A BILL FOR AN ACT

Concerning consistent procedures between schools and county departments of human services relating to students in out-of-home placement.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at http://leg.colorado.gov.)

The bill amends provisions concerning students in out-of-home placement that mandate cooperation between schools and county departments of human services relating to education. Specifically, the bill:

Amends the definition "student in out-of-home placement" to align with those students in custody of county
Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, 22-32-138, amend (1)(h) and (10); and add (2.5) as follows:

22-32-138. Out-of-home placement students - school stability, transfer, and enrollment procedures - absences - exemptions - provision of academic supports - definitions. (1) As used in this section and in section 22-32-138.5, unless the context otherwise requires:

(h) "Student in out-of-home placement" means a child or youth who at any time during an academic semester or term is in foster care, and receiving educational services through a state-licensed day treatment facility or who at any time during an academic semester or term is in placement out of the home, as that term is defined in section 19-1-103 (85) (51.3), including but not limited to any child or youth who is in placement outside of the home at any time during an academic semester or term as a result of an adjudication pursuant to article 2 of title 19. "Student in out-of-home placement" includes a child or youth who transfers enrollment as a result of being returned to his or her home at the conclusion of out-of-home placement.

(2.5) STATE AND LOCAL AGENCIES SHALL USE STANDARDIZED
FORMS AND INVOICES APPROVED BY BOTH THE DEPARTMENT OF EDUCATION AND THE STATE DEPARTMENT OF HUMAN SERVICES TO BILL FOR TRANSPORTATION PROVIDED PURSUANT TO THIS SECTION.

(10) School districts and the state charter school institute shall coordinate with county departments to establish systems-level plans for how necessary transportation to the school of origin is provided, arranged, and funded for the duration of a child's or youth's time as a student in out-of-home placement, including the equitable allocation of costs.

TRANSPORTATION PLANS DESCRIBED IN THIS SUBSECTION (10) MAY BE ESTABLISHED BETWEEN INDIVIDUAL ENTITIES OR BY REGION, AND A BOARD OF COOPERATIVE SERVICES MAY ESTABLISH A TRANSPORTATION PLAN WITH ONE OR MORE COUNTY DEPARTMENTS ON BEHALF OF ITS SCHOOL DISTRICT MEMBERS.

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.