

SECOND REGULAR SESSION

HOUSE BILL NO. 1946

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE FRANZ.

Read 1st time January 31, 2008 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

4828L.01I

AN ACT

To repeal sections 453.072 and 453.073, RSMo, and to enact in lieu thereof two new sections relating to adoption subsidies.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 453.072 and 453.073, RSMo, are repealed and two new sections
2 enacted in lieu thereof, to be known as sections 453.072 and 453.073, to read as follows:

453.072. Any subsidies available to adoptive parents pursuant to section 453.073 and
2 section 453.074 shall also be available to a qualified relative of a child who is granted legal
3 guardianship of the child in the same manner as such subsidies are available for adoptive
4 parents[, including income restrictions as provided in subsection 4 of section 453.073]. As used
5 in this section "relative" means any grandparent, aunt, uncle, adult sibling of the child or adult
6 first cousin of the child.

453.073. 1. The children's division is authorized to grant a subsidy to a child in one of
2 the forms of allotment defined in section 453.065. Determination of the amount of monetary
3 need is to be made by the division at the time of placement, if practicable, and in reference to the
4 needs of the child, including consideration of the physical and mental condition, and age of the
5 child in each case; provided, however, that the subsidy amount shall not exceed the expenses of
6 foster care and medical care for foster children paid under the homeless, dependent and neglected
7 foster care program.

8 2. The subsidy shall be paid for children who have been in the care and custody of the
9 children's division under the homeless, dependent and neglected foster care program. In the case

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

10 of a child who has been in the care and custody of a private child-caring or child-placing agency
11 or in the care and custody of the division of youth services or the department of mental health,
12 a subsidy shall be available from the children's division subsidy program in the same manner and
13 under the same circumstances and conditions as provided for a child who has been in the care
14 and custody of the children's division.

15 3. Within thirty days after the authorization for the grant of a subsidy by the children's
16 division, a written agreement shall be entered into by the division and the parents. The
17 agreement shall set forth the following terms and conditions:

18 (1) The type of allotment;

19 (2) The amount of assistance payments;

20 (3) The services to be provided;

21 (4) The time period for which the subsidy is granted [shall not exceed one year. The
22 agreement can be renewed for subsequent years at the discretion of the director. All existing
23 agreements will have deemed to have expired one year after they were initially entered into], **if**
24 **such period is reasonably ascertainable;**

25 (5) The obligation of the parents to inform the division when they are no longer
26 providing support to the child or when events affect the subsidy eligibility of the child;

27 (6) The eligibility of the child for Medicaid.

28 [4. The subsidy shall only be granted to children who reside in a household with an
29 income that does not exceed two hundred percent of the federal poverty level or are eligible for
30 Title IV-E adoption assistance.]

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