

March 26, 2007

S 1505. ADOPT NEW INTERSTATE COMPACT/CHILD PLACEMENT. Filed 3/26/07. *TO ADOPT A NEW INTERSTATE COMPACT FOR THE PLACEMENT OF CHILDREN.*

To be summarized in tomorrow's *Daily Bulletin*.

Intro. by Boseman.

GS 7B

March 27, 2007

S 1505. ADOPT NEW INTERSTATE COMPACT/CHILD PLACEMENT. Filed 3/26/07. *TO ADOPT A NEW INTERSTATE COMPACT FOR THE PLACEMENT OF CHILDREN.*

Provides for the adoption of the new Interstate Compact for the Placement of Children, and for the repeal of the existing compact in Article 38 of GS Chapter 7B, upon the adoption of the new compact by at least 35 other states. Effective date of the new law is the later of July 1, 2007, or enactment into law of the compact by not less than 35 states. The compact regulates the interstate placement of children by governmental and nongovernmental agencies and persons in order to ensure that children are placed in safe and suitable homes, to facilitate cooperation between persons and agencies in the involved states, and to allocate financial and other responsibility for the child's care.

The new compact is not substantially different from the existing compact except that it provides for the creation of the Interstate Commission for the Placement of Children to oversee and enforce compliance with the compact by member states. Significantly, the new commission will have authority to set time frames for the completion of procedures that must be completed before a child can be placed in another state, to enforce compliance with those time frames and other rules promulgated by the Commission, and to establish an administrative review procedure to resolve disagreements between involved states. The commission will consist of one representative from each member state, will have the specific powers and duties set out in the compact, and will have an executive committee to administer its day-to-day operations. Other duties include the responsibility to promulgate rules and take all actions necessary to effectuate the goals, purposes, and obligations of the compact, provide for dispute resolution between member states, issue advisory opinions concerning interpretation of the compact, collect standardized data concerning the interstate placement of children, and coordinate and provide training to officials involved in the interstate movement of children. The commission is authorized to levy and collect an annual assessment from each member state to cover operation costs.

The new compact clarifies the types of child placements subject to the compact, the treatment of children of persons in military service, the circumstances under which a state that has sent a child to another state may appropriately terminate jurisdiction with regard to the child, and the relationship between the compact and other uniform laws relating to the placement of children, including the Indian Child Welfare Act.

Provides that, if adopted, the compact will dissolve if membership in the compact is reduced to no more than one member state.

Intro. by Boseman.

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