

### **CLC ENACTED LEGISLATION**

Children's Law Center has successfully sponsored dozens of bills in the California legislature that have made significant strides in improving the foster care system for the youth we represent. The following is a comprehensive list of CLC sponsored legislation that has been signed into law:

### 2024

### AB 866 - MEDICALLY ASSISTED TREATMENT FOR OPIOID USE DISORDER (B. RUBIO)

• AB 866 confirms that youth in foster care 16 years and older may consent to receive medications for opioid use disorder without court authorization. Many youth in foster care struggle with addiction and far too many have been lost to opioid overdose. This bill ensures that youth who could benefit from medically assisted treatment will be able to access it in a timely manner.

### AB 2664 - REUNIFICATION SERVICES (BRYAN) (CLC CO-SPONSORED)

• AB 2664 ensures that families with child welfare cases receive a fair opportunity to reunify. It also reaffirms that the timeline for reunification services is triggered when the court orders 1) the child(ren) to be removed from the custodial parent or legal guardian and 2) reunification services, both of which are made at the dispositional hearing.

### AB 2906 - FOSTER CARE PAYMENTS (BRYAN) (CLC CO-SPONSORED)

• AB 2906 disallows the practice of county agencies collecting survivor benefits to reimburse themselves for the cost of foster care. It also creates notification requirements for SSI reapplications.

## AB 2929 - ADVANCING FAMILY FINDING EFFORTS FOR YOUTH IN FOSTER CARE (J. CARRILLO)

• AB 2929 strengthens existing requirements around social workers' documentation of family finding efforts when children are not placed with relatives.

## SB 1197 - IN-HOME RESPITE SERVICES FOR RESOURCE FAMILIES (ALVARADO-GIL) (CLC CO-SPONSORED)

• SB 1197 clarifies the availability of respite services through regional centers for certain children and nonminor dependents in the foster care system.

### AB 937 - REUNITING FAMILIES (MCKINNOR) (CLC CO-SPONSORED)

• AB 937 requires the Court to extend court-ordered services up to a maximum time-period not to exceed 24 months if it finds that reasonable services or, in the case of Indian children, active efforts have not been provided.

# AB 1756 – CLARIFYING THE COURT'S JURISDICTION FOLLOWING DEATH OF A CHILD (RIVAS) (CLC CO-SPONSORED)

• AB 1756 allows the Court, upon the death of a child or nonminor dependent, to retain jurisdiction on its own motion or at the request of any party to the dependency case for the exclusive purpose of receiving documents and information, including medical records, police reports, and autopsy reports, related to the circumstances of the death.

#### 2022

### AB 740 - FOSTER YOUTH SUSPENSION AND EXPULSION (MCCARTY) (CLC CO-SPONSORED)

• AB 740 ensures that whenever disciplinary action is taken by a school against a child in foster care, the child's attorney and the appropriate representative of the county child welfare receive notice – including suspension and expulsion documents and related information – and have the right to attend suspension and expulsion meetings and conferences.

## AB 1735 – ELIMINATING LANGUAGE BARRIERS FOR YOU'TH IN FOSTER CARE (BRYAN) (CLC CO-SPONSORED)

• AB 1735 requires that essential court documents, such as court reports, case plans, and transition to independent living plans, be translated into a youth's native language so they can meaningfully participate in their case.

### AB 2085 – ADDRESSING RACIAL DISPARITIES THROUGH MANDATED REPORTING REFORM (HOLDEN) (CLC CO-SPONSORED)

• Mandated reporting laws in California play a central role in the oversurveillance and overrepresentation of families of color in the child welfare system. Children of color are significantly more likely to be reported for allegations of abuse and neglect, despite the vast majority of those allegations being unfounded or unsubstantiated. AB 2085 addresses racial disparities and ensure families are not unnecessarily brought to the attention of the child welfare system by revising the standards for mandated reporting.

### AB 366 - KEEPING FAMILIES TOGETHER (RUBIO) (CLC CO-SPONSORED)

• AB 366 strengthens the statutory protections that keep siblings together by specifying that an approved resource family shall be presumed to have the size and space to place siblings together unless there is a safety risk.

### AB 670 – STRENGTHENING THE FAMILIES OF YOUNG PARENTS IN FOSTER CARE (CALDERON) (CLC CO-SPONSORED)

• AB 670 enhances California law which currently states a strong preference to support and preserve families headed by minor and non-minor dependent parents who are themselves in foster care. This bill strengthens California's commitment to these young families by providing notice to the dependent parent's attorney if a referral has been made; by prohibiting risk assessments unless there has been a specific allegation of abuse or neglect; and by preventing any detrimental impact of separation on future children.

### AB 829 – ACCESS TO IMMIGRATION COUNSEL FOR YOUTH IN FOSTER CARE (LEVINE) (CLC CO-SPONSORED)

• AB 829 improves access to legal immigration services for undocumented children in foster care.

### SB 354 – FOSTER YOUTH: RELATIVE PLACEMENT (CLC CO-SPONSORED)

• SB 354 removes barriers that have a disparate impact on families of color when seeking placement of a child in foster care with a relative or non-relative extended family member ("NREFM") who has a criminal history.

#### 2020

#### AB 1979 - FOSTER YOUTH HOUSING (FRIEDMAN) (CLC CO-SPONSORED)

• AB 1979 increases housing capacity, allow for longer holds on beds, and allow resource families to transition to THP-NMD host families.

#### SB 912 – CALIFORNIA FOSTERING CONNECTIONS TO SUCCESS ACT (CLC CO-SPONSORED)

• SB 912 allows NMDs to remain in EFC regardless of age or participation requirements during a Governor declared State of Emergency.

#### 2019

### AB 718 – DEPENDENT CHILDREN: DOCUMENTS (EGGMAN)

• AB 718 modifies existing law so that transition-age youth have timely access to vital documents, which are necessary for financial aid, housing, employment and other supports and services.

### AB 748 – NON-MINOR DEPENDENTS (GIPSON) (CLC CO-SPONSORED)

• AB 748 eliminates barriers to ensure that youth are able to access the supports and services of the foster care system after age 18 as intended.

### AB 1068 - CHILD AND FAMILY TEAMS (COOLEY) (CLC CO-SPONSORED)

• A primary vision of the Continuum of Care Reform (CCR) was that decision-making for placement and services would be driven by the family-centered child and family team (CFT process). AB 1068 addresses current gaps in implementation by ensuring key CFT participants receive proper notice and information, enabling the court to consider CFT recommendations, requiring a neutral facilitator when appropriate, and clarifying confidentiality provisions.

#### 2018

## AB 1811 – OMNIBUS HUMAN SERVICES TRAILER BILL – FUNDING FOR EMERGENCY PLACEMENT'S

• AB 1811 makes statutory changes to implement the 2018-2019 budget. One such change is to provide immediate and critical resources to relatives and non-relative extended family members caring for children who have been removed from their parent(s) because of abuse or neglect.

### AB 2337: NON-MINOR DEPENDENT'S (GIPSON) (CLC CO-SPONSORED)

• AB 2337 removes an administrative barrier to ensure that a small, yet important, population of former foster youth are able to access services and support when needed. Specifically, the bill clarifies that eligible foster youth who receive Supplement Security Income (SSI) are permitted to re-enter extended foster care.

### AB 2992: PEACE OFFICER TRAINING: COMMERCIAL SEXUAL EXPLOITATION OF CHILDREN (DALY) (CLC CO-SPONSORED)

• AB 2992 improves the state's response to the commercial sexual exploitation of children (CSEC) by requiring the Commission on Peace Officer Standards and Training (POST) to develop a training for law enforcement.

### SB 1083: RESOURCE FAMILY APPROVAL (MITCHELL) (CLC CO-SPONSORED)

• California recently implemented a new approval process, known as Resource Family Approval (RFA), for prospective caregivers of children in foster care. SB 1083 makes a series of practical improvements to the RFA process to ensure caregivers have the resources they need to provide stable and loving homes to children in foster care.

### AB 766 - SUPPORT FOR MINORS IN COLLEGE (FRIEDMAN)

• AB 766 provides important support for minors who are accepted into college by enabling them to reside in the dorms while still getting the services and benefits of the foster care system.

### AB 1371 – PARENTING DEPENDENTS AND WARDS (STONE) (CLC CO-SPONSORED)

• AB 1371 requires that parenting foster youth and wards have an opportunity to consult with an attorney prior to relinquishing any custody of their children. This ensures that parenting youth have a full understanding of the terms and implications of a custody agreement.

### SB 213 – EXPANDING PLACEMENT'S FOR CHILDREN IN FOSTER CARE (MITCHELL) (CLC CO-SPONSORED)

• SB 213 reduces unnecessary delays for relative placements for children in foster care and expands the availability of placements by repealing redundant state criminal history restrictions and streamlining the process by which a prospective caregiver's criminal history is reviewed.

#### AB 97 – BUDGET ACT OF 2017

• AB 97 allocated an additional \$22 million for court-appointed dependency counsel in order to decrease caseloads for attorneys representing children and families under the jurisdiction of the dependency court.

## SB 89 – OMNIBUS HUMAN SERVICES TRAILER BILL – PREVENTING UNINTENDED PREGNANCIES FOR FOSTER YOUTH

• SB 89 made statutory changes to implement the 2017-2018 budget. One important change provides funding to increase access to reproductive health information and services for youth in foster care.

### 2016

### AB 1688 - NOTICE FOR OUT OF COUNTY PLACEMENTS (RODRIGUEZ)

• AB 1688 helps ensure children in foster care have a voice in important placement decisions by clarifying existing law regarding the child's right to be notified when the social worker is considering moving the child out of county.

#### SB 831 - OMNIBUS HUMAN SERVICES TRAILER BILL - INFANT SUPPLEMENT

• SB 831 made statutory changes to implement the 2016-2017 budget. One such change was a substantial increase to the infant supplement, which is a monetary supplement provided for the care of children of dependents. This increase lends critical support to parenting foster youth.

### AB 1761 – PLACING FOSTER CHILDREN WITH RELATIVES (HALL)

• AB 1761 clarifies current law regarding the temporary placement of a foster child with a relative or relatives up until the dependency dispositional hearing. Recently, some hearing officers have interpreted the law as only allowing preferential placement with relatives through the detention hearing; this bill will resolve this issue and make it clear that youth may be placed with relatives through the dispositional phase of the dependency process.

### AB 2668 - SUPPORT FOR PARENTING NON-MINOR DEPENDENTS (QUIRK-SILVA)

• AB 2668 provides additional support for parenting non-minor dependents ('NMD's - youth over 18 years of age in the dependency system) who are living in Supervised Independent Living placements (such as a shared apartment or renting a room from a family friend). Specifically, AB 2668 will authorize the development of a 'parenting support plan' between a parenting NMD and an identified responsible adult. Once the plan is completed, the NMD would receive additional foster care support in the amount of \$200 per month to support the NMD and his or her young child.

### 2013

## AB 545 – NON RELATED EXTENDED FAMILY MEMBER CAREGIVERS FOR FOSTER YOUTH (MITCHELL)

• AB 545 clarifies current law to define a non-related extended family member as someone with a relationship to a child's family and not just the child him or herself in order to ensure that potential loving caregivers are not overlooked.

### AB 787 – FOSTERING CONNECTIONS TO SUCCESS (STONE) (CLC CO-SPONSORED)

• A follow-up bill to AB 12, the Fostering Connections to Success Act, AB 787 ensures California's effective implementation of the provisions of Fostering Connections to Success and Increasing Adoptions Act.

## SB 342 – CHILD SOCIAL WORKER VISITS: PROTECTING THOSE WHO CANNOT SUPPORT THEMSELVES (YEE) (CLC CO-SPONSORED)

• SB 342 requires children's social workers to visit foster children in their foster home or group home placement while preserving the important right of the child to request a private conversation with the social worker outside of the placement.

### SB 528 – YOUNG PARENTS IN FOSTER CARE (YEE) (CLC CO-SPONSORED)

• SB 528 improves service delivery to teen parents in foster care and their children by way of data collection and age-appropriate reproductive health education.

### AB 1712 - FOSTERING CONNECTIONS TO SUCCESS (BEALL) (CLC CO-SPONSORED)

• A follow-up bill to AB 12, the Fostering Connections to Success Act, AB 1712 ensures California's adoption of the provisions of Fostering Connections to Success and Increasing Adoptions Act and its effective implementation.

#### AB 1707 - CHILD ABUSE CENTRAL INDEX (AMMIANO) (CLC CO-SPONSORED)

• AB 1707 provides that the Department of Justice (DOJ) remove a person's name from the Child Abuse Central Index (CACI) ten years after the incident that resulted in the listing if that person was under 18 years of age when the incident occurred and no subsequent reports regarding that individual have been received. A CACI listing can have a severe impact on a foster child's future, many of whom are especially vulnerable to being listed on CACI because they may act out due to past abuse and because their behavior is subject to closer scrutiny by child welfare agency caseworkers than that of children in the general population.

#### SB 1048 – JOINDER OF PARTIES PRE-ADJUDICATION (LIU) (CLC CO-SPONSORED)

• SB 1048 allows the dependency court to join agencies (including private service providers who receive government funding or reimbursement) *pre*-adjudication in order to ensure that foster children and their families are receiving needed services. We know that the time prior to adjudication/disposition is a critical one in which these services are critical. The bill ensures that these provisions are applied similarly in delinquency cases.'

#### 2011

#### AB 212 - FOSTERING CONNECTIONS TO SUCCESS (BEALL) (CLC CO-SPONSORED)

• A follow-up bill to last year's AB 12 that ensures that California's adoption of the provisions of Fostering Connections to Success and Increasing Adoptions Act (and particularly with regard to re-entry, guardianships, and applicability to youth in delinquency) is loyal to the Act's intent and has the technical clarity required to enable youth to take advantage of the provisions to which they are entitled.

### 2009/2010

#### AB 12 - FOSTERING CONNECTIONS TO SUCCESS (BASS/BEALL) (CLC CO-SPONSORED)

- In October 2008, the federal government enacted the Fostering Connections to Success and Increasing Adoptions Act (Public Law 110-351). This new law gives states the ability to establish relative guardianship programs with federal financial participation in the costs. PL 110-351 also makes federal funds available for foster care, kinship-guardianship, and adoption assistance benefits to youth who meet certain conditions (e.g., employment and education related requirements) until age 21. PL 110-351 provides California with an unprecedented opportunity to access federal funding to improve the lives of our state's most vulnerable youth.
- AB 12 ensures that California opts into these essential federal funding opportunities. AB 12: 1) re-enacts our existing Kin-GAP program to align it with new federal requirements and 2) provides transitional support to qualifying foster youth until age 21. These changes represent both fiscally and socially responsible improvements to California's foster care system. As a result, California will utilize federal funds to meet costs currently borne by the state and counties and will realize proven savings from declines in unemployment, homelessness, teen pregnancy, public assistance, and the other costly outcomes for young adults who "age out" of foster care.

### AB 743 - KEEPING SIBLINGS IN FOSTER CARE TOGETHER (PORTANTINO)

- This important legislation requires that absent an emergency, the child welfare department is to notify the child's attorney of a planned separation of siblings ten days *before* the actual change occurs and that in the event there is more than one attorney representing the siblings, each attorney is notified.
- AB 743 also adds a clearly defined timeframe as soon as the decision is made to seek a placement change but no later than the close of the following business day to the current requirement that the attorney for any child being replaced only be notified of the change 'as soon as possible.'

### 2008

## SB 1612 – DUE PROCESS FOR TEEN PARENTS IN DEPENDENCY, FAMILY LAW AND PROBATE CASES (KUEHL)

- Provides teen parents full access to the judicial system by allowing for teen parents to appear in court on behalf of their child(ren) without the appointment of a Guardian Ad Litem (GAL) for the minor parent.
- Calls for judges in dependency, family law and probate guardianship cases to appoint a GAL *only if* the teen parent is found to be incapable of understanding the proceedings or of assisting in the preparation of a case.
- SB 1612 reflects the view that because teen parents in dependency and family law cases, as well as in probate guardianship cases, have the same rights and responsibilities as adult parents, they should be able to communicate their desires directly to their attorneys and to the court without a presumption that they are 'incompetent' simply because they are under the age of eighteen. It is an unfair denial of access to the court system and a waste of scarce public resources to require the appointment of a GAL for minor parents who are able to understand what is at stake in their case and who has the ability to make their own decisions.

### AB 2483 – PROTECTING THE RIGHTS OF TEEN PARENTS IN FOSTER CARE (BASS)

- Ensures that teen parents in foster care have the opportunity to consult with their court-appointed attorneys prior to agreeing to a voluntary placement of their baby in foster care, or to a voluntary family maintenance program, outside of Court jurisdiction.
- Protects young parents and their children, strengthens these young families, prevents unnecessary separation of teen parents and their children and ensures that, where appropriate and needed, supportive services are provided to both the teen parent and the teen's baby.

### AB 2310 - EQUIPPING AGING-OUT FOSTER YOUTH WITH THE PROPER TOOLS TO ACCESS SERVICES AND RESOURCES TO WHICH THEY ARE ENTITLED (MAZE/BASS)

- AB 2310 adds a letter verifying the foster youth's prior dependency status to the list of documents to which must be provided to the youth in order for the court to terminate jurisdiction.
- Modifies Section 391 to make it clear that the birth certificate, social security card, health and education summary and identification card are required to be provided to all youth aging out of the foster care system rather than only "if applicable." It is critical that *every* foster youth aging-out of the system have these identifying documents.
- Requires that foster youth aging-out of the child welfare system are in possession of any and all family photographs and/or tribal information from his or her case file.

#### AB 2096 - EXTRACURRICULAR ACTIVITIES FOR FOSTER YOUTH IN GROUP HOMES (BASS)

- This bill remedies the inadvertent removal of group home providers as a category of caregivers for foster youth empowered to use a "prudent parent standard" in making normal day-to-day parenting decisions such as whether the youth should attend a particular extracurricular, enrichment or social activity.
- AB 2096 improves foster children's access to age-appropriate activities and to allow these youth to do things like participate in after-school sports, go to the mall with their friends, and attend birthday parties or school fieldtrips.

### AB 2341 – PRESERVING MINIMUM STATUTORY TIMELINES FOR FAMILY REUNIFICATION (MAZE)

- Gives families their full statutory right to reunify for the full six and twelve month periods specified in California statute.
- Prohibits courts from prematurely terminating reunification services just 2 or 3 months into a 6-month review period absent a noticed hearing and a finding by clear and convincing evidence that (1) new evidence or a change of circumstances which would have resulted in a denial of reunification services at the time the initial disposition orders were entered now exists, or (2) that the action or inaction of the parent creates a substantial likelihood that reunification will not occur.

### 2007

### AB 298 - SUPPORTING RELATIVE CAREGIVERS (MAZE)

- Clarifies that a relative caregiver's preference for legal guardianship over adoption, so long as it does not mean the relative is unwilling to accept full responsibility for the child, is not a reason to remove the child from the relative's home.
- Changes the order of preference in the statute governing permanent planning hearings, Welf. & Inst. Code § 366.26(b), so that adoption by a current caregiver is still first, but legal guardianship by a current relative caregiver is ranked higher than adoption by an as-yet-unidentified family.
- Allows the juvenile court to approve a relative guardianship without requiring proof of a "compelling" reason not to terminate parental rights.
- Allows relative guardians who experience a crisis in caring for a child to receive family reunification services, to enable the child to return safely to the guardian's home.

### 2005

# SB 500 - PREGNANT AND PARENTING TEENS IN FOSTER CARE (KUEHL) (CLC CO-SPONSORED)

- This bill declares that a child whose parent is also a dependent of the court shall not be found to be at risk of abuse or neglect solely because of the age, dependent status or foster care status of the parent.
- Removes statutory barriers to receiving federal Title IV-E funds for children who are under the jurisdiction of the dependency court and are living in the same placement as their dependent parent.
- The bill requires teen parents and their caregivers to develop a "shared responsibility plan" aimed at clarifying the role the caregiver will play and the type of support to be provided to the teen with regard to the care of the baby.
- This bill authorizes increased funding for "whole family foster care" placements and homes aimed at creating family-like placements and additional supports for teens and their children, whether or not the baby is the subject of a dependency petition.

### AB 824 - TRANSITIONAL HOUSING PROGRAM PLUS (CHU) (CLC CO-SPONSORED)

• This bill extends the age of eligibility for participation in Transitional Housing for emancipated foster youth from 21 to 24, thereby allowing newly emancipated foster youth up to the age of 24 to access critical housing and support services.

### SB 436 – TRANSITIONAL HOUSING PROGRAM PLUS (MIGDEN) (CLC CO-SPONSORED)

- The bill requires each county with a transitional housing program to identify current available transitional housing resources for parenting and pregnant teens, report on the sufficiency of these resources in relation to the number of emancipating pregnant and parenting teens, and identify a plan for meeting any unmet housing needs in each county for these emancipating teens.
- SB 436 also allocates a continuous expenditure of \$250,000 from the General Fund for the purpose of meeting the housing needs of emancipating pregnant or parenting foster youth.

### AB 519 - REVERSE TERMINATION OF PARENTAL RIGHTS (LENO)

- This bill allows a child, in limited and exceptional cases and after the passage of time, to petition the court to reinstate parental rights.
- •
- The bill applies in cases where the child had been legally freed for at least three years, unless all parties stipulate to an earlier hearing on the petition. In order to reinstate parental rights, the juvenile court would be required to find that changed circumstances exist such that the child is no longer likely to be adopted <u>and</u> that reinstatement of parental rights would be in the child's best interest. The burden of proof would be on the petitioning child.

### AB 1261 - SCHOOL STABILITY; FILLING AB 490 GAPS (LENO)

- This bill strengthens and clarifies certain education and welfare and institutions code provisions relating to school stability for children residing in out of home care.
- Provides that disputes arising in connection with the rights provided for in AB 490 (2003) are to be resolved in accordance with existing dispute resolution process available to any pupil served by the local education agency.
- The court's authority to temporarily limit a parent's educational rights in exceptional circumstances is clarified and expanded.

### 2004

### AB 1858 - QUALITY EDUCATION AND NONPUBLIC SCHOOLS (STEINBERG)

- AB 1858 raises the standards for oversight of nonpublic schools and thereby prevents the most challenged children from being allowed to languish in classrooms that don't always provide the type of education essential to their academic achievement.
- AB 1858 requires all nonpublic schools to staff each classroom with a teacher who holds a certificate, permit or another valid teaching credential equal to that of staff in a public school.
- AB 1858 also requires that students educated in nonpublic schools have access to the opportunities afforded other students college preparation courses, extracurricular activities, career preparation and vocational training.
- Finally, AB 1858 ensures a more rigorous certification process, to include input from students themselves, and call for unannounced visits to schools under certain conditions.

### AB 1913 - CRIMINAL BACKGROUND CHECKS (COHN)

- AB 1913 removes barriers to relative placement and clarifies ambiguities in the law governing background checks required for placement of abused and neglected children with relative caregivers.
- This bill clarifies that children can be temporarily placed with appropriate relatives based on a California Law Enforcement Telecommunications System ("CLETS") criminal record check and thereby spared the trauma of having to stay with strangers while final clearances are processed.
- AB 1913 also gives counties discretion to grant a *temporary* criminal record exemption to relatives based on CLETS results, thereby allowing more children to be promptly placed with appropriate relatives and spared interim stranger care. Final exemption decisions must still be based on fingerprint results so as not to jeopardize any child's safety.

### AB 129 - CROSSOVER YOUTH (COHN)

• AB 129 allows individual counties, with the agreement of a county's child welfare director, chief probation officer, and supervising judge of the juvenile court, to create pilot programs permitting a "child to be simultaneously a dependent child and a ward of the court."

### SB 1178 - TEEN PARENTS IN FOSTER CARE ACT (KUEHL)

- This bill requires the court and responsible agencies to protect the best interests of a dependent minor parent and his or her child as a unit and make diligent attempts to place them together in a family-like setting.
- Requires that teen parents in foster care have access to services specifically targeted at supporting, maintaining, and developing both the parent child bond and the teen's ability to provide a permanent and safe home for the child.
- Ensures that minor parents are permitted to attend school, complete homework, and participate in activities unrelated to and separate from parenting.
- Finally, child welfare agencies, the state, and providers are directed to develop, identify and utilize whole family placements and placement models that provide supportive family focused care for dependent teens and their children.

### 2003

### AB 408 - QUALITY OF LIFE AND PERMANENCY (STEINBERG)

- AB 408 establishes a right to participate in age-appropriate enrichment, extracurricular and social activities (WIC 362.05).
- AB 408 also sets forth a series of reforms aimed at promoting and ensuring permanence through the development of lifelong connections to a committed, caring adult for all children in foster care.
- The bill assures that children 10 years of age or older receive notice of and have the right to attend their court proceedings.

### AB 490 - EDUCATIONAL STABILITY (STEINBERG)

- AB 490 establishes legislative intent that foster and probation youth shall be ensured access to the same opportunities to meet academic achievement standards to which all students are held, maintain stable school placements, be placed in the least restrictive educational placement, and have access to the same academic resources, services and extracurricular and enrichment activities as all other children. Makes clear that education and school placement decisions are to be dictated by the best interest of the child.
- Creates school stability for foster children by allowing them to remain in their school of origin for the duration of the school year when their placement changes and remaining in the same school is in the child's best interests.
- Requires Local Educational Agencies (LEAs) to designate a staff person as a foster care education liaison to ensure proper placement, transfer and enrollment in school for foster youth.
- Makes LEAs and county social workers or probation officers jointly responsible for the timely transfer of students and their records when a change of schools occurs.
- Allows a foster child to be immediately enrolled in school even if all typically required school records, immunizations, or school uniforms are not available.