

*File  
Thompson*

October 10, 1956

Honorable Edward J. Patten  
Secretary of State  
State House  
Trenton, New Jersey

Dear Secretary Patten:

Enclosed herewith for filing are the following regulations of the State Board of Child Welfare of the Division of Welfare of this Department:

Regulation #2 (revised) Importation of Dependent Children;

Regulation #4 Responsibility for administration of activity contemplated by Revised Statutes, Title 9, Chapters 3 and 7, Title 30, Sections 30:1-14 through 30:1-17.

Very truly yours,

DEPARTMENT OF INSTITUTIONS AND AGENCIES

*John W. Tramburg*  
John W. Tramburg,  
Commissioner

JWT:14

cc - Mr. Robert Burkhardt, Executive Secretary to the Governor ✓  
Mr. Elmer V. Andrews, Director of Welfare  
Mrs. Elizabeth Feehan, Assistant to the Commissioner

DEPARTMENT OF INSTITUTIONS AND AGENCIES

Division of Welfare

New Jersey State Board of Child Welfare

REGULATION #2

ISSUED: 11/22/49

SUPPLEMENTED: 11/28/50

REVISED: 9/13/56

TITLE: Importation of Dependent Children.

SUBJECT: Procedures for Approval of Importation.

STATUTORY REFERENCE: Regulatory authority based upon R.S. 9:7-1  
as amended (see also R.S. 30:4C-4).

This regulation is issued pursuant to formal resolution of the Board of Managers of the State Board of Child Welfare adopted July 23, 1956, and of the State Board of Control of Institutions and Agencies adopted September 13, 1956.

J. E. Alloway  
Executive Director

Approved: October 10, 1956

by

John W. Crumburg



STATE OF NEW JERSEY  
Department of Institutions and Agencies  
Board of Child Welfare  
163 West Hanover Street  
Trenton 25, New Jersey

CW24-15  
8/56

RULES AND REGULATIONS PERTAINING TO THE BRINGING, SENDING, OR  
RECEIVING OF DEPENDENT CHILDREN INTO THE STATE OF NEW JERSEY  
(New Jersey Revised Statutes, Title 9, Chapter 7)

Statutory requirements with respect to the bringing of dependent children into the State of New Jersey (commonly referred to as "importation of children") are set forth in Revised Statutes, Title 9 Chapter 7, as most recently amended by Chapter 86, Laws of 1956. The following rules and regulations are adopted under the authority of R.S. 9:7-1, as amended, in order to facilitate compliance with statutory requirements.

1. GENERAL

The basic purpose of the law is to establish financial responsibility for any dependent child brought into New Jersey for purposes of placement. Approval for such placement as provided by this law can only be secured when application is made by a public or private agency of any State accredited in such State for the placement of children or by any person whose home is approved by any such agency for the placement of a child.

An approval when given under the conditions set forth in the statute and these regulations limits the financial responsibility for the support of the child. In all other cases the person, agency or association bringing, sending or receiving a child into this State for the purposes of placement thereby assumes full financial responsibility for the child until age 18.

The statute does not apply to children brought or received into New Jersey for purposes of placement in the home of a natural parent, parent by adoption, or grandparent since they are legally liable under the laws of New Jersey for the support of the child. Similarly, the statute does not apply to placement in the home of a brother, sister, aunt, uncle or stepparent when prior to the placement it has been approved by the Commissioner of Institutions and Agencies.

When approval is sought to the bringing or receiving of a child into New Jersey for purposes of adoption, there is a further requirement that the placement has been approved by an agency authorized to place children in New Jersey for purposes of adoption.

Inquiries relating to the bringing, sending or receiving of a child into New Jersey should normally be addressed to the New Jersey State Board of Child Welfare, 163 West Hanover Street, Trenton 25, New Jersey, which has been assigned responsibility for administration of the statutory provisions.



RULES AND REGULATIONS PERTAINING TO THE BRINGING, SENDING, OR  
RECEIVING OF DEPENDENT CHILDREN INTO THE STATE OF NEW JERSEY  
(New Jersey Revised Statutes, Title 9 Chapter 7)

2. APPLICATION

An application for the bringing, sending or receiving of a child into New Jersey shall be made in the form prescribed by the Department of Institutions and Agencies (Form CW14-66). The application form must be completed and signed by the agency, person or persons desiring to bring, send or receive the child into New Jersey. Applications and all other forms required, including copies of these rules and regulations, may be obtained from the Central Office or any district office of the New Jersey State Board of Child Welfare. (See appendix 1 for the list of addresses.)

3. FORMS TO ACCOMPANY APPLICATION

a. Health Certificate

The health certificate must be in the form prescribed by the Department of Institutions and Agencies (Form CW14-67). Completion of the health certificate and signing by a physician is the responsibility of the agency, person or persons desiring to bring, send or receive the child into New Jersey.

b. Social History of Child

The public or private agency applying for or sponsoring the bringing, sending or receiving of a child into New Jersey must provide a social history.

Agencies in and out of the state which have been approved by the Department of Institutions and Agencies to make adoption placements are not required to file complete social histories. In such cases, these agencies may state that they have determined the child to be a fit subject for the desired placement in New Jersey, and that the necessary social history is available in their files if desired.

The social history need not be in any prescribed form, but its content should be in substantial compliance with the outline prescribed by the Department of Institutions and Agencies (Form CW14-68).

c. Indemnity Bond

The indemnity bond must be in the form prescribed by the Department of Institutions and Agencies (Form CW14-70); must be in the amount of \$1000, secured by a corporate surety; and must be filed in all cases, except as exemption is granted in these regulations, before consent and approval to the bringing, sending or receiving of the child can be given. The applicant or applicants and the child named in the bond must be the same as those appearing on the application. The effectiveness of the indemnity bond must be maintained until the child reaches the age of 18, is adopted, or is removed from the state; and upon the happening of any of these circumstances the bond will be cancelled.



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(New Jersey Revised Statutes Title 9 Chapter 7)

d. License or Approval from Other State

Whenever the state from which the child is being removed requires a license or approval for deportation as a matter of state law or policy, then such license or approval must be obtained as a supplement to the application. The obtaining of such license or approval is the responsibility of the applicant. Those states which require or grant licenses or approvals for deportation of children will be made known upon inquiry to the New Jersey State Board of Child Welfare.

4. EXCEPTIONS

a. Blanket Consents

The Commissioner of Institutions and Agencies is authorized to issue blanket consents and approvals to public or private agencies of other states, which are accredited in their respective states. Such blanket consents and approvals will be limited to agencies which send children into New Jersey from time to time for temporary placement incident to vacation or health care.

b. Blanket Indemnity Bonds

The Commissioner of Institutions and Agencies is authorized to approve the filing of blanket indemnity bonds by accredited public or private agencies of other states which place children in New Jersey from time to time.

c. Interstate Agreements

The Commissioner of Institutions and Agencies is authorized to enter into agreements with public welfare departments or similar bodies of other states, which agreements may serve in lieu of the filing of an indemnity bond. Such agreements may also serve in lieu of other documents including formal consent.

d. Maternity Homes

It is recognized that institutions in the nature of maternity homes which are located in the State of New Jersey are frequently called upon to provide service for persons whose normal place of residence or domicile is outside of the state. For the purpose of these rules and regulations, the term "maternity home" shall apply to charitable institutions established for the purpose of providing service for unmarried mothers during the period of confinement.

In the administration of statutory requirements as set forth in Revised Statutes Title 9 Chapter 7, the following rules and regulations shall apply to maternity homes:

- 1.) Regularly established maternity homes shall not be considered subject to such statutory requirements to the extent that they shall not be required to file indemnity bonds with respect to unmarried mothers under 18 who enter New Jersey from other states to receive services provided by such maternity homes. To the same extent, such maternity homes shall not be required to file indemnity bonds with respect to babies who are born to such unmarried mothers during the period of confinement at such maternity homes.



RULES AND REGULATIONS PERTAINING TO THE BRINGING, SENDING, OR  
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(New Jersey Revised Statutes Title 9, Chapter 7)

4. d. (conc.)

2.) When any babies as described in paragraph 1.) hereof, are made the subject of plans for placement in New Jersey in a home other than that established by the mother, such maternity homes, prior to the release of the baby for placement, shall assure that the persons or agencies arranging such placement comply with the terms of the above cited statute to the same extent as required in the case of dependent children received into New Jersey by persons other than legally responsible relatives.

5. APPROVAL OF PLACEMENT IN HOMES OF CERTAIN NON-LEGALLY RESPONSIBLE RELATIVES.

A brother, sister, aunt, uncle, or stepparent may secure exemption from financial responsibility for a child brought, sent or received into New Jersey for placement in their home by securing prior approval of the Commissioner of Institutions and Agencies upon review of the social and financial situation. In order to secure approval the forms for application, health certificate and social history as described above will be utilized but no bond will be required.

6. PRIOR REGULATIONS

These rules and regulations repeal previous rules and regulations approved by the New Jersey State Board of Control of Institutions and Agencies on November 22, 1949, and supplement 1 thereto approved by the New Jersey State Board of Control of Institutions and Agencies on November 28, 1950 and January 22, 1952.

New Jersey  
State Board of Child Welfare  
Location of Offices

Central Office:

163 West Hanover Street  
Trenton 25, New Jersey

District Offices:

119 Newkirk Street  
Jersey City 6, New Jersey

East Commerce and Walnut Streets  
Bridgeton, New Jersey

413 South Broadway  
Camden 3, New Jersey

1516 Atlantic Avenue  
Atlantic City, New Jersey

19 South Union Street  
Elizabeth 4, New Jersey

Administrative Building  
Hackensack, New Jersey

Park Square Building  
Morristown, New Jersey

75 Paterson Street  
New Brunswick, New Jersey

Room 109 - Newark Center Building  
1100 Raymond Boulevard  
Newark 5, New Jersey

35 Church Street  
Paterson 1, New Jersey

141 Bodman Place  
Red Bank, New Jersey

600 Artisan Street  
Trenton, New Jersey



DEPARTMENT OF INSTITUTIONS AND AGENCIES

Division of Welfare

New Jersey State Board of Child Welfare

REGULATION #4

ISSUED: 9/13/56

TITLE: Delegation of Administrative Responsibility.

SUBJECT: Responsibility for administration of activity contemplated by Revised Statutes, Title 9, Chapters 3 and 7, Title 30, Sections 30:1-14 through 30:1-17.

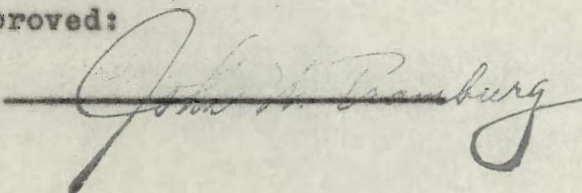
STATUTORY REFERENCE: Delegations authorized by R.S. 30:4C-4.

This regulation is issued pursuant to formal resolution of the State Board of Control of Institutions and Agencies adopted September 13, 1956.

J. E. Alloway  
Executive Director

Approved:

by





## RESOLUTION

WHEREAS, through resolutions previously adopted by this body, certain delegations and assignments of authority have been made to the State Board of Child Welfare with respect to powers and duties established by statutes making direct reference to the Department of Institutions and Agencies, the Commissioner of Institutions and Agencies, and the State Board of Control of Institutions and Agencies; and

WHEREAS, the provisions of Chapter 138, New Jersey Laws of 1951, have further specified and clarified the delegation and assignment of such powers and duties to the State Board of Child Welfare, an agency in said Department;

NOW, THEREFORE, BE IT RESOLVED that, in consideration of the provisions of the said Chapter 138, New Jersey Laws of 1951, Section 4, Subsections (b), (c) and (d), becoming effective January 1, 1952, there is hereby delegated and assigned to the State Board of Child Welfare, on and after January 1, 1952, responsibility for, and performance of the following functions:

- a. approval of agencies, within and without the State of New Jersey, as qualified to place children for adoption in New Jersey, as provided for in Chapter 264, New Jersey Laws of 1953, as amended and supplemented, with further responsibility for and direction of any facility established or to be established for the purpose of proper performance of this function;
- b. granting, executing and issuing consents and approvals for the bringing of dependent children into the State of New Jersey, as provided for in Revised Statutes, Title 9, Chapter 7, as amended and supplemented, with specific authority to:
  - (1) prescribe, subject to the approval of the Commissioner of Institutions and Agencies, the proper nature and content of applications, bonds and all other forms which may be necessary for the administration of such statutory provisions;
  - (2) prescribe and receive such reports as may be deemed necessary and proper, from any persons, corporations, associations or institutions bringing, sending or receiving dependent children into New Jersey;
  - (3) negotiate with public and private agencies with respect to blanket consents for approvals, blanket indemnity bonds and agreements, as prescribed by such statutory provisions;
- c. inspection of such institutions and non-institutional agencies as are performing services exclusively for children or unmarried mothers as listed in Revised Statutes, Title 30, Chapter 1, Sections 30:1-14 through 30:1-16, as amended and supplemented, with incidental consultant functions related thereto; and

BE IT FURTHER RESOLVED that in the performance of the above named functions the State Board of Child Welfare shall act in the name of the Department of Institutions and Agencies, or the Commissioner of the Department of Institutions and Agencies, as the specific designation



RESOLUTION

2.

may appear in the statutes concerned, but such performance by the State Board of Child Welfare shall be executed without necessity of further referral or approval beyond that granted in this resolution; and

BE IT FURTHER RESOLVED that in the performance of the above functions the State Board of Child Welfare, subject to the approval of the State Board of Control of Institutions and Agencies, may promulgate rules and regulations necessary to such performance which are consistent with the statutes establishing the functions concerned; and

BE IT FURTHER RESOLVED that the transmission of a copy of this resolution by the Commissioner of Institutions and Agencies to the Executive Director of the State Board of Child Welfare shall be deemed a proper redelegation and re-assignment of powers, duties and responsibilities to the State Board of Child Welfare in the manner and to the extent contemplated by Chapter 138, New Jersey Laws of 1951.