

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

No. 908

S.P. 327

In Senate, March 21, 1995

An Act to Require the Department of Human Services to Consider the Effect on a School System before Placing a Child in Foster Care.

Reference to the Committee on Education and Cultural Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "May M. Ross".

MAY M. ROSS
Secretary of the Senate

Presented by Senator MICHAUD of Penobscot.

2 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 20-A MRSA §5205, sub-§3, ¶¶A and B,** as enacted by PL
1981, c. 693, §§5 and 8, are amended to read:

6 A. The state agency, child placement agency or parent
8 proves to the school administrative unit's satisfaction that
the costs of educating that student will be paid to the
10 school administrative unit in the year they are incurred; and

12 B. The school administrative unit has agreed to accept
tuition students under this Title; and

14 **Sec. 2. 20-A MRSA §5205, sub-§3, ¶C** is enacted to read:

16 C. The state agency or child placement agency has taken the
18 educational impact of the child's placement in the school
district into consideration when making the selection of an
20 appropriate placement for the child.

22 **Sec. 3. 22 MRSA §4063-C** is enacted to read:

24 **§4063-C. Consideration of educational impact required**

26 Whenever a child is ordered into the custody of the
department under this chapter and the child is not expected to be
28 returned to the home within 21 days, the department shall
determine the impact on the local school district of the child's
30 placement in the foster home or other residential placement
proposed for that child.

32

34 **STATEMENT OF FACT**

36 This bill requires that the educational impact on the local
school district be a consideration when determining the most
38 appropriate placement for a child in foster care.