

**NCJFCJ 67th ANNUAL CONFERENCE
JULY 18 - 21, 2004
Portland, Oregon**

No. 5

**RESOLUTION IN SUPPORT OF PASSAGE OF
ICPC CONGRESSIONAL LEGISLATION**

WHEREAS, the INTERSTATE COMPACT ON THE PLACEMENT OF CHILDREN (ICPC) has been adopted by all fifty states, the District of Columbia, and the U.S. Virgin Islands; and

WHEREAS, the ICPC has been found in many cases to cause delay in the placement of children with family members who live in another state from where the child currently resides, interstate adoptions, and placement in residential facilities in these other states; and

WHEREAS, the National Council of Juvenile and Family Court Judges on July 17, 1996, adopted a Resolution that supported improvements in the ICPC; and

WHEREAS, since the passing of that Resolution, problems continued to exist with the effective implementation of the ICPC and the understanding of the ICPC by judges, lawyers, and social workers who are involved with these cases; and

WHEREAS, the National Council of Juvenile and Family Court Judges and the American Bar Association, at their Annual Conferences in July and August 2003 adopted Resolutions supporting improvements in regard to the ICPC; and

WHEREAS, proposed federal legislation entitled the "Orderly and Timely Interstate Placement of Foster Children Act of 2004" has been introduced, which seeks to improve the ICPC process; that the proposed legislation, which is attached hereto, among other things (1) seeks to have the states expeditiously revise the ICPC to better serve the interests of children and reduce unnecessary paperwork (2) seeks to have ICPC home studies completed within 60 days of the receipt of the request in the receiving state either by the state agency or private provider (3) seeks to have the states make its decision concerning the interstate movement of the child in a timely manner (4) provides incentive monies for timely ICPC home studies performed by the states (5) provides mechanisms for timely registry checks for prospective placements (6) requires states to provide health and education records to any child who leaves foster care by reaching the age of majority under state law (7) allows courts access to parent locator services to locate parents in foster care or adoptive placement cases, and (8) requires states to notify foster parents, pre-adoptive parents, and relative caregivers of a child in foster care of any proceedings to be held with respect to the child; and

NCJFCJ General Business Meeting
July 21, 2004
Portland, OR
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WHEREAS, the National Council of Juvenile and Family Court Judges approves of the proposed legislation and encourages its passage by the Congress of the United States and enactment into law.

THEREFORE BE IT RESOLVED, that the National Council of Juvenile and Family Court Judges supports the proposed legislation and encourages its passage by the Congress of the United States and enactment into law.

Adopted this 21st day of July, 2004
By the Membership Assembled in Conference
In Portland, Oregon