

EMIS Change 24-87: Public Comments & Responses

*Please note that names and contact information have been removed from this document.

Public Comment #1

From: EDU EMISPublicComments <EMISPublicComments@education.ohio.gov>

Sent: Thursday, June 15, 2023 1:51 PM

To: redacted

Subject: RE: EMIS Change #24-84, Public Comment

Good afternoon,

Thank you for your public comment and interest in EMIS. I believe this public comment is regarding change 24-87, not 24-84. I will answer as such, but if that is incorrect, please let me know. This change is about the definition of immigrant children and youth in the ESEA (which is in the definition of this element) and for purposes of Title III, not the immigration and nationality act.

Does that help to clarify? If not, please let me know.

Thank you,

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From: redacted

Sent: Thursday, June 1, 2023 9:58 AM

To: EDU EMISPublicComments <EMISPublicComments@education.ohio.gov>

Subject: EMIS Change #24-84, Public Comment

This change is confusing. The U.S. definition of Immigrant seems to exclude Foreign Exchange students who are in U.S. schools temporarily and have no intention of abandoning their own country:

8 USC 1101: Definitions

U. S. Immigration and Nationality Act - INA Section 101(a)(15)(F)(i):

(15) The term "immigrant" means every alien except an alien who is within one of the following classes of nonimmigrant aliens-

(F)(i) an alien having a residence in a foreign country which he has no intention of abandoning, who is a bona fide student qualified to pursue a full course of study and who seeks to enter the United States temporarily and solely for the purpose of pursuing such a course of

study consistent with section 1184(l) 1 of this title at an established college, university, seminary, conservatory, academic high school, elementary school, or other academic institution or in an accredited language training program in the United States,

Thanks,