

ASSEMBLY WOMEN AND CHILDREN COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 1034

with committee amendments

STATE OF NEW JERSEY

DATED: JUNE 9, 2022

The Assembly Women and Children Committee reports favorably and with committee amendments Senate Bill No. 1034 (1R).

As amended by the committee, this bill establishes the “New Jersey Siblings’ Bill of Rights.” Based on a document drafted by the Department of Children and Families’ Youth Council, comprising of 24 young New Jerseyans with experience in the child welfare system, this bill amends the current law on child’s rights and specifically establishes the following rights for siblings who have been placed in a resource family or a congregate care setting: to be placed in the closest proximity possible to other siblings who are not in out-of-home placement or if placement together is not possible, when it is in the best interests of the child; to be allowed to participate in the permanency planning decisions of the child’s siblings, as age and developmentally appropriate, and to have the child’s recommendations and wishes in this regard documented in the case record, in the words written, or otherwise expressed by the sibling when possible; to know or be made aware of expectations for continued contact with the child’s siblings after an adoption or transfer of permanent physical and legal custody to a caregiver as defined in section 2 of P.L.2001, c.250 (C.3B:12A-2); to be promptly informed about changes in sibling placements or permanency planning goals; to be actively involved in the lives of the child’s siblings, including planning and attending celebrations, birthdays, holidays, graduations, and other meaningful milestones, to the greatest extent possible; to have access to a phone or computer that allows for virtual visits between or when face-to-face visits are not feasible; to not have sibling visits, including phone calls and virtual visits, be denied as a result of behavioral consequences when residing in a resource family home or congregate care setting; and to be provided updated contact information for all siblings at least annually, including a current telephone number, address, and email address, unless not in the best interests of one or more siblings.

For the purposes of the bill, section 2 of P.L.2001, c.250 (C.3B:12A-2) defines “caregiver” to mean a person over 18 years of

age, other than a child's parent, who has a kinship relationship with the child and has been providing care and support for the child, while the child has been residing in the caregiver's home, for either the last six consecutive months or nine of the last 15 months. "Caregiver" includes a resource family parent as defined in section 1 of P.L.1962, c.136 (C.30:4C-26.4).

COMMITTEE AMENDMENTS:

The committee amendments make technical changes to address grammatical issues.