

Foster Parent Rights Checklist
Make Sure You Know How to Exercise These Fundamental Federal Rights

- 1. Right to notice and opportunity to be heard in court and in related proceedings.**
Federal: 42 USC 671(a)(16), 42 USC § 675 (5)(G).
- 2. Right to a fair hearing before the state agency to any person whose claim for benefits is denied or is not acted upon with reasonable promptness.**
Federal: 42 USC 671(a)(12)
- 3. Right to periodic review of foster care standards to ensure they are reasonably in accord with reasonable national standards.**
Federal: 42 USC 671(a)(10), (11).
- 4. Right to periodic review of the adequacy and appropriateness of amounts paid as foster care maintenance and adoption payments.**
Federal: 42 USC 671(a)(11)
- 5. Right to be adequately prepared with the appropriate knowledge and skills to care for a prospective foster child and to be provided continuing preparation after placement.**
Federal: 42 USC 671(a)(24)
- 6. Right to a hearing for approved out of state family members whose adoption is delayed or denied.**
Federal: 42 USC 671(a)(23)(B)
- 7. Right to have amount of adoption assistance payments set by agreement of agency and adoptive parents.**
Federal: 42 USC 673(a)(3)
- 8. In a child abuse investigation, right to be advised of complaints and allegations.**
Federal: 42 USC 5106a (b)(2)(A)
- 9. Right not to be discriminated against in foster parenting or adoption on the basis of race, color, or national origin of either the foster parent or the child.**
Federal: 42 USC 671(a)(18)

Take Steps to See What Other Fundamental State Rights You May Have

- 1. Right to receive information about child before and during placement**
- 2. Right to contact attorneys, GALs, service providers, therapists, former foster parents, teachers, and other professionals to discuss the child**
- 3. Right to advocate for child without fear of retribution.**
- 4. Right to an adequate grievance procedure**
- 5. Right to provide input regarding child's case plan and permanency planning.**
- 6. Right to preference in placement and adoption**
- 7. Right to have assistance of an advocate when grievances arise**
- 8. Right to have 24/7 contact with a case manager.**