

Placements Outside of Virginia

This section lists the statutory requirements regarding placement of youth outside of the Commonwealth of Virginia.

Interstate Compact

The Interstate Compact of the Commonwealth of Virginia provides the means to cooperate with other states in the interstate placement of children [COV 63.2-1000](#)

- 1) "Each child requiring placement shall receive the maximum opportunity to be placed in a suitable environment and with persons or institutions having appropriate qualifications and facilities to provide a necessary and desirable degree and type of care.
- 2) "The appropriate authorities in a state where a child is to be placed may have full opportunity to ascertain the circumstances of the proposed placement, thereby promoting full compliance with applicable requirements for the protection of the child.
- 3) "The proper authorities of the state from which the placement is made may obtain the most complete information on the basis of which to evaluate a projected placement before it is made.
- 4) Appropriate jurisdictional arrangements for the care of children will be promoted."

Commissioner's Consent

"Any child-placing agency, licensed pursuant to Subtitle IV (§ [63.2-1700](#) et seq.), local board or court that takes or sends, or causes to be taken or sent, any resident child out of the Commonwealth for the purpose of an interstate or intercountry placement shall comply with the appropriate provisions of the Interstate Compact on the Placement of Children (§ [63.2-1000](#) et seq.) or shall first obtain the consent of the Commissioner, given in accordance with regulations of the Board relating to resident children so taken or sent out of the Commonwealth." [COV 63.2-1105](#)

Placement by Local School Divisions

"The Code of Virginia requires that "all placements of children with disabilities facilitated by a local school division in an out of state education facility shall be processed through the Interstate Compact on the Placement of Children." [COV 22.1-218.1](#)

Placement by the Department of Juvenile Justice

The Code of Virginia requires the Department of Juvenile Justice to comply with the provisions of the compact for all youth placed outside of the Commonwealth. [COV 16.1-286](#), [COV 63.2-1000](#), and [COV 63.2-1105](#)

Interstate Placement of Children

The Interstate Compact on the Placement of Children applies to all children and families served by the Comprehensive Services Act for At Risk Youth and their Families. The purpose of participation in the Interstate Compact is to ensure that children are appropriately placed and educated. The Compact process is not an approval procedure related to an Individual Education Plan; rather it serves to ensure the protection of a child.. The Department of Social Services administers the Interstate Compact, including the Commissioner's Consent, in Virginia. For more information, go to:

[ICPC Information](#)

or contact:
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