

(5) (I) INSTRUCTIONS THAT EXPLAIN THE NECESSITY FOR BOTH AN AFFIDAVIT AND SUPPORTING DOCUMENTATION OF THE SERIOUS FAMILY HARDSHIP RESULTING IN INFORMAL KINSHIP CARE SHALL:

1. BE ATTACHED TO AFFIDAVIT FORMS THAT COMPLY WITH SUBSECTION (C)(4) OF THIS SECTION PARAGRAPH (4) OF THIS SUBSECTION; AND

2. INCLUDE LANGUAGE ENCOURAGING THE RELATIVE PROVIDING INFORMAL KINSHIP CARE TO SUBMIT THE AFFIDAVIT AND SUPPORTING DOCUMENTATION PRIOR TO SEPTEMBER 30 OF EACH YEAR.

(II) THE AFFIDAVIT FORMS, WITH ATTACHED INSTRUCTIONS, SHALL BE MADE AVAILABLE FREE OF CHARGE AT THE OFFICES OF EACH COUNTY BOARD OF EDUCATION, EACH LOCAL DEPARTMENT OF SOCIAL SERVICES, AND EACH LOCAL AREA AGENCY ON AGING.

(6) IF A CHANGE OCCURS IN THE CARE OR IN THE SERIOUS FAMILY HARDSHIP OF THE CHILD, THE RELATIVE PROVIDING INFORMAL KINSHIP CARE FOR THE CHILD SHALL NOTIFY THE LOCAL SCHOOL SYSTEM IN WRITING WITHIN 30 DAYS AFTER THE CHANGE OCCURS.

(7) (I) AN INFORMAL KINSHIP CARE AFFIDAVIT MAY BE FILED DURING A SCHOOL YEAR.

(II) THE RELATIVE PROVIDING INFORMAL KINSHIP CARE SHALL FILE AN AFFIDAVIT ANNUALLY AT LEAST 2 WEEKS PRIOR TO THE BEGINNING OF THE SCHOOL YEAR FOR EACH YEAR THE CHILD CONTINUES TO LIVE WITH THE RELATIVE BECAUSE OF A SERIOUS FAMILY HARDSHIP.

(8) UNLESS THE COURT APPOINTS A GUARDIAN FOR THE CHILD OR AWARDS CUSTODY OF THE CHILD TO SOMEONE OTHER THAN THE RELATIVE PROVIDING INFORMAL KINSHIP CARE, THE RELATIVE PROVIDING INFORMAL KINSHIP CARE SHALL MAKE THE FULL RANGE OF EDUCATIONAL DECISIONS FOR THE CHILD.

(9) THE RELATIVE PROVIDING INFORMAL KINSHIP CARE SHALL MAKE REASONABLE EFFORTS TO INFORM THE PARENT OR LEGAL GUARDIAN OF THE CHILD OF THE INFORMAL KINSHIP CARE RELATIONSHIP.

(10) THE PARENT OR LEGAL GUARDIAN OF A CHILD IN AN ~~OUT OF COUNTY LIVING ARRANGEMENT~~ INFORMAL KINSHIP CARE RELATIONSHIP SHALL HAVE FINAL DECISION MAKING AUTHORITY REGARDING THE EDUCATIONAL NEEDS OF THE CHILD.

(D) SECTION 4-122.1 OF THIS ARTICLE SHALL APPLY TO THE EDUCATION FUNDING OF A CHILD IN AN INFORMAL KINSHIP CARE RELATIONSHIP IF THE FISCAL IMPACT OF THE REQUIREMENTS OF SUBSECTION (C) OF THIS SECTION EXCEED 0.1% OF A COUNTY BOARD'S TOTAL OPERATING BUDGET FOR A FISCAL YEAR.