

## **EDUCATIONAL OPPORTUNITIES FOR CHILDREN IN FOSTER CARE**

### **I. Preamble.**

A. The purpose of this policy is to ensure the educational stability of students in foster care. Educational stability has a lasting impact on students' academic achievement and wellbeing, and the Public Schools of Brookline (PSB) are committed to supporting all efforts to ensure that students in foster care have access to high-quality, stable educational experiences from pre-school through high school graduation.

B. This policy is intended to cover two types of foster care students:

- (i) enrolled PSB students who subsequently enter into foster care.
- (ii) foster care students temporarily residing in Brookline.

### **II. School Placement.**

A. Irrespective of the location of a foster care placement, students in foster care will continue to attend their school of origin, unless after a collaborative Best Interest Determination it is stated, in writing, to be in the student's best interest to enroll in and attend school in the district in which the student resides in foster care. Enrollment of students in the district where they reside in foster care will take place upon written completion of the Best Interest Determination.

B. The superintendent shall designate a point of contact for students in foster care. The PSB and the point of contact will collaborate with the Department of Children and Families (DCF) to ensure that students receive transportation and the other services to which they may be entitled.

### **III. Best Interest Determination**

A. Decisions about whether a student in foster care should continue to attend the school of origin should be made promptly and collaboratively by DCF, the school and district of origin, the PSB, the education guardian ad litem (GAL) surrogate if one has been appointed, the court appointed special advocate (CASA) if one has been appointed, and as situationally appropriate, the student, the student's family, and the foster family. The PSB shall make an effort to also include collaterals with specific knowledge of the student's needs, such as doctors, therapists, mentors, tutors, extracurricular program instructors, and other service providers.

B. Best Interest Determinations should focus on the needs of each individual student. Factors to be considered should include: (1) the student's age and grade level, (2) the student's preference (when age appropriate), (3) the time in the academic year, (4) academic performance, (5) current educational goals and services, (6) the Individualized Education Plan (IEP), if applicable, (7) individual skills, needs, and social connections, (8) ability to maintain family relationships and engagement, (9) clinical and behavioral considerations, (10) safety issues, (11) distance to school, (12) length of the school day, (13) number of school changes and foster placements to date, (14) anticipated length of time in placement, and (15) DCF's goal for the child (e.g. reunification, third party custody, guardianship, adoption, etc.).

C. Every effort should be made to reach agreement regarding the appropriate school placement of a student in foster care. However, if there is disagreement regarding school placement for a student in foster care, then DCF, as legal custodian, will finalize the Best Interest Determination if the relevant parties cannot agree on the best school for the student to attend.

D. All Best Interest Determinations shall be made in writing. The PSB shall ensure that copies of the Best Interest Determination will be provided to the school of origin, the Department of Children and Families (DCF), and the student (if 18 or older) within one day of completion. Upon request, the PSB shall also provide copies of the Best Interest Determination to the student's attorney, the education GAL surrogate, and the CASA within three calendar days.

(i) Attorneys representing students must provide a certified copy of the applicable court docket confirming their appointment to represent the child, an active Massachusetts Attorney Bar card, and an active state or national photo ID card prior to receipt of any communications regarding the student.

(ii) Education GAL surrogates and CASAs must provide a certified copy of their court appointment, active professional licensure, and active state or national photo ID card prior to receipt of any communications regarding the student.

E. The PSB can seek review of DCF's decision by utilizing a Foster Care School Selection Dispute Resolution Process established by the Department of Elementary and Secondary Education (DESE) and DCF. Decisions made through this process are not subject to review. To the extent feasible and appropriate, the PSB will ensure that a child remains at the school of last attendance while the disputes are being resolved to minimize disruptions and reduce the number of moves between schools.

#### IV. Transportation

A. Foster care students are entitled to transportation comparable to that provided for all other students attending school in the district. The PSB shall collaborate with DCF on how transportation will be arranged and provided to ensure that students in foster care who need transportation to remain in their school of origin will receive such transportation while they are in foster care. Transportation options may include using Title I funds, establishing regional collaborations among districts, coordinating with existing routes for transportation, and seeking help from foster parent(s), etc. Absent other agreements between the PSB and DCF, the district of origin is responsible for providing transportation to and from the school of origin.

#### V. Enrollment

A. If it is in the best interests of a student in foster care to leave the school of origin, the student must be immediately enrolled in the district in which the student resides in foster care. During enrollment of students in foster care, DCF representatives will present the district with a form indicating that the student is in foster care, along with a state-agency identification badge.

B. If the student does not have immediate access to immunization records, the student shall be permitted to enroll under a personal exception. Students and families should be encouraged to

obtain current immunization records or immunizations as soon as possible, and the district liaison is directed to assist. Emergency contact information is required at the time of enrollment consistent with district policies, including compliance with the state's address confidentiality program when necessary. After enrollment, the district will immediately request available records from the student's previous school.

C. PSB students in foster care will be provided district services for which other PSB students are generally eligible, including pre-school programs, Title I, special education, and bilingual education. Foster care students will be eligible for vocational and technical education, gifted and talented programs, wraparound service programs, school nutrition programs, summer programs, after school programs, athletics programs, music, visual arts and performing arts programs, and other extracurricular activities.

## VI. Attendance

A. Foster care students may continue to coordinate with the PSB for attendance at their out of district school of origin for as long as they remain living at a foster care placement in Brookline, or until the end of their school's current academic reporting period (e.g. quarter, trimester, semester).

B. Foster care students subsequently enrolled in the PSB who exit foster care or relocate to foster care placements outside of Brookline may remain within the PSB until the end of their school's current academic reporting period, except that foster care students in the final grade level at a school in the PSB may remain within the PSB for the duration of that school year.

C. Enrolled PSB students who subsequently enter into foster care may continue within the PSB for as long as they remain in foster care, pending Best Interest Determination(s), and for the duration of any school year in which they exit foster care, regardless of residency.

D. For foster care students who completed or complete the final grade level served by the school of origin, and remain at a foster care placement in Brookline or were enrolled in the PSB at the time they entered foster care, the term "school of origin" shall also include the receiving school in the same school district educating students at the next grade level.