

WASHINGTON 2008 LEGISLATIVE SERVICE

60th Legislature, 2008 Regular Session

Additions are indicated by <<+Text+>>; deletions by <<-Text->>. Changes in tables are made but not highlighted. Vetoed provisions within tabular material are not displayed.

CHAPTER 297

S.H.B. No. 2679

SCHOOLS--STUDENTS--FOSTER CARE

AN ACT Relating to improving educational outcomes for students in foster care; amending RCW 28A.150.510; adding new sections to chapter 28A.310 RCW; adding a new section to chapter 28A.300 RCW; adding a new section to chapter 74.13 RCW; and creating a new section.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

<<VETOED MATERIALNEW SECTION. Sec. 1. A new section is added to chapter 28A.310 RCW to read as follows:VETOED MATERIAL>>

<< WA ST 28A.310 >>

<<VETOED MATERIALSubject to the availability of funds appropriated for this purpose, the Puget Sound educational service district shall designate a foster care program supervisor to coordinate programs and services for students in foster care. The foster care program supervisor shall:VETOED MATERIAL>>

<<VETOED MATERIAL(1) Facilitate the use of education system resources to improve educational stability and other measurable outcomes for children in children's administration out-of-home care and enrolled in a school district within the Puget Sound educational service district;VETOED MATERIAL>>

<<VETOED MATERIAL(2) Develop and distribute model school district policies to

improve services and supports to children in children's administration out-of-home care and enrolled in a school district within the Puget Sound educational service district;VETOED MATERIAL>>

<<VETOED MATERIAL(3) Provide training to public school staff on the impact of child abuse and neglect, school preparedness, and the child welfare system upon children who live in children's administration out-of-home care, the likely need for students in children's administration out-of-home care to have a strong relationship with one or more adults at school and academic and behavioral remediation, and the need to determine eligibility of students in children's administration out-of-home care for the many programs for which they qualify that are provided in schools;VETOED MATERIAL>>

<<VETOED MATERIAL(4) Provide technical assistance to schools concerning interagency agreements and children's administration policies relative to the education of children who live in children's administration out-of-home care; VETOED MATERIAL>>

<<VETOED MATERIAL(5) Coordinate with the McKinney-Vento education of homeless children and youth program supervisor within the office of the superintendent of public instruction on issues that relate to the definition of children's administration out-of-home care and homelessness;VETOED MATERIAL>>

<<VETOED MATERIAL(6) Coordinate with the office of the superintendent of public instruction the legal interpretations of the family education rights and privacy act and the health insurance portability and accountability act relative to data exchange;VETOED MATERIAL>>

<<VETOED MATERIAL(7) Provide technical assistance to school districts within the Puget Sound educational service district to facilitate local data exchange;VETOED MATERIAL>>

<<VETOED MATERIAL(8) Coordinate with regions 4 and 5 children's administration education leads to facilitate completion of interagency agreements for top priority school districts within the Puget Sound educational service district; andVETOED MATERIAL>>

<<VETOED MATERIAL(9) Establish a model information and data-sharing agreement between school districts and the children's administration and facilitate completion of information and data-sharing agreements.VETOED MATERIAL>>

< Sec. 1 was vetoed. >

NEW SECTION. Sec. 2. A new section is added to chapter 28A.300 RCW to read as

follows:

<< WA ST 28A.300 >>

The superintendent of public instruction shall provide an annual aggregate report to the legislature on the educational experiences and progress of students in children's administration out-of-home care. This data should be disaggregated in the smallest units allowable by law that do not identify an individual student, in order to learn which school districts are experiencing the greatest success and challenges in achieving quality educational outcomes with students in children's administration out-of-home care.

<<VETOED MATERIALNEW SECTION. Sec. 3. A new section is added to chapter 28A.310
RCW to read as follows:VETOED MATERIAL>>

<< WA ST 28A.310 >>

<<VETOED MATERIAL(1) Subject to the availability of funds appropriated for this purpose, the Puget Sound educational service district shall create a grant program for local school districts to improve stability and educational outcomes for students in foster care. Grants shall be awarded to school districts with the highest incidence of child protective services removals and foster care placements under chapter 13.34 RCW.VETOED MATERIAL>>

<<VETOED MATERIAL(2) School districts receiving grants under this section shall agree to the following:VETOED MATERIAL>>

<<VETOED MATERIAL(a) The grant shall not supplant funding already in place for all students.VETOED MATERIAL>>

<<VETOED MATERIAL(b) The grant shall be used to supplement and enhance educational stability and educational outcomes for students in foster care.VETOED MATERIAL>>

<<VETOED MATERIAL(3) Grant activities may include but are not limited to the following:VETOED MATERIAL>>

<<VETOED MATERIAL(a) Dedicated staff time for:VETOED MATERIAL>>

<<VETOED MATERIAL(i) Additional counselor support for students in foster care and foster parent support;VETOED MATERIAL>>

<<VETOED MATERIAL(ii) Facilitation of education planning meetings with children's

administration caseworkers, students, foster and relative caregivers, other community providers, and birth parents when appropriate;VETOED MATERIAL>>

<<VETOED MATERIAL(iii) Coordination with programs for which students in foster care may be eligible including: Title I, Upward Bound, free and reduced meals, etc.;VETOED MATERIAL>>

<<VETOED MATERIAL(iv) Tutoring;VETOED MATERIAL>>

<<VETOED MATERIAL(v) Temporary arrangements for transportation to enhance educational stability;VETOED MATERIAL>>

<<VETOED MATERIAL(vi) Coordination with the McKinney-Vento education of homeless children and youth program activities within the office of the superintendent of public instruction and local school district Title X liaisons;VETOED MATERIAL>>

<<VETOED MATERIAL(vii) Activities promoting engagement of foster parents in school programming activities;VETOED MATERIAL>>

<<VETOED MATERIAL(viii) Outreach to birth parents, when appropriate;VETOED MATERIAL>>

<<VETOED MATERIAL(ix) Assurance of timely and accurate record and data transfer when a student in foster care moves to a different school;VETOED MATERIAL>>

<<VETOED MATERIAL(x) Support for school-based foster parent recruitment; and VETOED MATERIAL>>

<<VETOED MATERIAL(xi) Additional school staff training concerning the characteristics and needs of students in foster care including protecting the right to privacy for students in foster care;VETOED MATERIAL>>

<<VETOED MATERIAL(b) Fees normally covered by parents for extracurricular activity participation, school pictures, yearbooks, ASB cards, school fines, etc. VETOED MATERIAL>>

<<VETOED MATERIAL(4) The Puget Sound educational service district shall annually submit a report to the legislature on grant program outcomes under this section. VETOED MATERIAL>>

< Sec. 3 was vetoed. >

<<VETOED MATERIALNEW SECTION. Sec. 4. A new section is added to chapter 74.13 RCW to read as follows:VETOED MATERIAL>>

<< WA ST 74.13 >>

<<VETOED MATERIAL(1) Subject to availability of funds appropriated specifically for this purpose, the department of social and health services, within the children's administration, shall fund two school district-based foster care recruitment pilots in one or more of the school districts with the highest number of child protective services removals and out-of-home placements under chapter 13.34 RCW. Pilots must coordinate with existing foster care recruitment contracts and the family-to-family model. Funds can be used to expand existing contracts or fund children's administration staff.VETOED MATERIAL>>

<<VETOED MATERIAL(2) The department of social and health services shall annually report to the legislature on the increase or decrease of foster homes within the pilot areas.VETOED MATERIAL>>

< Sec. 4 was vetoed. >

Sec. 5. RCW 28A.150.510 and 2000 c 88 s 1 are each amended to read as follows:

<< WA ST 28A.150.510 >>

In order to effectively serve students who are <<-under the jurisdiction of the juvenile justice system as->> dependent pursuant to chapter 13.34 RCW, education records shall be <<-released upon->> <<+transmitted to the department of social and health services within two school days after receiving the+>> request <<-to->> <<+from+>> the department <<-of social and health services->> provided that the department <<-of social and health services->> certifies that it will not disclose to any other party the education records without prior written consent of the parent or student unless authorized to disclose the records under state law. The department of social and health services is authorized to disclose education records it obtains pursuant to this section to a foster parent, guardian, or other entity authorized by the department <<-of social and health services->> to provide residential care to the student.

<<VETOED MATERIALNEW SECTION. Sec. 6. If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2008, in the omnibus appropriations act, this act is null and void.VETOED

MATERIAL>>

< Sec. 6 was vetoed. >

Approved April 1, 2008, except for sections 1, 3, 4 and 6, which are vetoed.

Effective June 12, 2008.