

IMMIGRANT CHILDREN AND YOUTH DEFINITION

TITLE III, PART A

Immigrant children and youth¹ means individuals who:

- (A) are aged 3 through 21;
- (B) were not born in any State²
- (C) have not been attending one or more schools in any one or more States for more than 3 full academic years.

For the definition above, “state” means the 50 states, the District of Columbia, and the Commonwealth of Puerto Rico.²

¹Definition based on Section 3301(6) of the Elementary and Secondary Education Act (ESEA).

Are children (students) born to United States citizens abroad (e.g., children born on a military base overseas) considered immigrants for purposes of Title III, Part A?

These children can be considered immigrants if they meet all the criteria in the definition of immigrant.