

Disenrolling Foster Youth and Forwarding Education Records

Overview of the Law

FOSTER YOUTH DISENROLLMENT RIGHTS

- When moving home placements, foster youth have a right to remain in their school of origin, unless their ERH determines that another education setting is in the youth's best interest. See **School of Origin**.
- If the ERH determines that a school transfer is in the youth's best interest, school districts and local child protective services and probation agencies are responsible for ensuring a youth is properly and promptly disenrolled from school.

Cal. Educ. Code §§ 48853, 48853.5, 49069.5.



FORWARDING FOSTER YOUTH RECORDS

School districts must compile a youth's complete education record as of the last day of actual attendance and forward a copy of all records to the new school within two business days of a request. This includes but is not limited to a transcript (including full/partial credits and check out grades), current class schedule, attendance, immunization/health records, and special education/Section 504 plans. School districts may not withhold records or prevent the youth from graduating because of outstanding fines. When requested, school districts must also send a copy of a youth's education records to:

- ERH or any authorized representative within five business days (copying costs must be waived if it would prevent access);
- County child protective services agency or social worker fulfilling case management responsibilities or assisting with enrollment; and
- Probation officer or district attorney investigating: (1) a criminal allegation; (2) whether to declare the youth a ward of the court; or (3) a violation of probation.

Cal. Educ. Code §§ 48853.5, 49076; 5 C.C.R. § 438(c).