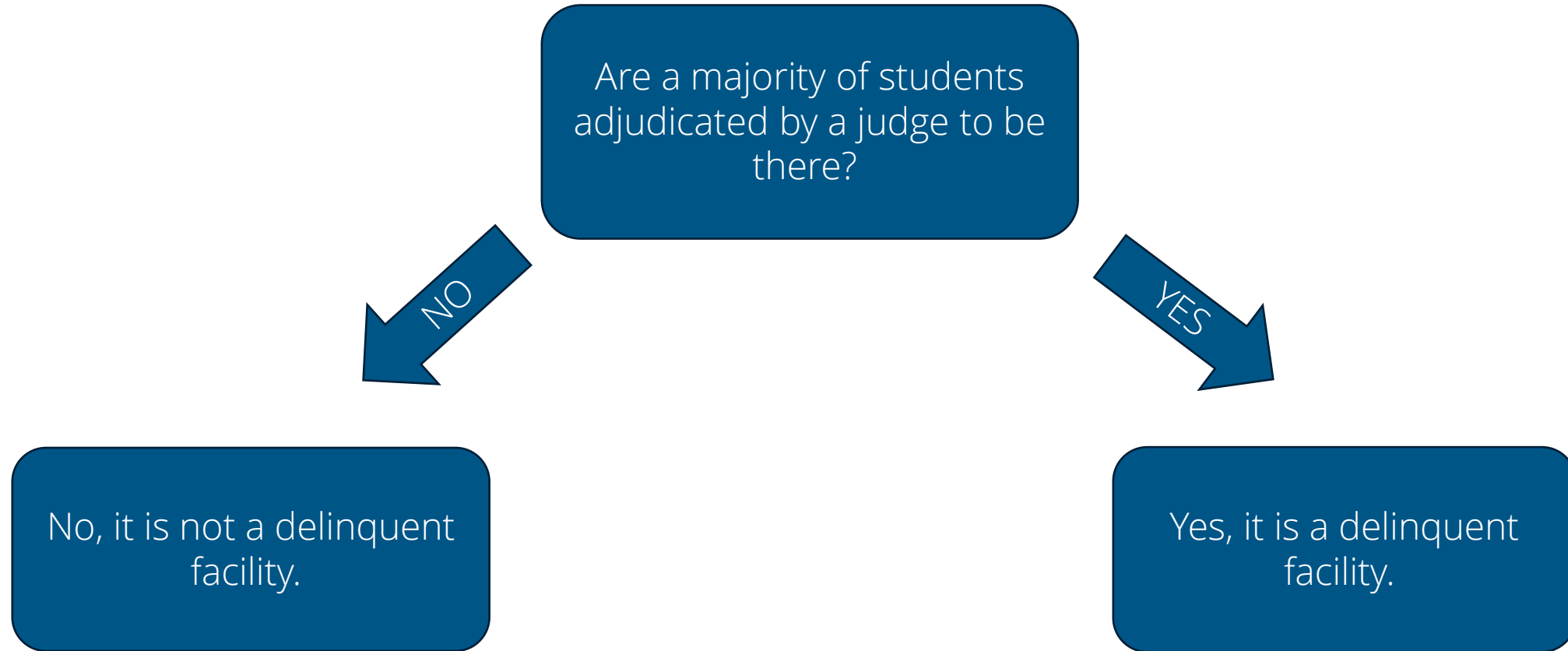
- A draft summary report will be created and shared with the LEA.
- An online meeting is set up to discuss the draft summary report, program strengths, and any findings.
- A plan is put in place to address any findings.
- A final summary report is created and shared with the LEA.

Ways to Support Students



- Individual Plan of Study
 - Shared between the school and facility
- Transition meetings
- Access to alternative curriculum
- Timely document transfer
 - IEP/504 information
 - Grade/credits earned
- Access to information and education related resources
 - McKinney-Vento – Maureen Tabasko maureen.tabasko@ksde.gov
 - Foster Care – Joe Jewett joe.jewett@ksde.gov
 - Career/Job Support - [WIOA \(Workforce Innovation and Opportunity Act\) Youth Programs and Services](#)

Eligibility Check: Is it a Delinquent facility?



ESEA section 1422(a)



Juvenile Detention Facilities



- Currently, there are 9 juvenile detention facilities in the state of Kansas.
 - KSDE currently serves 7 of these facilities.
- NEW! Recent eligibility requirement change!
 - KSDE now requires a delinquent facility to submit a count of 5 (throughout a 30-day period) in the annual survey count to be eligible to receive funds.
 - Previously, the count was 15.
- *Goal: By October 2027, KSDE will serve all juvenile detention facilities in the state of Kansas.*

Eligibility Check: Is it a Neglected facility?

Have a majority of the students been abandoned, neglected, lost both parents, or without adequate parental care, control, or subsistence?
*Review the Kansas State definition of Neglect

YES

NO

Are the students being counted in foster care?

No, the facility is not eligible to receive Neglected funds.

YES

NO

Are the students being counted living in a residential foster care HOME or kinship placement?

Foster care is not a requirement to receive Neglected funds. If a majority of students meet the definition of Neglected, then yes, it is eligible to receive Neglected funds.

YES

NO

No, the facility is not eligible to receive Neglected funds.

Yes, the facility is eligible to receive Neglected funds.

ESEA section 1113



Eligibility Check – Final Notes



- If you believe your district has a Neglected or Delinquent facility currently being served, please reach out to me before October.
- If you are not sure if a facility is eligible, reach out to me!
- Never assume a facility is ineligible until you talk to me!



Heather Terrill
Neglected or Delinquent
Consultant
(785) 296-6770
heather.terrill@ksde.gov

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