

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 63.2-905.1 of the Code of Virginia, relating to independent living*
3 *services; individuals between 18 and 21 years of age.*

4 [S 134]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 63.2-905.1 of the Code of Virginia is amended and reenacted as follows:**8 **§ 63.2-905.1. Independent living services.**

9 Local departments and licensed child-placing agencies shall provide independent living services to
10 any person between 18 and 21 years of age who is in the process of transitioning from foster care to
11 self-sufficiency. Any person who was committed or entrusted to a local board or licensed child-placing
12 agency may choose to discontinue receiving independent living services any time before his twenty-first
13 birthday in accordance with regulations adopted by the Board. The local board or licensed child-placing
14 agency shall restore independent living services at the request of that person provided that (i) the person
15 has not yet reached 21 years of age and (ii) the person has entered into a written agreement, less than
16 60 days after independent living services have been discontinued, with the local board or licensed
17 child-placing agency regarding the terms and conditions of his receipt of independent living services.

18 Local departments and licensed child-placing agencies ~~may~~ *shall* provide independent living services
19 to any person between 18 and 21 years of age who (a) was in the custody of the local department of
20 social services immediately prior to his commitment to the Department of Juvenile Justice, (b) is in the
21 process of transitioning from a commitment to the Department of Juvenile Justice to self-sufficiency, and
22 (c) provides written notice of his intent to receive independent living services and enters into a written
23 agreement for the provision of independent living services, which sets forth the terms and conditions of
24 the provision of independent living services, with the local board or licensed child-placing agency within
25 60 days of his release from commitment to the Department of Juvenile Justice.

26 Local departments shall provide any person who chooses to leave foster care or terminate
27 independent living services before his twenty-first birthday written notice of his right to request
28 restoration of independent living services in accordance with this section by including such written
29 notice in the person's transition plan. Such transition plan shall be created within 90 days prior to the
30 person's discharge from foster care. Local departments and licensed child-placing agencies may provide
31 independent living services as part of the foster care services provided to any child 14 years of age or
32 older. All independent living services shall be provided in accordance with regulations adopted by the
33 Board.