

HOUSE No. 5627

By Mr. Lozzi of Lynn, petition of Thomas W. McGee, Vincent J. Lozzi, Walter J. Boverini and Steven Angelo for legislation to provide full reimbursement by the Commonwealth for the costs of education services to children under control of any state agency and requiring notification thereof. Education, Arts and Humanities.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Eight.

AN ACT TO PROVIDE FOR FULL REIMBURSEMENT BY THE COMMONWEALTH FOR THE COSTS OF EDUCATION SERVICES TO CHILDREN UNDER CONTROL OF ANY STATE AGENCY AND A NOTIFICATION REQUIREMENT.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section 7 of Chapter 76, as appearing in the 1987 Official
2 Edition, is hereby amended as follows:

3 SECTION 7. Tuition; children under control of any state
4 agency, reimbursement.

5 For the tuition in the public schools of any city, town or regional
6 school district of any school age child placed in foster care or
7 group care or in subsidized housing elsewhere than in his home
8 town by, or there kept under the control of, any agency of the
9 Commonwealth, the commonwealth shall fully reimburse said
10 city, town or regional school district for the child's tuition each
11 day the child is enrolled in a public elementary or secondary
12 school. The amount of said reimbursement shall be based on the
13 average annual per pupil cost of education in the city, town or
14 regional school district, as determined by the department of
15 education and the actual cost of providing special education
16 services.

17 It shall be the obligation of the Commonwealth to notify the
18 Superintendent of schools of the affected city or town within four-
19 teen (14) days whenever the commonwealth causes any such
20 school age child to be removed from or placed in that city or town.

21 For purposes of reimbursement under this section, every super-
22 intendent of schools shall, as part of the annual statement required
23 to be filed with the Commissioner of Education under Chapter
24 70, report on a form provided by the Department of Education,
25 the number of school age children placed in foster care or group
26 care or in subsidized housing in the city, town or regional school
27 districts by any state agency and the duration of their public school
28 enrollment there, and shall support each such claim with appro-
29 priate documentation as required by the Commissioner of Edu-
30 cation.