

(c) -- IF THE PARENTS OF A CHILD IN AN OUT-OF-COUNTY LIVING ARRANGEMENT LIVE APART, THE HOME COUNTY OF THE CHILD IS:

(1) -- THE COUNTY IN THE STATE WHERE THE PARENT WHO HAS BEEN AWARDED CUSTODY OF THE CHILD RESIDES;

(2) -- IF THE CUSTODY HAS NOT BEEN AWARDED, THE COUNTY IN THE STATE WHERE THE PARENT WITH WHOM THE CHILD LIVES WHEN NOT IN A FOSTER CARE HOME OR RESIDENTIAL FACILITY RESIDES;

(3) -- IF CUSTODY HAS BEEN AWARDED TO BOTH PARENTS AND THE PARENTS RESIDE IN DIFFERENT COUNTIES IN THE STATE, EACH COUNTY IN WHICH A PARENT RESIDES, IN WHICH CASE THE CHILD SHALL BE COUNTED AS A ONE-HALF EQUIVALENT FOR PURPOSES OF SUBSECTION (b) EXCEPT THAT IF THE CHILD RECEIVES AN EDUCATION IN A COUNTY WHERE ONE OF THE PARENTS RESIDES, THIS PARAGRAPH DOES NOT APPLY;
OR

(4) -- IF CUSTODY HAS BEEN AWARDED TO BOTH PARENTS AND ONE PARENT RESIDES IN A COUNTY IN THE STATE AND THE OTHER RESIDES OUT-OF-STATE, THE COUNTY IN THE STATE IN WHICH A PARENT RESIDES;

(d) (1) -- EACH LOCAL EDUCATION AGENCY SHALL SUBMIT TO THE DEPARTMENT:

(i) -- INFORMATION ON THE NUMBER OF STUDENTS IN OUT-OF-COUNTY LIVING ARRANGEMENTS RECEIVING EDUCATIONAL SERVICES FROM THAT COUNTY BOARD ON SEPTEMBER 30 OF EACH SCHOOL YEAR;

(ii) -- THE TYPE OF EDUCATION PROGRAM RECEIVED BY EACH; AND

(iii) -- THE HOME COUNTY OF EACH.

(2) -- THE DEPARTMENT SHALL DETERMINE THE ADJUSTED COUNT OF STUDENTS IN OUT-OF-COUNTY LIVING ARRANGEMENTS FOR EACH LOCAL EDUCATION AGENCY BY SUBTRACTING FROM THE NUMBER OF CHILDREN IN OUT-OF-COUNTY LIVING ARRANGEMENTS WHO ARE RECEIVING AN EDUCATION FROM THE LOCAL EDUCATION AGENCY, THE NUMBER OF CHILDREN IN OUT-OF-COUNTY LIVING ARRANGEMENTS WHO ARE RECEIVING AN EDUCATION FROM ANOTHER LOCAL EDUCATION AGENCY IN MARYLAND AND WHOSE HOME COUNTY IS THE SAME AS THE LOCAL EDUCATION AGENCY;

(3) -- THE ADJUSTED COUNT OF CHILDREN IN OUT-OF-COUNTY LIVING ARRANGEMENTS SHALL INCLUDE DATA ON THE NUMBER OF HANDICAPPED CHILDREN RECEIVING PUBLIC LEVELS IV AND V, V, AND VI SPECIAL EDUCATION PROGRAMS;

(e) (1) -- THE STATE SHALL PAY TO THE SERVICE PROVIDING LOCAL EDUCATION AGENCY AN AMOUNT EQUAL TO THE LOCAL CURRENT EXPENSE PER STUDENT IN THE SERVICE PROVIDING COUNTY BOARD MULTIPLIED BY THE ADJUSTED COUNT OF CHILDREN IN OUT-OF-COUNTY LIVING ARRANGEMENTS FOR THE SERVICE PROVIDING LOCAL EDUCATION AGENCY;