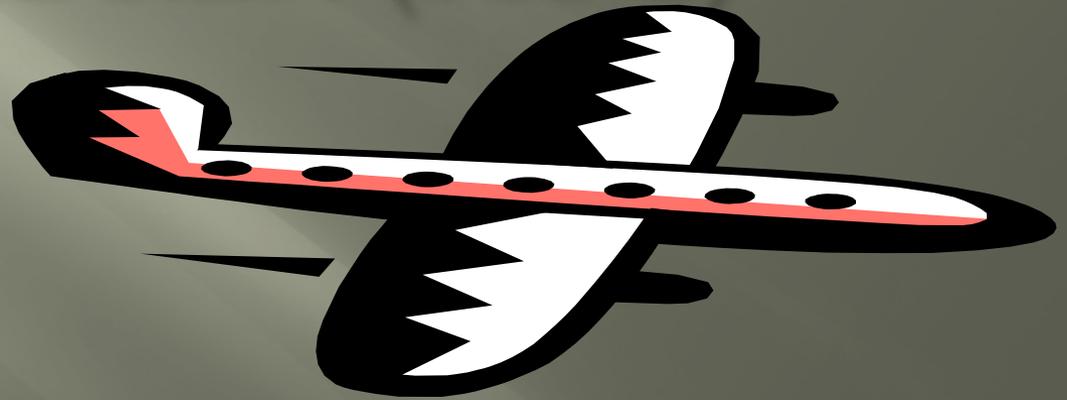


# INTERSTATE COMPACT ON THE PLACEMENT OF CHILDREN (ICPC)



Purpose of Training:  
Provide an overview of what the  
ICPC is and how it works.

# INTRODUCTION

The Purpose of the Interstate Compact on the Placement of Children (ICPC) is to allow children to be placed out of state ensuring they receive the same protection from risk and necessary services that they would receive if they had remained in their home state.

# Why is the Compact Needed?

- ▣ To provide a home study and assess if the placement is in the best interest of the child. The home study is done to determine if there are any apparent conditions that may present a threat of harm to the child.
- ▣ Allows financial and medical plan to be put in place prior to placement. This generally includes Temporary Assistance to Needy Families (TANF), medicaid or foster payment.
- ▣ Ensures the sending agency does not lose court jurisdiction over the child once the child moves to the receiving state.
- ▣ Provides the sending agency the opportunity to obtain supervision and regular reports on the child's adjustment and progress in placement.



# SAFE AND TIMELY ACT

Requires states to conduct, complete, and report the results of a home study (directly or by contract) within 60 days of request. This includes all types of studies, (UT ICPC is aware that with foster and adoption studies this may not be attainable). There is a provision allowing an additional 15 days to complete if a state can document circumstances out of their control, please notify UT ICPC if such a problem arises. Such as Background Check, lack of caretaker response etc....

# Who does the Compact apply to?

- ▣ The compact applies to children in the temporary custody of DCFS (SCF) or under DCFS court jurisdiction Protective Supervision Services (PSS), including children who may be in the temporary custody of kin.
- ▣ Placements into foster care, including foster homes, group homes and residential treatment facilities.
- ▣ Placements with parents and relatives made by DCFS.
- ▣ Placements into prospective adoptive homes.

# Who does the Compact not apply to?

- ▣ Placement made in medical (hospital) and mental health facilities.
- ▣ Placement of child, not in the custody of DCFS, made by and to a parent, stepparent, grandparent, adult brother or sister, adult aunt or uncle, or child's guardian.
- ▣ Divorce or custody procedures where DCFS is not involved.
- ▣ Children placed outside of the country.
- ▣ Out of state Visits with family, that is no longer than 30 days.

# ICPC Cover Letter/ Case Manager Statement.

## Information obtained from proposed caretaker.

- ❑ Why you are requesting the ICPC.
- ❑ What kind of study are you requesting, please make sure the request matches in the cover letter, 100 A and medical/financial plan.
- ❑ Why the child entered care in Utah, explain in detail other states may not understand if we only site our allegations.
- ❑ What the long-term goals are for the child.
- ❑ Is the child Eligible for Federally Funded Medicaid (IV-E Eligible).
- ❑ Who is financially responsible for child, financial responsibility will ultimately be that of the sending state.
- ❑ What is the relationship of proposed caretaker to child (how do they know the child?).
- ❑ Past criminal history of child, if any.
- ❑ Past criminal history of proposed placement and adults over 18.
- ❑ Any other information you feel pertinent for a successful placement of child. Such as special needs in school, therapy etc.

# What is needed in ICPC Packet

- ▣ Cover Letter/ Case Manager Statement
- ▣ Completed 100 A-filled out and signed by worker.
- ▣ Most recent Court Order-informs receiving state child is in custody or under UT court jurisdiction. Signed orders are best.
- ▣ Financial Medical Plan-Informs receiving State how child's financial and medical needs will be met.
- ▣ Birth Certificate and Social Security Card-allows child to be enrolled in school and qualify for TANF.
- ▣ Child and Family Assessment-Provides receiving State with a comprehensive view of the child's family.

# What is needed in ICPC packet continued:

- ▣ Signature Child and Family Plan- Provides receiving State a plan outlining goals the child and family team have established for the family.
- ▣ Progress Summaries- Provides receiving State a history of the case outlining progress on established goals.
- ▣ Dental and Medical Forms- Informs receiving State of child's medical or dental history that have been addressed or need to be addressed.
- ▣ Mental Health Assessment- Notifies receiving State of child's ongoing behavior or therapeutic needs that will need to be addressed.
- ▣ Educational Information- Provides receiving State with child's educational status, ie. current IEP or any specific identified needs.

## The Seven Steps to ICPC

This form is located in SAFE, under ICPC Forms.

1. Fill out the 100A document on SAFE. Make five copies of this.
2. Pull and make three copies of: (Ask your support people to help with this.)
  - \* Mental health assessment
  - \* Dental and medical forms
  - \* Signature Child and Family Plan
  - \* Two progress summaries
  - \* Child and Family assessment
  - \* All educational information
  - \* Birth certificates and social security cards
  - \* Signed court orders requesting the ICPC or just verifying that DCFS has custody or jurisdiction
3. Prepare a cover letter telling the other state: (3 copies)
  - \* Why you are requesting an ICPC
  - \* Why the children entered care in Utah
  - \* What the long term goals are for the children
  - \* Whether or not the children are IV-E eligible
  - \* Who is financially responsible for these children\*
  - \* Include anything else that you feel is pertinent to the successful placement of the children. Make sure you include past criminal history on the child, you should have already asked the family in the other state regarding a criminal history.
4. Complete the medical/financial plan document on SAFE. Make three copies of this.
5. Submit these documents to your regional ICPC coordinator.
6. **SUBMIT YOUR 100B's:** When you receive the approval to place please submit 100B's to notify the receiving state that the child is coming and to set up supervision. Your case must remain open until the receiving state has given you permission to close it.
7. **SUBMIT YOUR 100B's:** When there is termination of DCFS custody, the child returns to Utah, or you decide not to use a home that you requested a study to be done on, submit your 100B's to close the ICPC case.

\*Financial responsibility will always primarily be Utah's responsibility until the courts have terminated jurisdiction and our case is closed, even if the family is supporting the child's needs in the other state.

# What type of requests can be made on the ICPC 100 A.

- ▣ Parent home study: this can be done on biological parent.
- ▣ Relative home study: this can be done on a blood related person, relationship must be identified on 100 A. If approved and child placed preliminary kinship guidelines must be followed.
- ▣ Foster care/license home study: this can be requested on related or non-related person.
- ▣ Adoption home study: this can be requested on related or non-related person. ONLY AFTER TERMINATION OF PARENTAL RIGHTS.



# What are my options for medical & financial plan?

- ▣ Parent study: Parent will provide for the medical and financial needs of child.
- ▣ Relative study: Relative will apply for TANF on behalf of the child to meet medical and financial needs.
- ▣ Foster study: UT will pay a foster care payment to family.
- ▣ Adoption study: Subsidy payment and Interstate Compact on Adoption and Medical Assistance (ICAMA). ICAMA is medicaid offered to adopted children who cross state lines, and a federal or state adoption subsidy is being made.
- ▣ **Sending state is responsible to ensure ALL medical & financial needs of child are met!**

### ICPC MEDICAL & FINANCIAL PLAN

The sending state retains legal, financial and medical responsibility for the child until the ICPC is legally terminated.

Child's Name: Globe Willow Gender: Female Date of Birth: 08/18/2004

Placement Resource Name: Scarlet Sage Relationship to Child: Maternal Aunt

#### Request for a PARENT HOME STUDY

- The parent has agreed to be responsible for providing for the financial needs of this child.
- The parent has agreed to be responsible for providing medical coverage for this child.
- Parent has option to apply for (TANF) Temporary Assistance for Needy Families.

#### Request for a RELATIVE HOME STUDY

- If the child is eligible for a Relative TANF Grant, the Relative should apply on the child's behalf, and the medical card can be issued.

*(Please note: worker is responsible to provide all necessary documentation to relative, at time of placement, including Birth Certificate, Social Security Number and Court Order making placement.)*

#### Request for a FOSTER HOME STUDY/LICENSE

(Federal Medicaid-Title IV-E Eligibility/Ineligibility)

This child is Title IV-E foster care eligible. \_\_\_\_\_  
*(Signature of Worker)*

- The Sending State will pay Sending State foster care rates based on the child's eligibility.
- Children determined Title IV-E eligible are eligible for Medicaid in the Receiving State. Medicaid in the Sending State will be terminated on the last day of the month in which the child leaves the Sending State. Please instruct foster parent or licensed relative regarding procedures necessary to receive Medicaid in the Receiving State.

This child is NOT Title IV-E eligible. \_\_\_\_\_  
*(Signature of Worker)*

- Children determined **NOT** Title IV-E eligible are **NOT** eligible for Foster Care Medicaid in the Receiving State.

Worker is aware that Sending State is responsible for all medical care of the child.

#### Request for an ADOPTION HOME STUDY

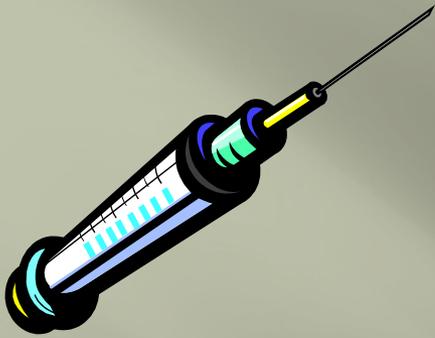
This child is Title IV-E foster care eligible. \_\_\_\_\_  
*(Signature of Worker)*

- Worker has discussed with placement that subsidized adoption assistance may be available, if eligible child will qualify for ICAMA.

This child is NOT Title IV-E eligible. \_\_\_\_\_  
*(Signature of Worker)*

- Worker has discussed with placement that the state funded assistance may be available, if eligible child will qualify for ICAMA in a state with reciprocity.

Worker Signature: \_\_\_\_\_ Date: \_\_\_\_\_



This is the ICPC Medical And Financial Plan. It is located in SAFE Forms under ICPC.

# Placement was approved, Now What?

- ▣ Review home study from receiving state.
- ▣ Identify and address any requirements or recommendations made by receiving state.
- ▣ Staff with CFTM to determine if placement will be made.
- ▣ Approved home study is valid for ONLY 6 months from date of approval.
- ▣ If decision is made to place, make arrangements with your region travel person for child to travel.
- ▣ Complete 100B confirming placement date and send to UT ICPC office.
- ▣ UT ICPC office will send 100B to receiving state and request supervision worker be assigned.

# Ideas from Health Team for ultimate success of placement

- ▣ If possible determine IV-E Eligibility prior to child leaving Utah.
- ▣ Have Well Child Check and Mental Health Assessment done as close to child's departure date as possible.
- ▣ Have Dental Check done, if within allowed time frame, prior to child's departure.
- ▣ Send appropriate medications with child.
- ▣ This allows health team to negotiate cost, if needed, to ensure coverage.
- ▣ Well Check and Mental Health will help assess needs and avoid overdues.
- ▣ This can be done every 6 months. It will assess if anything is needed prior to placement.
- ▣ It may take time to get resources in other state.



THE ICPC LAW CURRENTLY  
CONTAINS 10 ARTICLES AND 11  
REGULATIONS THAT DEFINE  
THE KINDS OF PLACEMENTS  
AND PROCEDURES THAT MUST  
BE FOLLOWED.



These are being reviewed and  
updated continually and can be  
found at [ICPC.APHSA.ORG](http://ICPC.APHSA.ORG)

# Visitation

## ICPC Regulation No. 9

- Purpose is to provide the child with a social, or cultural experience of short duration, 30 days.
- A **visit** is not a placement within the meaning of the ICPC. Visits and placements are distinguished on the basis of duration and the intention of the agency responsible for planning for the child.
- A visit cannot be made with the intention of making a placement while there is a pending home study request.
- A stay, or proposed stay of a duration longer than 30 days is considered a placement and is a violation of the ICPC, only exception would be a stay that coincides with the summer vacation from school.
- If there is not an end date specified it is considered a placement.

# Expedited ICPC Regulation No. 7

## **DOES APPLY if:**

- A child is 4 years and younger and their siblings if being placed in the same home, or
- One child being placed has substantial relationship, or
- Unexpected dependency, or
- Emergency Shelter Care
- Must be placed with parent, stepparent, grandparent, adult aunt or uncle, adult brother or sister.

## **DOES NOT APPLY if:**

- ▣
  - The request for placement of the child is for licensed, or approved foster family care;
  - The request is for adoption; or
  - The child is already in the receiving state in violation of ICPC.

# Expedited/ICPC Regulation No. 7

## Additional required forms

Statement of Case Manager or Potential Placement, written statement form. ICPC5 in SAFE

- Direct communication with placement, determining their interest and willingness to cooperate with ICPC.
- Resource is of appropriate relation; father/mother(steparent), grandparent, guardian, adult aunt/uncle, adult brother/sister.
- Correct contact information of the resource; address, phone numbers, DOB, etc.
- Home has adequate space to include number of; bedrooms, bathrooms, adults residing in the home, other children in home.
- Potential placement has or will access adequate financial resources to feed/clothe and care for child.
- If the child needs daycare how it will be provided.
- Potential placement, other adults in home have no known disqualifying criminal or abuse history.

Regulation No 7 Order of Compliance for Expedited Placement Decision pursuant to the ICPC court order, signed by judge. ICPC3 in SAFE

- Name of child that meets Expedited Criteria.
- What criteria has been met
- Is agency seeking provisional approval with comprehensive study to follow?, or
- A comprehensive study and an expedited decision, or
- Approval for a provisional placement with parent, from which child was not removed, and concurrence to relinquish jurisdiction upon final approval.

Form 101, Sending State Priority Home Study Request. ICPC 101 in SAFE

# EXPEDITED/ REGULATION 7 TIME FRAME

Child is placed in DCFS custody or under court jurisdiction.

**DCFS worker** compiles ICPC packet, to include Statement of Casemanager and signed Reg. 7 court order, and submits to UT ICPC within 3 business days.

**UT ICPC** sends ICPC packet to Receiving State ICPC by overnight mail within 2 business days.

**DCFS worker** determines if child falls into 1 of 4 categories for Reg. 7  
\*1

**Judge Signs Reg. 7 Order of Compliance for Expedited Placement, found in SAFE, provided to worker at court or within 2 business day.**

Receiving state ICPC assigns to worker within 2 business days, and returns to UT ICPC within 20 days of receipt in receiving state.

**DCFS worker** contacts potential caretaker and fills out Statement of Casemanager. \*2

**DCFS worker** presents Statement of Casemanager to Judge and if appropriate Judge orders Reg. 7.

**UT ICPC** sends completed home study to DCFS worker by email with instructions for placement.

# Regulation No. 3

- ▣ The compact does not apply when the court transfers the child to a non-custodial parent where there is no evidence that parent is unfit, does not request a home study, and does not retain jurisdiction over the child after the court transfers the child.
- ▣ If request for study on parent or relative is made, jurisdiction must be maintained until receiving state agrees with closure.
- ▣ The ICPC cannot be used for the sole purpose of obtaining a home study.

This form is found in SAFE in the Person Section, workers have ability to view this page and see updates on ICPC status.

Person - 2303490 [ Willow, Globe - 070498702]

Person: Willow, Globe      Client ID: 070498702      Person ID: 2303490      DOB: 25Aug2004      Gender: M

General | Ref/Case | Eligibility - Entry | Health | Psychosocial | Education | Purch Svc | Court | Relationships | History | Worker | Rep Payee | ICPC

Received 100A	Type Of Care	Approval	Placement	Status
08JUL10	Relative - Outgoing	09AUG10	31JAN11	Open

**ICPC Office Info**

From State: Utah      To State: Nevada

Utah DCFS Region: [ ]

ICPC Office: Nevada DCFS

Address: 4126 Technology Way  
3rd Floor

City/County: Carson City

State: Nevada      Zip: 89706-

Phone: (775) 684-4418      Fax: ( ) -

**Home Study**

Request Date: 08JUL10      Completed: 09AUG10

Status: 09FEB11

**Status Notes:**

Sent request for study to be done on Maternal Aunt.

11Aug10 11:39:10 received approved 100 A and home study. Sent to worker by email. Requested 100 B when/if child is placed.

20Oct10 14:10:17 received fingerprint results, sent to worker.

2/7 received email from NV requesting 100 B information children placed. Sent email to UT Local.

09Feb11 09:22:36 received 100 B, sent to NV, requested courtesy

**Reason Overdue (Beyond 60 days):** [ ]

Approval: 09AUG10      Denial: 00 00

Placement: 31JAN11

Closure: 00 00

Closure Reason: [ ]

**Archived Documents**

Archived: 00 00

Box #: [ ]

# Items to Consider

- ▣ ICPC is all or nothing
- ▣ Realistic Timeframes/Unrealistic Expectations
  - ▣ Court Jurisdiction must be maintained
    - ▣ Cannot dictate to other states
    - ▣ Not a tool to change jurisdiction
  - ▣ Moving forward without informing ICPC office
    - ▣ Home Studies Expire, be aware.
    - ▣ Respond in a timely manner
- ▣ This case is your responsibility, be proactive.
- ▣ Background checks must be ran in receiving state and are part of the ICPC.

ICPC cases should be treated the same way as if the child remained in Utah.

When making decisions ask yourself: **Would I make this decision if the child was placed in Utah? If not, don't do it.**

# ICPC Resources

- ▣ DCFS Guidelines Section 703
- ▣ Safe person for status
- ▣ ICPC Web Page  
<http://www.dcfs.utah.gov/icpc.htm>
- ▣ APHSA Web Page  
[icpc.aphsa.org](http://icpc.aphsa.org)
- ▣ Scott Hodges
- ▣ Danelle England
- ▣ Jeri Boyle ICAMA  
<http://www.dcfs.utah.gov/icama.htm>