



104-2 Protective Payee

References:	ARM 37.78.423
Overview:	<u>GENERAL RULE</u> —A protective payee is an individual, other than the specified caretaker relative, who manages the family's benefits for the purpose of safeguarding the health and welfare of the child(ren).
PROTECTIVE PAYEE NECESSITY	<p>An employee of the Child and Family Services Division determines a protective payee is necessary when the caretaker relative has clearly demonstrated an unwillingness or inability to use the family's assistance payments to meet the basic needs of the minor children in the household.</p> <p>The participant must receive timely notice regarding the use of a protective payee.</p>
REVIEW OF PROTECTIVE PAYEE	<p>A review with a CFSD employee to determine the need for continuation of a protective payee must be made at least every six (6) months or sooner if circumstances indicate the necessity of a more frequent review. When it appears the need for a protective payee may continue beyond two (2) years, judicial appointment of a legal representative will be sought by the Child Protective Services worker. The protective payment will cease when the appointment is made.</p> <p>A protective payee may only be issued benefits via a warrant.</p>
Date Revised	January 1, 2007