



NEW JERSEY DEPARTMENT
OF CHILDREN AND FAMILIES

New Jersey Department of Children and Families Policy Manual

Manual:	NJAC	NJ Administrative Code Excerpts	Effective Date:
Title	10	Human Services	
Chapter	132A	Legal Guardianship	10/31/2008
Subchapter:	2	Services Provided	
Section	1	Types of services provided (N.J.A.C. 10:132A-2.1)	

§10:132A-2.1 Types of services provided

(a) The DYFS Legal Guardianship Subsidy Program:

1. Provides a maintenance payment that equals the rate paid for a child in resource family care, excluding any specialized rates, for each child approved for participation in the program; and
2. Ensures that each child approved for participation in the program has health care coverage through the Division or other sources available to the child.

(b) The program provides no maintenance payment or health care coverage for any time prior to the date of the award of kinship legal guardianship through the Kinship Legal Guardianship Act at N.J.S.A. 3B:12A-5.

(c) The Division shall renegotiate the amount of the maintenance payment to a maximum of \$ 250.00 per month for up to one year when:

1. A child in the program is living in a treatment facility;
2. The plan is to return the child to the relative at the conclusion of the treatment; and
3. The relative is actively participating in the child's treatment plan.

(d) The program does not provide placement-related activities, administrative activities or services other than those stated in (a) above from the Division. A child participating in the DYFS Legal Guardianship Subsidy Program is not subject to the placement review requirements of N.J.S.A. 30:4C-50 et seq. and N.J.A.C. 10:133H-3.

(e) These rules shall not be construed to negate a child's right to receive child protective services and child welfare services from the Division, as necessary to ensure the child's health and safety, based upon the Division representative's assessment of the needs of the child.

