

## REGULATORY AGENDA – JANUARY 15, 2008

### Agency Name and Address:

Rhode Island Department of Children, Youth and Families  
101 Friendship Street  
Providence, RI 02903-3716

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### **PART I - Rules Promulgated *JUNE 16, 2007 through JANUARY 15, 2008:***

<b>Title/Subject Area</b>	<b>Effective Date</b>	<b>Filed</b>
Services to Youth Ages 18 - 21	July 30, 2007	7-30-07 Emergency 120 day ERLID 4733
Family Child Care Home Regulations for Licensure	September 27, 2007	9-7-07 ERLID 4349
Family Group Child Care Home Regulations for Licensure	September 27, 2007	9-7-07 ERLID 4350
Services to Youth Ages 18 - 21	November 27, 2007	10-17-07 Emergency 90-day renewal ERLID 4907

**PART II - Expected Rule-making Activity *JANUARY 16, 2008 through JUNE 15, 2008:***

Type Filing	Title/Subject Area	Objective	Legal Basis	Anticipated Schedule	Agency Contact	Interested Parties
Adoption	Services to Youth Ages 18 - 21	Establish process for the delivery of appropriate mental health services to children with serious emotional disturbance and/or functional developmental disabilities as defined in RIGL 42-72-5 and the provision of aftercare services and supports to youth between the ages of 18 through 21 who were formerly in foster care.	42-35; 42-72-5(12)	Advertised 12-7-2007, Public Hearing Held 1-8-08. Intend to file by 2-7-08.	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Amendment	Adoption	Include Federal criminal and child abuse and neglect registry check requirements and provision that in-State and out-of-State adoption resources must be considered. Also reflect that RIGL 15-7-2.1 requires a pre-adoption report be submitted to prospective adoptive parents by DCYF or the licensed child placement agency that is placing a child for adoption.	42-35; 42-72-5(12); 15-7	Intend to advertise by 3/01/08	Dorothy Hultine - 528-3581	Families , advocacy groups and other State agencies
Amendment	Adoption Subsidy	Comply with Federal mandate that adoption subsidy payments will terminate when a child reaches the age of eighteen (18).	42-35; 42-72-5(12); 15-7-25	Intend to advertise by 3/01/08	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Amendment	Clearance of Agency Activity	Comply with Federal mandates relating to in-State and out-of-State child abuse and neglect registry checks on prospective foster or adoptive parents and adult household members. Reflect existing regulations and current practice requiring DCYF clearances for operators and employees, applying for positions that involve supervisory or disciplinary power or routine contact	42-35; 42-72-5(12)	Intend to advertise by 3/01/08	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies

		with children without the presence of other employees, of community based programs, which are required to be licensed or certified by the Department and for operators and employees during renewal of licensing process. Provide that DCYF involvement is reviewed and based upon such review, an individual with DCYF involvement, even if not automatically disqualifying, may be denied working or serving in a role subject to a DCYF clearance if it is determined that the conduct of the individual impacts upon the fitness and suitability of the individual.				
Amendment	Family Assessment	Amend, incorporate and supersede the Family Assessment, Service Plan and Assessment of Risk policies into a Comprehensive Assessment and Service Planning rule to reflect how DCYF comprehensively assesses each child and family receiving services from initial contact through case closure.	42-35; 42-72-5(12)	Intend to advertise by 3/01/08	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Amendment	Criminal Records Check	Reflect Federal law requiring nationwide criminal checks, including fingerprinting, for prospective foster & adoptive parents.	42-35; 42-72-5(12)	Intend to advertise by 3/01/08	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Amendment	Family Services Worker/Client Contact	Comply with Federal mandates relating to caseworker visits for children residing in foster care in-State and out-of-State placements.	42-35; 42-72-5(12)	Intend to advertise by 3/01/08	Dorothy Hultine - 528-3581	Families advocacy groups and other State agencies
Amendment	Foster Care Review	Ensure that DCYF review process addresses the consideration of both in-State and out-of-State permanent placement options.	42-35; 42-72-5(12)	Intend to advertise by 3/01/08	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Amendment	Interstate Compact on the Placement of Children (ICPC)	Provide for the safe and timely placement of children into permanent homes across State lines, in accordance with Federal law.	42-35; 42-72-5(12)	Intend to advertise by 3/01/08	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies

Amendment	Kinship Care	Reflect current procedures for the preliminary assessment of a kinship home when an emergency placement is made pending licensure.	42-35; 42-72-5(12)	Intend to advertise by 3/01/08	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Amendment	Obtaining Custody of Child Through the Dependent / Neglected / Abused Petition	Reflect Federal requirement that child be consulted, in an age-appropriate manner, during permanency hearing regarding proposed permanency or transition plan and that the permanency hearing address whether DCYF has made reasonable efforts to finalize child's permanency plan, considering in-State and out-of-State permanent placement options.	42-35; 42-72-5(12)	Intend to advertise by 3/01/08	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Amendment	Child Care Regulations	Update residential child care regulations to reflect current state and federal law and good practice.	42-35; 42-72-5(12); 42-72.1	Intend to advertise by 3/01/08	Dorothy Hultine - 528-3581	Child care providers, advocacy groups and other State agencies
Amendment	Medical Assistance Application	Update to reflect federal requirement that citizenship and immigration status is verified for children in foster care and rename as Federal Benefits for Children in DCYF Care.	42-35; 42-72-5(12)	Intend to advertise by 3/01/08	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Amendment	The Indian Child Welfare Act	Reflect current state and federal law and good practice.	42-35, 42-72-5(12)	Intend to advertise by 3/01/08	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Adoption	Locating and Engaging Absent Parents	Establish procedures for staff to identify, locate and engage absent parents and potential relative resources.	42-35; 42-72-5(12)	Intend to advertise by 3/01/08	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Adoption	DCYF Employees as Foster and Adoptive Parents	Establish procedures for DCYF staff to become foster and adoptive parents in accordance with good practice.	42-35; 42-72-5(12)	Intend to advertise by 6/01/08	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Adoption	Guardianship	Establish rule, in compliance with State and Federal law and good practice that recognizes Legal Guardianship as an important permanency option for children when neither family reunification nor termination of parental rights and adoption best serve the permanency needs of the child.	42-35; 42-72-5(12); 40-11-12; 40-11-12.2; 40-11-12.3	Intend to advertise by 6/01/08	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies

