

DEPARTMENT OF SOCIAL SERVICES

744 P Street, Sacramento, CA 95814



August 6, 1998

ALL-COUNTY INFORMATION NOTICE NO. I-45-98

TO: ALL COUNTY WELFARE DIRECTORS
 ALL COUNTY PROBATION DEPARTMENTS
 ALL PRESIDING JUVENILE COURT JUDGES
 ALL COUNTY COUNSEL'S OFFICES

SUBJECT: INTERSTATE COMPACT ON THE
 PLACEMENT OF CHILDREN

REASON FOR THIS TRANSMITTAL

- State Law Changes
- Federal Law or Regulation Change
- Court Order or Settlement Agreement
- Clarification Requested by One or More Counties
- Initiated by CDSS

REFERENCE: ALL COUNTY INFORMATION NOTICE NO. I-127-83 (DATED 11/22/83)

The State of Missouri has heretofore required that, in the case of California court dependents placed into Missouri, the court and the county welfare department must individually confirm their intent to comply with the Interstate Compact on the Placement of Children (ICPC). Missouri has now adopted special additional requirements for California dependent children being placed into that state. These additional requirements are the result of an increasing number of children over the past several months being placed into Missouri by California courts/county agencies in violation of Articles III and V of the ICPC. Missouri has taken this action pursuant to Article III(c) of the Compact.

Effective immediately, Missouri will not accept any ICPC referrals from California without a written signed statement on official letterhead from the court and the county social services agency in which both agree to abide by the terms of the Compact. Enclosed are sample documents which may be used for this purpose. All ICPC referrals must contain both signed statements before the referral will be processed.

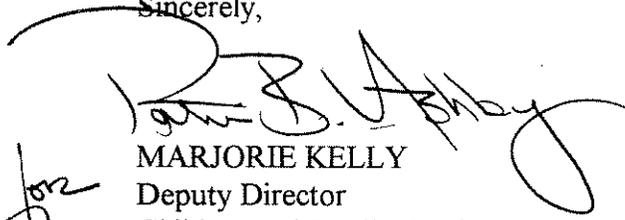
Missouri will make a decision on a case by case basis whether to return any child to California who is sent to Missouri in violation of either Article III or Article V of the Compact. If the child is returned to California, the cost of transportation must be borne by the county social services agency who has jurisdiction.

If county social services agencies and courts ignore the duties imposed by the Compact, we may expect similar demands by other party states.

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Questions about this Notice should be directed to Ernestine Barbieri, Deputy Compact Administrator at (916) 445-2807.

Sincerely,


for
MARJORIE KELLY
Deputy Director
Children and Family Services

Enclosures

cc: CWDA
AAICPC

MUST USE LETTERHEAD STATIONERY

TO: Missouri ICPC Unit

Child's Name _____

Child's Date of Birth _____

The _____ County Department of Social Services is considering placement of the above named child with _____
(name of proposed caretaker)

In accordance with the Interstate Compact on the Placement of Children, which is the same law in both California and Missouri, we hereby agree to the following conditions:

- (a) The child shall not be sent or brought to Missouri until such time as our office has received written approval from the Missouri ICPC Office giving permission for placement to occur; AND
- (b) Our office has advised the court who has jurisdiction over the child that **THE COURT MUST RETAIN JURISDICTION** of the child during the time the child is in Missouri until one of the following events occurs:
 - (1) the child is adopted; or
 - (2) the child reaches age of majority; or
 - (3) the child becomes self-supporting; or
 - (4) the Missouri ICPC Office gives written approval for the discharge of court jurisdiction over the child.

It is expressly agreed that failure to comply with either item (a) or (b) above will result in the child being returned to the state of California at California's expense.

(date)

(signature of worker required)

(date)

(signature of supervisor required)

(date)

(signature of County Director required)

(date)

(signature of ICPC Liaison required)

NOTE: Missouri requires this agreement pursuant to Article III (c) of the Interstate Compact on the Placement of Children

SUPERIOR COURT OF CALIFORNIA, COUNTY OF _____

IN THE MATTER OF _____
(Name of Child)

CASE NUMBER _____

This court has been advised of plans to place the above named child with
_____ who resides in Missouri in accordance
(name of proposed caretaker)

with the Interstate Compact on the Placement of Children, which is the same law in California and Missouri, the court hereby agrees to the following conditions:

- (a) The child shall not be sent or brought to Missouri until such time as the California Department of Social Services has received written approval from the Missouri ICPC Office giving permission for placement to occur;
AND
- (b) This court shall retain jurisdiction over the child during the time the child is in Missouri until one of the following events occurs:
 - (1) the child is adopted; or
 - (2) the child reaches age of majority; or
 - (3) the child becomes self-supporting; or
 - (4) the Missouri ICPC Office gives written approval to the California Department of Social Services for the discharge of court jurisdiction over the child.

(signature of judge required)

(date)

NOTE: Missouri requires this agreement pursuant to Article III (c) of the Interstate Compact on the Placement of Children.