

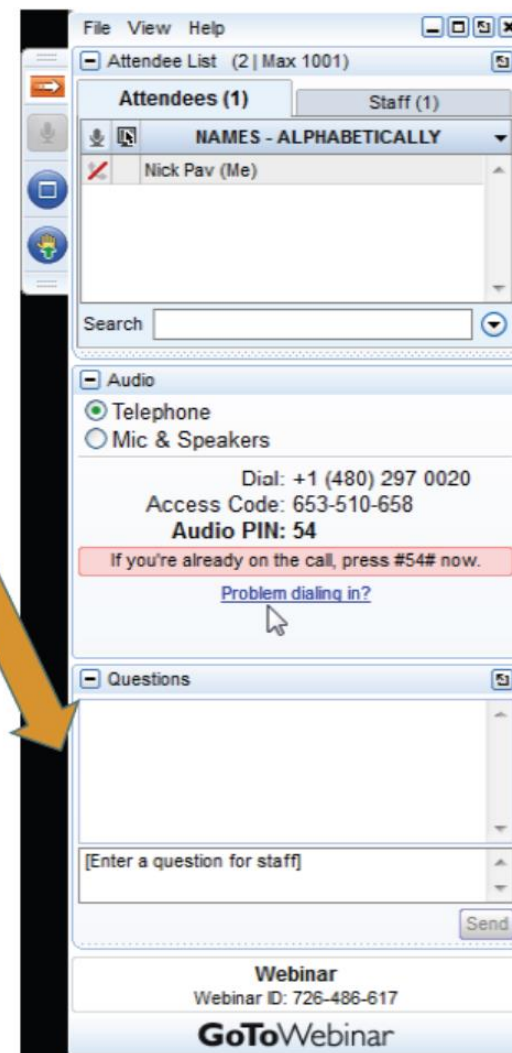


# Interstate Compact on Placement of Children

*Ensuring Adequate Protection & Support Services  
Across State Lines*

# Logistics

- Webinars are recorded and archived at <http://kids-alliance.org/webinars/>
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- All attendees are muted
- Please submit questions using the “Questions” function on your GotoWebinar dashboard



# ICPC: *Ensuring Adequate Protection & Support Services*

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# IMPLEMENTING ICPC

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*Ensuring Adequate Protection & Support  
Services*

# ICPC: *History*

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## ICPC: *Adequate Protection & Support Services*



Authorizing **contract between states** to work together to ensure children placed across state lines for foster care or adoption receive adequate protection and support services

**Establishes procedures for the placement of children** and responsibility for agencies and individuals involved in placing children

State must enact provisions of ICPC into law

## ICPC: *Purpose*

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Child is placed in a suitable environment

Receiving state has opportunity to assess that proposed placement is not contrary to interests of child and that its applicable laws and policies have been followed before it approves placement

Sending state obtains enough information to evaluate proposed placement

Care of the child is promoted through appropriate jurisdictional arrangements

Sending agency or individual guarantees child legal and financial protection

## ICPC: *Definitions*

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**sending agency/state** is a state; court of a state; person, corporation, association, charitable agency or other entity which sends, brings, or causes to be sent or brought any child to another state

**receiving state** is the state to which the child is sent, brought, or caused to be sent or brought for placement with state or local public authorities, or for placement with private agencies or persons

**placement** is arrangement for care of a child in a foster home or in a child-caring agency or institution, including placement with a relative, or into pre-adoptive home





# ICPC: *Interstate Placements Subject to ICPC*

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## Placements:

- Preliminary to an adoption;
- Into foster care, including foster homes, group homes, residential treatment facilities, and institutions;
- With relatives when a parent, relative or guardian is not making the placement,
- Of adjudicated delinquents in institutions in other states,



# ICPC: *Interstate Placements NOT Subject to ICPC*

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## Placements:

- Into schools where primary purpose for placement is educational; or
- Into medical and mental facilities; or
- Made by a child's parent, stepparent, grandparent, adult sister or brother, adult aunt, or uncle, or non-agency guardian with any such relative or non-agency guardian.
- With an out of state parent in some circumstances when placement is not made by a parent, relative, or guardian.



# ICPC: *First Steps*

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## *Prior to ICPC placement*

Written Notice using Form ICPC-100A including:

- name, date and place of birth of child;
- identity and address or addresses of parents or legal guardian;
- name and address of person, agency or institution to or with which the sending agency proposes to place the child, and
- full statement of the reasons for such proposed action.

## ICPC: *Forms for Placement Request*

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contract between sending state and receiving state



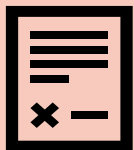
placement cannot be made until ICPC 100A signed by both states



ICPC 100B informs receiving state when a child is placed into that state & informs receiving or sending state when case is closed

## ICPC: *Documents For Placement Request*

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*Court Order*



*Case Plan*

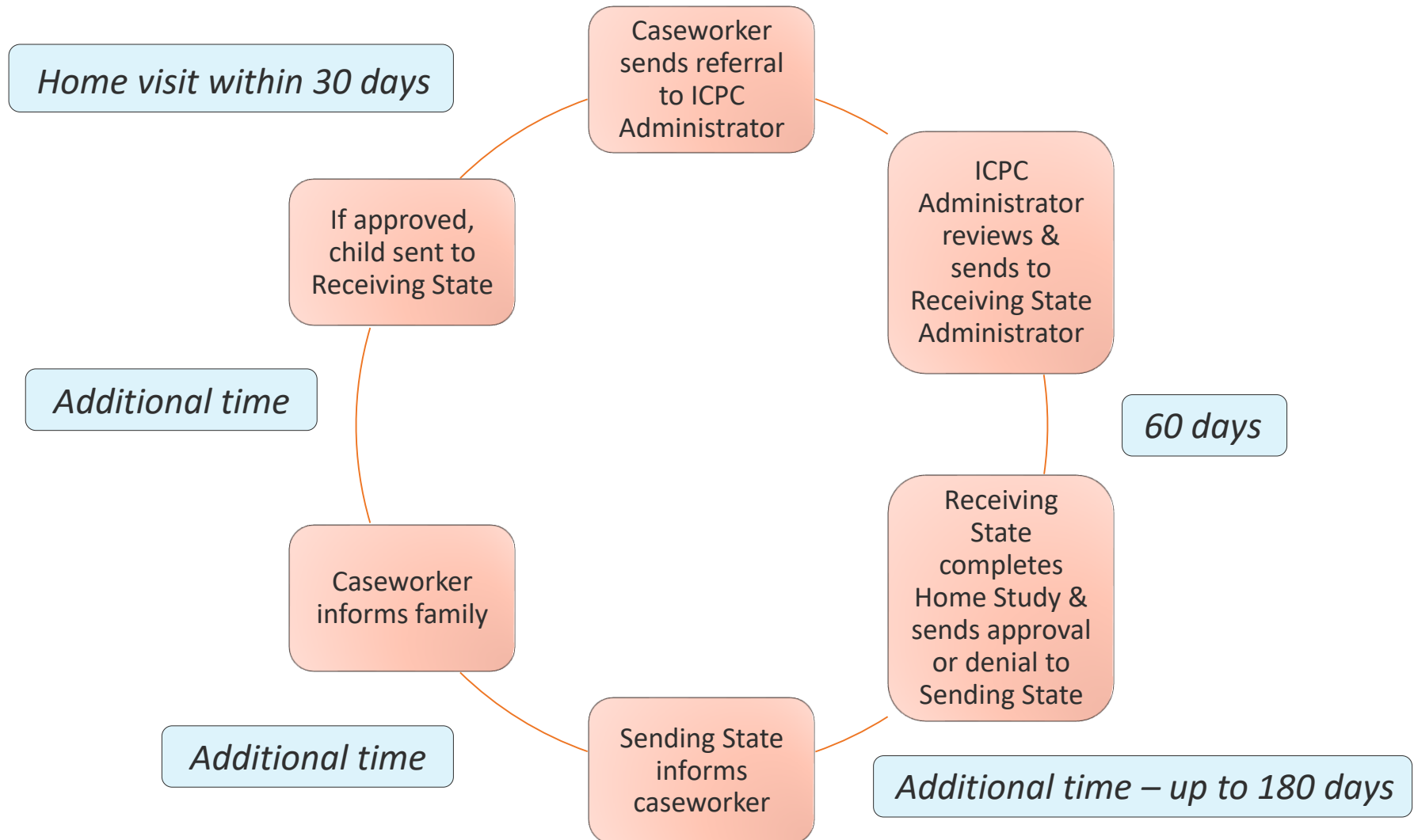


*Summary Info on Child*



*Financial & Medical Plan*

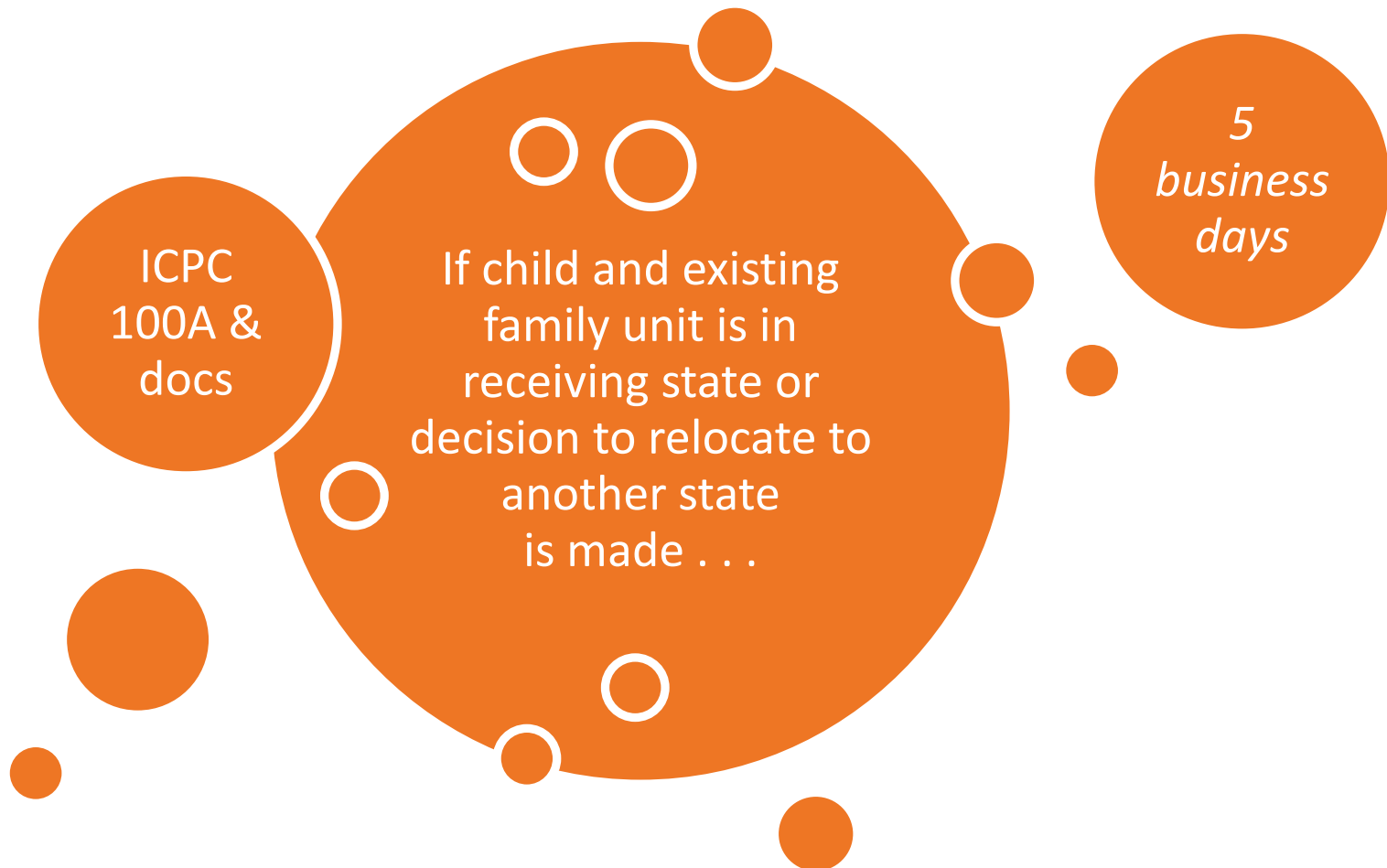
## ICPC: *Process & Timeline*





## ICPC: *Provisional Approval for Relocation of Family Unit*

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# ICPC: *Expedited Placement Requirements*

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## Court finding that child:

1. Is a dependent child removed from and no longer residing in parent's home,
2. Is being considered for placement with a stepparent, grandparent, adult aunt or uncle, adult sibling, or legal guardian in another state, and
3. One of the following priority criteria:
  - ✓ Unexpected dependency due to sudden or recent incarceration, incapacitation, or death of parent or guardian;
  - ✓ Child is 4 years of age or younger or part of sibling group to be placed where one of sibling is 4 years of age or younger;
  - ✓ Child or siblings in sibling group to be placed has substantial relationship with proposed placement; or
  - ✓ Child is in an emergency placement

## ICPC: *Responsibility*

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**Sending agency has authority and responsibility to determine all matters in relation to:**

- custody,
- supervision,
- care,
- treatment, and disposition of child,
- just as the sending agency would have if child remained in sending agency state.



## ICPC: *Supervision of ICPC Placement*

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- Receiving state provides courtesy supervision of child in out-of-state foster family home.
- California sending agency is responsible for supervising placement when a California dependent or ward of juvenile court is placed in an out-of-state residential facility or group home.



## ICPC: *Visits vs. Placements*

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*Visits and placements are distinguished on the basis of purpose, duration, and the intention of the person or agency with responsibility for planning for the child as to the child's place of abode.*

- **Purpose** is to provide social or cultural experience of short duration, such as a stay in a camp or with friend or relative who has not assumed legal responsibility for providing child care services
- **Duration** – no longer than thirty days, unless period of child's school vacation
- Visit not subject to ICPC



## ICPC: *Closing ICPC Placement*

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**An ICPC case can be closed only when:**

- child is adopted;
- reaches age of majority;
- becomes self-supporting, or
- sending and receiving state agree ICPC case can be closed.



## ICPC: *Illegal ICPC Placements*

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Interstate placements made in violation of the law constitute a violation of the “laws respecting the placement of children of both the state in which the sending agency is located or, from which it sends or brings the child and of the receiving state.”

## ICPC: *California Contacts*

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### **Parent, relative and foster family home placements:**

- local county child welfare services agencies

### **Public adoption placements:**

- licensed public adoption agencies and CDSS Adoption District Offices (for counties that do not have a public adoption agency)

### **Private adoption placements, including international adoptions:**

- California full-service licensed private adoption agencies

### **Independent adoption placements:**

- public adoption agencies for Alameda, Los Angeles and San Diego counties and CDSS Adoption District Offices

### **Group home placements:**

- CDSS

# ICPC: SPECIAL TOPICS

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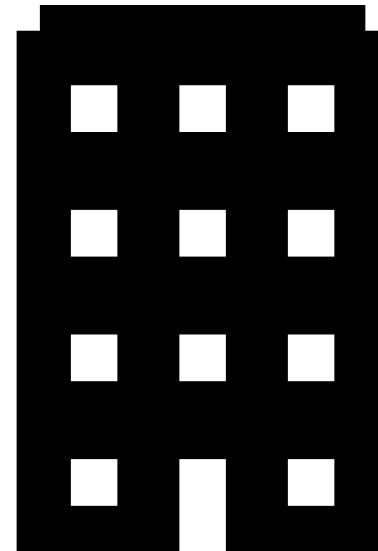
*Funding, Extended Foster Care, RFA and ICWA*

## ICPC: *Foster Care Funding*

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*Sending state has financial responsibility and elects to pay rate established by receiving state or their own rate*



*Rate shall not exceed current STRTP rate*

## ICPC: *Timing of Funding*

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- In order to receive foster care benefits, the home must meet the licensing/approval standards of the receiving state
  - *For California dependent children placed out of state (even if placed with relatives), they are eligible for the receiving state's rate once the home is approved/licensed according to the receiving state's standards regardless of the child's federal eligibility*



## ICPC: *Extended Foster Care if Allowed by Receiving State*

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### *Out-of-state group homes:*

- after 18 if finishing high school or is a short-term transition period to a more family-like or less restrictive setting or
- documented medical condition while transitioning to appropriate system of care

### *SILP:*

- after 18 if consistent with developmental needs of NMD and must be specified in case plan

*\*If the receiving state is unwilling to supervise an NMD, the county sending agency must make other supervision arrangements.*



# ICPC: *Interaction with Resource Family Approval*

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- RFA does not supersede ICPC timelines and requirements.
- Families in CA who want to take placement of a child who is adjudicated in another state must meet RFA.
- CA foster children who are being placed out of state have to be placed in homes approved according to that state's licensing standards.

## ICPC: *Interaction with Indian Child Welfare Act*

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*ICPC does not apply to any placement of an Indian child into another state related to transfer of jurisdiction to a Tribal Court under ICWA.*



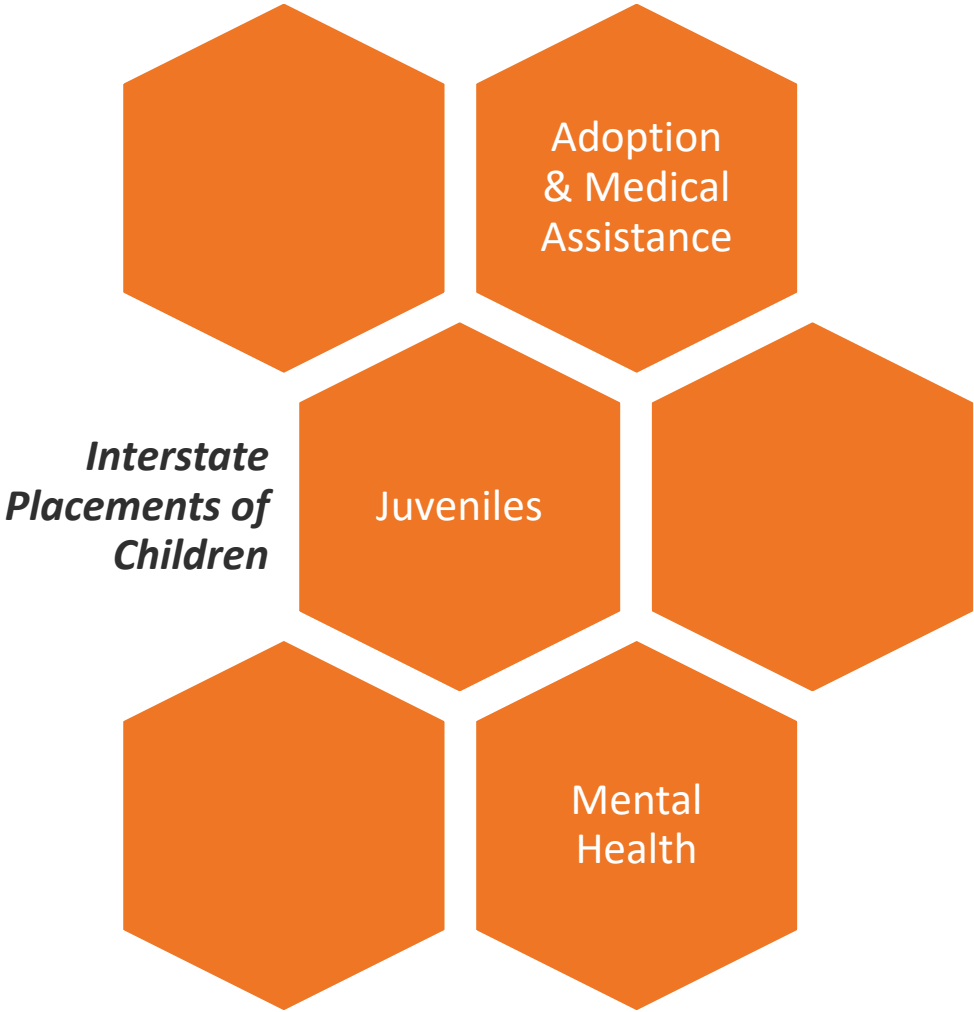
# RELATED STATE COMPACTS

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*Ensuring Adequate Protection & Support  
Services*

# ICPC: *Related State Compacts*

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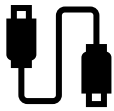
# FAMILY FIRST PREVENTION SERVICES ACT

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*Supporting ICPC Placements*

# FFPSA: *Supporting Interstate Placements*

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Requires all states utilize NEICE - electronic interstate case processing system - by 10/1/27

- ACL 17-113 invited county child welfare agencies in California to participate in NEICE
- Federal legislation would make \$5 million in funding available to states to join NEICE



# Questions and Resources

To submit questions, click on the “Questions” panel, type your question, and click “Send”



PowerPoint slides, webinar recording, and certification of participation will be posted at [www.kids-alliance.org/webinars](http://www.kids-alliance.org/webinars)

## ***Guide to the Interstate Compact on Placement of Children***

<http://www.childsworld.ca.gov/res/pdf/ICPCGuidebook.pdf>

## ***ICPC Regulations***

[https://aphsa.org/AAICPC/AAICPC/ICPC\\_Regulations.aspx](https://aphsa.org/AAICPC/AAICPC/ICPC_Regulations.aspx)

## ***ICPC State Pages – California Info***

<http://icpcstatepages.org/California/info/>

## ***ICPC Request (Form 100A)***

<http://www.childsworld.ca.gov/res/pdf/ICPC100A.pdf>

## ***ICPC Report on Child's Placement Status (Form 100B)***

<http://www.childsworld.ca.gov/res/pdf/ICPC100B.pdf>

## ***ICPC Expedited Placement Request (Form JV 565)***

<http://www.courts.ca.gov/documents/jv565.pdf>

## ***ICPC Expedited Placement Findings and Order (Form JV 567)***

<http://www.courts.ca.gov/documents/jv567.pdf>

## ***ICPC State Contacts***

<https://aphsa.org/AAICPC/AAICPC/Resources.aspx>

## ***CA ICPC County Liaisons***

<https://aphsa.org/AAICPC/AAICPC/Resources.aspx>

## ***CDSS ICPC Contact***

[ICPC@dss.ca.gov](mailto:ICPC@dss.ca.gov)