

S 2801

Fostering Success in Education Act

Congress: 111 (2009–2011, Ended)

Chamber: Senate

Policy Area: Education

Introduced: Nov 19, 2009

Current Status: Read twice and referred to the Committee on Health, Education, Labor, and Pensions. (text of measure

Latest Action: Read twice and referred to the Committee on Health, Education, Labor, and Pensions. (text of measure as introduced: CR S11597-11604) (Nov 19, 2009)

Official Text: <https://www.congress.gov/bill/111th-congress/senate-bill/2801>

Sponsor

Name: Sen. Franken, Al [D-MN]

Party: Democratic • **State:** MN • **Chamber:** Senate

Cosponsors (7 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Murray, Patty [D-WA]	D · WA		Nov 19, 2009
Sen. Wyden, Ron [D-OR]	D · OR		Jan 22, 2010
Sen. Merkley, Jeff [D-OR]	D · OR		Feb 2, 2010
Sen. Burris, Roland [D-IL]	D · IL		May 3, 2010
Sen. Mikulski, Barbara A. [D-MD]	D · MD		May 3, 2010
Sen. Landrieu, Mary L. [D-LA]	D · LA		Jun 22, 2010
Sen. Begich, Mark [D-AK]	D · AK		Jul 26, 2010

Committee Activity

Committee	Chamber	Activity	Date
Health, Education, Labor, and Pensions Committee	Senate	Referred To	Nov 19, 2009

Subjects & Policy Tags

Policy Area:

Education

Related Bills

Bill	Relationship	Last Action
111 HR 5817	Identical bill	Oct 13, 2010: Referred to the Subcommittee on Healthy Families and Communities.

Fostering Success in Education Act - Requires each state receiving school improvement funds under part A of title I of the Elementary and Secondary Education Act of 1965 to ensure that its foster care children have the right to: (1) continue attending the school they were in when placed in foster care or before a change in such placement (school of origin), unless it is determined to be in the child's best interest to be immediately enrolled in a different school; (2) immediate enrollment in a new school in their school attendance area; (3) well-maintained school records that are available in a timely manner; (4) equal access to the same education and opportunities as other students attending the school or school district; and (5) free transportation to and from their school.

Includes preschool children as beneficiaries of such rights, with respect to preschool programs.

Requires states to: (1) ensure that their state and local educational agencies (LEAs) and child welfare agencies collaborate in specified activities aimed at satisfying such rights; and (2) maintain a complaint management system, and an effective system for transferring and recovering a foster child's school credits.

Requires an LEA serving a foster child's school of origin to make an expedited decision on whether it is in the foster child's best interest to attend such school or be immediately enrolled in a new school in the child's school attendance area, unless the state decides that the decision is to be made solely by the dependency court or state or local child welfare agency. Requires states to have fair and impartial procedures to resolve school selection disputes promptly.

Allows parties who claim that their rights under this Act have been violated to bring a civil action in the appropriate U.S. district court.

Directs the Secretary of Education to allot grants to states and, through them, competitive subgrants to public agencies, including LEAs and local child welfare agencies, to carry out this Act's requirements.

Requires each state grantee to: (1) implement a Secretary-approved state foster care and education plan for satisfying this Act's requirements; and (2) establish a Stakeholder Council that monitors, and makes recommendations regarding, plan implementation.

Amends part E (Foster Care and Adoption Assistance) of title IV of the Social Security Act to require state child welfare agencies to arrange for, provide, or pay the cost of the transportation necessary for foster children to remain in the school they attended at the time of their placement.

Requires state and local child welfare and educational agencies to collaborate in eliminating barriers to the educational stability, enrollment, and success of foster children.

Actions Timeline

- **Nov 19, 2009:** Introduced in Senate
- **Nov 19, 2009:** Sponsor introductory remarks on measure. (CR S11596-11597)
- **Nov 19, 2009:** Read twice and referred to the Committee on Health, Education, Labor, and Pensions. (text of measure as introduced: CR S11597-11604)

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