

(II) SUBJECT TO SUBSECTION (B) OF THIS SECTION, MAKE A PRELIMINARY DETERMINATION OF THE SENDING AGENCY THAT IS FINANCIALLY RESPONSIBLE FOR EACH CHILD UNDER SUBSECTION (D) OF THIS SECTION.

(2) THE RECEIVING AGENCY SHALL SEND A COPY OF THE NOTICE REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION TO THE SENDING AGENCY BY JANUARY 31, AND, AT THE SAME TIME, SHALL SEND NOTICE TO THE STATE SUPERINTENDENT.

(3) THE SENDING AGENCY THAT WAS DETERMINED TO BE FINANCIALLY RESPONSIBLE UNDER THIS SUBSECTION MAY APPEAL THAT DETERMINATION TO THE STATE SUPERINTENDENT WITHIN 30 DAYS OF THE DATE ON WHICH THE NOTICE WAS MAILED.

(4) THE STATE SUPERINTENDENT SHALL DECIDE ALL APPEALS THAT ARE MADE UNDER PARAGRAPH (3) OF THIS SUBSECTION AND MAKE A FINAL DETERMINATION REGARDING THE SENDING AGENCY'S FINANCIAL RESPONSIBILITY FOR EACH CHILD IN AN INFORMAL KINSHIP CARE RELATIONSHIP UNDER THE JURISDICTION OF THE RECEIVING AGENCY.

(5) BY JANUARY 15 OF EACH YEAR, EACH COUNTY BOARD SHALL PROVIDE THE STATE SUPERINTENDENT THE DATA NECESSARY TO COMPUTE THE LOCAL CURRENT EXPENSE PER STUDENT UNDER THIS SECTION.

(6) IF BY MAY 15 A SENDING AGENCY HAS FAILED TO MAKE THE REQUIRED PAYMENT TO A RECEIVING AGENCY, THE STATE SUPERINTENDENT SHALL DEDUCT FROM THE NEXT PAYMENT OF STATE AID TO THE SENDING AGENCY AN AMOUNT EQUAL TO THE AMOUNT OWED UNDER THIS SECTION AND SHALL PAY THOSE FUNDS TO THE RECEIVING AGENCY.

(F) THE STATE BOARD SHALL ADOPT REGULATIONS TO IMPLEMENT THIS SECTION.

7-101.

(b) (1) Except as provided in § 7-301 of this title and in paragraph (2) of this subsection, each child shall attend a public school in the county where the child is domiciled with the child's [parent or guardian] PARENT, GUARDIAN, OR RELATIVE PROVIDING INFORMAL KINSHIP CARE, AS DEFINED IN SUBSECTION (C) OF THIS SECTION.

(2) Upon request and in accordance with a county board's policies concerning residency, a county superintendent may allow a child to attend school in the county even if the child is not domiciled in that county with the child's parent or guardian.

(3) If a child fraudulently attends a public school in a county where the child is not domiciled with the child's parent or guardian, the child's parent or guardian shall be subject to a penalty payable to the county for the pro rata share of tuition for the time the child fraudulently attends a public school in the county.