

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 custodian request subsidy to stop
- The parent and the agency agree that the subsidy is no longer needed
- The child reaches age 18 or 21 see below
- The death of the custodian
- The death of the child

**Please explain my child's eligibility for extension of adoption assistance beyond the age of 18?**

Due to the passage of Act 80 effective July 1<sup>st</sup>, 2012, adoptive families may be eligible to receive the monthly subsidy beyond the age of 18 to the age of 21.

If a child was 0-12 years of age at the execution of the adoption agreement, this child is not eligible for the subsidy extension.

If a child was at least 13 years of age and not yet 21 years of age at the execution of an adoption agreement, the child may be eligible for the extension. This child must meet at least one of the five extension criteria to receive the extension as follows:

The youth is completing their secondary education or equivalent credential;

The youth is enrolled in a post secondary educational or vocational training program;

The youth is participating in a program designed to promote employment and/or remove barriers to employment;

The youth is employed and works at least 80 hours a month; **or**

The youth has a documented medical or behavioral health issue preventing them from doing any of the above.

For more information contact:

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# PLC Permanent Legal Custodian



*Together as Adoptive  
Parents, Inc.  
Providing support,  
guidance,  
and information to the  
adoption, foster 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:
- To receive Non-Recurring Expense Reimbursement up to \$2000
- 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

### Services Available to PLC Families

- Case advocacy
- Respite
- Support groups

## 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 the process for requesting a change in the subsidy amount.