

## IOWA STATE PAGE

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### **COMPACT ADMINISTRATOR**

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### **DEPUTY COMPACT ADMINISTRATOR**

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### **Federal Express**

1305 E. Walnut

Secretary: (515) 281-3123

Address Correspondence To: Deputy Compact Administrator.

ICPC Office Hours: Monday-Friday, 8:00 a.m. to 4:30 p.m., Central Time Zone

**FAX:** (515) 242-6036

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### **GENERAL INFORMATION**

ICPC Code Citation. Code of Iowa, 232.158.

Statutory Penalties Under Article IV. Every person who violates any of the provisions of this Chapter or who intentionally makes any false statements or reports to the state director with reference to the matters contained herein, shall be guilty of fraudulent practice. Section 232.167, Code of Iowa.

Age of Majority. 18 years. Code of Iowa, Section 232.2.

Court Jurisdiction. District Court: domestic relations, Code of Iowa, Section 598.2; adoptions, Chapter 600; Term. of Parental Rights, Chapter 600A. Juvenile Court: termination of parental rights, children in need of assistance, families in need of assistance, children having committed a delinquent act, Chapter 232, Code of Iowa. Uniform Child Custody and Jurisdictional Act (Code of Iowa 598 A).

### **SPECIAL INFORMATION**

Referral Procedure. All interstate request, replies, reports and placement inquires must be sent to the Interstate Unit for placement approval prior to placement. **NO ICPC REFERRALS SENT DIRECTLY TO LOCAL OFFICES WILL BE ACCEPTED.**

**PROTECTIVE SERVICES REFERRALS NOT INVOLVING PLACEMENTS ARE SENT TO THE LOCAL COUNTY OR IN CASE OF EMERGENCY, CHILD ABUSE REGISTRY (515) 281-5581, HOOVER STATE OFFICE BUILDING, 5TH FLOOR, DES MOINES, IOWA 50319.**

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## REQUIREMENTS

Reports. Required on arrival and quarterly thereafter or otherwise as indicated on the ICPC-100A. Preplacement investigation prior to placement, and post placement reports are required for all adoptive placements.

Licensing Requirements. All placements must be in a licensed facility or foster home licensed by the Department of Human Services. I.C.A. Section 237.4. Child placing agencies must be licensed. I.C.A. Section 238.5. Placement may not be made into any home that has not been approved by an agency or person licensed or certified to practice in Iowa. All licenses and adoptive home approvals are valid for one year after the license is issued or the adoptive home approved. All adoptive pre- placement studies must include criminal and child abuse checks before they can be approved.

## PLACEMENTS

Independent Adoptive Placements. Lawful. A preplacement investigation and report must be completed by a licensed child placement agency or certified adoption investigator and approved prior to placement of a child for adoption. Section 600.8(2) (a). Nothing of value may be accepted or given beyond a reasonable fee for services. No Adoptive placements made into or out of Iowa can be approved until the child is made legally available for adoption. It is required that birth parents be offered a minimum of 3 hours of counseling. The Department is required to refer any placement or proposed placement which may require enforcement measures to the offices of the Attorney General.

Adoption Petition. Petition filed in the court of the county in which the guardian of a minor person to be adopted or the petitioner is domiciled or resides. Section 600.3(1), 1979 Code of Iowa. Petition may not be filed until parental rights are terminated unless petitioner is a step-parent whose spouse is a parent of child to be adopted. Section 600.3(2). The child must have lived in the petitioner's home for 180 days before final decree, although court can waive for step-parent or relative within fourth degree. Section 600.10. Before adoption hearing, petitioner must file an accounting of all disbursements in connection with adoption. Section 600.9.

### Residential Placements.

-Placements Requiring Interstate Approval: All placements into Iowa facilities that are licensed as child placing or child caring facilities must be placed according to ICPC procedures. (Code of Iowa 232.158). All placements out of Iowa into comparable facilities must be referred to the Interstate Unit. IAC 441-142.5 (238).

-Requirements for Placements: There is no exception to the ICPC information required in all Interstate placements.

-Approval of Facilities: Program responsibility for licensing of facilities and foster homes is with Iowa Department of Human Services.

-Rate Setting: Foster home rates are set by Iowa Department of Human Services for Department homes. Private agencies determine their own per diem rate for foster homes and facilities. However, the Department sets maximum rate of care for Iowa children through a P.O. S. with each facility.

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-Monitoring of the Child: Placement into facilities in Iowa are the responsibility of the sending agency. Placement of Iowa children into out-of-state facilities is the responsibility of the sending agency. Supervision of foster home placements are usually done by the Iowa Department of Human Services unless there are other approved arrangements prior to placement.

-Philosophy for the Placement of Non-Resident Youth: Approval of the placement will usually be given if the Iowa facility is licensed and the facility determines the youth is appropriate for their program. The responsibility for the treatment rests with the facility. However, the Department will intervene at any time there appears to be conflict with the licensing statutes and the Interstate Unit will intervene on request of the sending state if conflicts arise. Youths cannot be placed in any unlicensed facilities.

Requirements for Foster Care Placements. All homes caring for non-related children must have a current Iowa foster home license. Foster parents moving to Iowa with a foster child must apply for a foster home license within 30 days of arrival in the state.

### **PAYMENTS**

TANF Payments. Sending state required to pay unless child is placed with an eligible parent or relative.

Medicaid Payments. Paid by the sending state unless child is placed with parent or the child is IV-E eligible.

Foster Care Payments. Out-of-state rate. A monthly payment for care in a foster family home licensed or approved in another state shall be made to the foster family based on the rate schedule in effect in Iowa, except that the regional administrator or designee may authorize a payment to the foster family at the rate in effect in the other state if the child's family lives in that state and the goal is to reunite the child with the family.

Education Payments. Determined by the school district in which youth resides. School districts do not require tuition unless the child is weighted Special Education and none require it when youth is placed with a parent. The sending agency should investigate prior to placement and if tuition is required it is the sending agency's responsibility to meet this need.

### **USEFUL TELEPHONE NUMBERS**

Child Abuse Hotline/Registry. 1-800-362-2178.

Juvenile Compact Office. (515) 281-5730.

Mental Health Compact Office. (515) 242-6510.

ICAMA: Compact Administrator, Charlcie Carey, (515) 281-5358.