

The subsidy agreement will be terminated unilaterally by the county agency when any one of the following occurs:

- The SPLC is no longer providing financial support for the child
- The SPLC is determined by the court to be no longer legally responsible for the child
- The SPLC request subsidy to stop
- The parent and the agency agree that the subsidy is no longer needed
- The child reaches age 18
- The death of the SPLC
- The death of the child

### Non-recurring Expenses

Federally-subsidized custodianship cases (Title IV-E) will be eligible for non-recurring expenses up to \$2000.

County agencies may not create policy that limits reimbursement of these expenses at a lower amount.

## Appeal Rights

Both the child and the parent have a right to appeal a decision that results in the following:

- A determination that the child is ineligible for subsidy
- A finding of ineligibility after a determination of eligibility
- A denial or reduction of services
- The termination or suspension of services

For more information contact:

**Together as Adoptive Parents, Inc.**

215.256.0669

215.513.2921 (fax)

taplink@comcast.net

www.taplink.org



# PLC Permanent Legal Custodian



*Together as Adoptive  
Parents, Inc.  
Providing support,  
guidance,  
and information to the  
adoption, and  
kinship community.*

## Child Eligibility Requirements:

- The child has been adjudicated dependent, or delinquent with SCR, cannot return home *and the goal of adoption has been ruled out.*
- The child, age 12 or older, refuses to consent to adoption and has participated in adoption prep counseling.
- A child must have lived or be living with the identified custodian for a total of six months, which need not be consecutive, prior to the ordering PLC.
- The child under the age of 12 for whom adoption prep counseling has been provided, but who remains opposed to adoption and the court has made the determination that adoption is not in the best interest of the child.

For more requirement see OCYF Bulletin 3130-10-02/3140-10-03

## PLC Rights and Duties:

- Once the custodian has been awarded legal custody of the child, the following are the parents rights and duties to the child:
  - Legal and physical custody
  - To determine the nature of care and treatment for the child
  - Abide by any visitation plan
  - Petition for child support from the parents in non-subsidized PLC
  - Make other decisions such as
    - Child's travel
    - Driver's license
    - Marriage
    - Enlistment in armed forces

## Subsidized Permanent Legal Custodianship SPLC

County agencies must negotiate a subsidy amount that will meet the child's needs and the SPLC circumstances

The amount cannot exceed the foster care maintenance

The subsidy agreement should be signed prior to Permanent Legal Custodianship and the SPLC parent should be given a copy of the agreement, including the process for requesting a change to the subsidy amount.

The subsidy agreement is a written, legally binding document, signed by the county agency director or designee and the SPLC parent. A copy of the parents appeal rights must accompany each agreement and any annual evaluation.