

Appendix: Eligibility Matrix

ELIGIBILITY MATRIX

		US DEPARTMENT OF EDUCATION						US DEPT. OF HEALTH/ HUMAN SERVICES	US DEPT. OF LABOR
		Basic Migrant Education Program (MEP)	High School Equivalency Program (HEP)*	College Assistance Migrant Program (CAMP)*	Migrant Education Even Start Program (MEES)	Migrant and Seasonal Farmworkers w/Disabilities (Rehab. Act, as amended)	Migrant Health Program	Migrant and Seasonal Head Start	National Farmworker Jobs Program (NFJP) (WIA, Section 167)
TARGET POPULATION									
Who Qualifies	Children who are a migrant agricultural worker or migrant fisher, or who have a parent, spouse, or guardian who is a migrant agricultural worker or migrant fisher.	Migrant and seasonal farmworkers, and their child(ren). [May also qualify based on being eligible to participate or having participated within the preceding 2 years in (1) the MEP, or (2) the NFJP.]	Migrant and seasonal farmworkers, and their child(ren). [May also qualify based on being eligible to participate or having participated in (1) the MEP, or (2) the NFJP.]	Migrant agricultural workers and migrant fishers, and their children from birth through seven years of age.	Migrant and seasonal farmworkers with disabilities and members of their families (whether or not such family members are individuals with disabilities) who are with them.	Migratory and seasonal agricultural workers and members of their families.	Head Start-eligible children of migrant and seasonal farmworkers.	Disadvantaged migrant and seasonal farmworkers (and their dependents) who depend primarily on employment in agricultural labor that is characterized by chronic unemployment or underemployment.	

* Students may qualify for the HEP or CAMP programs based on (1) meeting the basic eligibility requirements provided in the HEP/CAMP statute and regulations, (2) being eligible to participate or having participated in the MEP, or (3) being eligible to participate or having participated in the NFJP. For a HEP student who qualifies based on having participated in the MEP or NFJP, participation must have occurred within the preceding 2 years (this time limit does not apply for CAMP). For the purpose of this matrix, the definitions that appear in the HEP and CAMP columns refer only to the basic eligibility requirements found in the HEP/CAMP statute and regulations. If a student is qualified through the MEP or NFJP program, please refer to the appropriate column for eligibility information.

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Age Limit	Up to 22 years of age with no high school diploma or equivalent.	16 years of age or older OR beyond the age of compulsory school attendance and not enrolled in school AND lacking a high school diploma or equivalent.	No age limit, however, must be accepted as a full-time, first-year undergraduate by an institution of higher education that has been awarded a CAMP grant.	Persons eligible for adult basic education under the Adult Education Act, OR within the State's compulsory education age AND their child(ren) aged birth through 7.	See the NFJP requirements and definitions. No age limit for family members who are not disabled.	No restriction on age.	Children from birth to compulsory school age.	Applicants for training and employment or supportive services must be at least 14 years of age. Dependents of eligible applicants may benefit from supportive services provided to the eligible applicant.
Eligibility Period	Eligible to be served for 36 months from the date of the last qualifying move to obtain migrant work.	Eligible to be served until complete GED certificate (typically within 12 months).	Eligible to be served for the first year of full-time undergraduate study.	Eligible to be served for 36 months from the date of the last move to obtain migrant work; if a parent continues to do qualifying work, eligible to be served until the youngest child turns 10.	See the NFJP requirements and definitions.	Employed within last 24 months, principally in agricultural work (<i>see definition</i>).	Migrant-- eligible to be served for 24 months from the date of the last qualifying move. Seasonal-- family must engage in farmwork.	Qualify as an eligible farmworker during any 12 consecutive month period out of the 24 months prior to application.

CONDITIONS OF EMPLOYMENT

Minimum Duration and Financial Importance of the Qualifying Employment Activity	US DEPARTMENT OF EDUCATION							US DEPT. OF HEALTH/ HUMAN SERVICES	US DEPT. OF LABOR
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	No minimum duration of labor required but the work must be a principal means of livelihood for the worker and family.	Must have worked, for either wages or personal subsistence, at least 75 days during past 24 months (unless eligible based on the MEP or NFJP definition).	Must have worked, for either wages or personal subsistence, at least 75 days during past 24 months (unless eligible based on the MEP or NFJP definition).	No minimum duration of labor required but the work must be a principal means of livelihood for the worker and family.	See the NFJP requirements and definitions.	Principal employment must be in agriculture.	Family income comes primarily from agricultural work.	Must have worked at least 25 days or earned \$800 from qualifying farmwork. AND 50 percent of employment time or 50 percent of income must be from qualifying farmwork.	
QUALIFYING EMPLOYMENT ACTIVITIES									

US DEPARTMENT OF EDUCATION				US DEPT. OF HEALTH/ HUMAN SERVICES		US DEPT. OF LABOR		
	Basic Migrant Education Program (MEP)	High School Equivalency Program (HEP)*	College Assistance Migrant Program (CAMMP)*	Migrant Education Even Start Program (MEES)	Migrant and Seasonal Farmworkers w/Disabilities (Rehab. Act, as amended)	Migrant Health Program	Migrant and Seasonal Head Start	National Farmworker Jobs Program (NFJP) (WIA, Section 1677)
Agricultural Work	Production or processing of crops, dairy products, poultry, or livestock for initial commercial sale or personal subsistence.	Any activity directly related to: (1) the production of crops, dairy products, poultry or livestock; (2) the cultivation or harvesting of trees; or (3) fish farms (unless eligible based on the MEP or NFJP definition).	Any activity directly related to: (1) the production of crops, dairy products, poultry or livestock; (2) the cultivation or harvesting of trees; or (3) fish farms (unless eligible based on the MEP or NFJP definition).	Production or processing of crops, dairy products, poultry, or livestock for initial commercial sale or personal subsistence.	See the NFJP requirements and definitions.	Farming, including: (1) cultivation & tillage of soil; (2) production, cultivation, growing, and harvesting of commodity...; & (3) any practice (including preparation & processing for market and delivery to storage/market/ carriers for transportation to market) performed by a farmer or on a farm...	Production and harvesting of tree and field crops includes preparing the soil, planting, cultivating, picking, canning and processing. Also includes (1) agricultural work that supports crop production such as irrigation, crop protection, and operation of farm machinery, and (2) production and harvesting of greenhouse and nursery products.	Farmwork means work performed for wages in crop production (111) or animal production (112) as defined in the North American Industrial Classification System.
Fishing Work	Catching or processing fish or shellfish for initial commercial sale or personal subsistence.	Only work directly related to fish farms (unless eligible based on the MEP definition).	Only work directly related to fish farms (unless eligible based on the MEP definition).	Catching or processing fish or shellfish for initial commercial sale or personal subsistence.	Not qualifying work.	Not qualifying work.	Not qualifying work.	Not qualifying work.

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Forestry work	Cultivation or harvesting of trees.	Cultivation or harvesting of trees.	Cultivation or harvesting of trees.	Cultivation or harvesting of trees.	Not qualifying work.	Not qualifying work.	Not qualifying work.	Not qualifying work.
Must Work be Temporary? Seasonal?	Yes, see program guidance.	Yes. Primary employment must be in farmwork on a seasonal basis (that is, not a constant year-round activity).	Yes. Primary employment must be in farmwork on a seasonal basis (that is, not a constant year-round activity).	Yes, see program guidance.	See the NFIJP requirements and definitions.	Must be employed in agriculture on a seasonal basis.	Migrant families engage in agricultural labor and change their residence from one geographic location to another in the preceding 2-years. Seasonal families engage primarily in seasonal agricultural labor and do not change their residence.	Primary employment must be in farmwork on a seasonal basis, without a constant year round salary.

EMPLOYMENT-RELATED REQUIREMENTS

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Change of Residency	Yes	Doesn't apply unless eligible based on the MEP definition.	Doesn't apply unless eligible based on the MEP definition.	Yes	Not applicable.	While it is not necessary to change residences to qualify as a seasonal agricultural worker, a migrant worker must establish a temporary abode because of employment.	Change of residency is required only for migrants. Must have moved within the past 24 months to seek agricultural employment.	Not applicable.
Duration of Move	No minimum move duration, but move(s) must enable the worker to obtain work that constitutes a principal means of livelihood for the worker and family.	Doesn't apply unless eligible based on the MEP definition.	Doesn't apply unless eligible based on the MEP definition.	No minimum move duration, but move(s) must enable the worker to obtain work that constitutes a principal means of livelihood for the worker and family.	Not applicable.	Not applicable.	Not applicable.	Not applicable.

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Distance of Move	From one school district to another. (Special rules for single-school-district States and Alaska fishers.)	Doesn't apply unless eligible based on the MEP or NFJP definition.	Doesn't apply unless eligible based on the MEP or NFJP definition.	From one school district to another. (Special rules for single-school-district States and Alaska fishers.)	Not applicable.	Not applicable.	No specific distances are prescribed, but priority is given to families who migrate more frequently.	Not applicable.	
Must Move Specifically to Obtain Qualifying Work	Yes	Doesn't apply unless eligible based on the MEP or NFJP definition.	Doesn't apply unless eligible based on the MEP or NFJP definition.	Yes	Not applicable.	Not applicable.	Yes.	Not applicable.	
OTHER REQUIREMENTS									
Income Requirements	None.	None.	None.	None.	See the NFJP requirements.	No one will be denied treatment due to inability to pay. Fees will be charged on a sliding fee scale based on the CSA Poverty/Income Guidelines.	Must meet OMB Poverty Guides, and family income must come primarily from agricultural work	Must be economically disadvantaged by being a member of a family which receives public assistance or which has an annual income that does not exceed the higher of the poverty level or 70 percent of the lower living standard income level.	

Citizenship or Work Authorization Requirement	US DEPARTMENT OF EDUCATION						US DEPT. OF HEALTH/ HUMAN SERVICES	US DEPT. OF LABOR
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No.	No.	Proof of citizenship or legal residency is required for CAMP since students must be eligible to receive Federal student financial aid.	No.	Yes.	No.	No.	Yes.	

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Other Program Provisions	Priority for services must be given to children who are failing, or most at risk of failing to meet the State's content and achievement standards, AND whose education has been interrupted during the regular school year.	Students must be determined by the grantee to need the academic and supporting services and financial assistance provided by the project in order to attain the equivalent of a secondary school diploma and to gain employment or be placed in an IHE or other postsecondary education or training.	Students must be determined by the grantee to need the academic and supporting services and financial assistance provided by the project in order to complete an academic program of study at the IHE.	A family found eligible for services remains so until all family members become ineligible to participate (see the requirements under "Eligibility Period").	See the NFJP requirements. Required to coordinate with other programs serving migrant and seasonal farmworkers including those programs specified in the Act.	Former migratory workers who no longer meet the eligibility criteria because of age/disability and their families retain eligibility indefinitely or until adopting a new occupation.	Priority must be given to mobile families. Up to 10% of the children who are enrolled may be children from families that exceed the low-income guidelines. At least 10% of the total number of enrollment opportunities must be made available to children with disabilities.	Selective service registration is required for males born on or after January 1, 1960.	
STATUTE AND REGULATIONS THAT APPLY TO ELIGIBILITY									

US DEPARTMENT OF EDUCATION		US DEPT. OF HEALTH/ HUMAN SERVICES		US DEPT. OF LABOR				
Statutory Authority	Elementary and Secondary Education Act of 1965, as amended, Sec. 1301 - 1309	Higher Education Act of 1965, as amended, Sec. 418A	Higher Education Act of 1965, as amended, Sec. 418A	Elementary and Secondary Education Act of 1965, as amended, Sec. 1231 - 1242	Rehabilitation Act of 1973, as amended, Sec. 304	Public Health Service Act, Sec. 330(g)	Head Start Act, Sec. 637(12)	Workforce Investment Act, Sec. 167
Regulatory Authority	34 CFR Part 200	34 CFR Part 206	34 CFR Part 206	34 CFR Part 200	General Provisions of EDGAR	42 CFR Part 56	45 CFR 1301 et seq.	20 CFR Parts 669
ADMINISTERING OFFICE								
For Further Information, Contact:	Office of Migrant Education U.S. Department of Education 400 Maryland Avenue, SW Washington, DC 20202 (202) 260-1164				Rehabilitation Services Administration, 330 "C" St., SW, Room 3320 Washington, D.C. 20202 (202) 205-8435	Migrant Health Branch, 4350 East-West Hwy., 7th Floor Bethesda, MD 20814 (301) 594-4303	Migrant and Seasonal Programs Branch, Head Start Bureau, 330 "C" Street, SW Room 2225, Washington, DC 20447 (202) 205-8397	Division of Seasonal Farmworker Programs, Room N-4641 Employment and Training Administration US Dept. of Labor 200 Constitution Ave., NW, Washington, D.C. 20210 (202) 693-3729