

REGULATORY AGENDA – JUNE 15, 2007

Agency Name and Address:

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

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

No rules were promulgated during this time frame.

PART II - Expected Rule-making Activity *JUNE 16, 2007 through JANUARY 15, 2008:*

Type Filing	Title/Subject Area	Objective	Legal Basis	Anticipated Schedule	Agency Contact	Interested Parties
Amendment	Adoption	Amend existing rule to 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 amend to 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 8/01/07	Dorothy Hultine - 528-3581	Families involved with DCYF, advocacy groups and other State agencies
Amendment	Adoption Subsidy	Amend existing rule to comply with Federal mandate that adoption subsidy payments will terminate when a child reaches the age of eighteen (18) unless the adoption assistance agreement provides that adoption assistance may be provided until the child is twenty-one (21) years of age because the child has a severe, pre-existing physical, mental or emotional disability or physical condition which is unlikely to change.	42-35; 42-72-5 (12); 15-7-25	Intend to advertise by 8/01/07	Dorothy Hultine - 528-3581	Families involved with DCYF, advocacy groups and other State agencies

Amendment	Clearance of Agency Activity	Amend existing rule to 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. Reflects existing regulations and current practice requiring DCYF clearances for operators and employees, applying for positions that involve supervisory or disciplinary power or involve routine contact with a child or 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/certification processes. Also provides that DCYF involvement will be reviewed and based upon such review, an individual with a history of DCYF involvement that is not automatically disqualifying may be denied working or serving in a role subject to a DCYF records clearance if it is determined that the conduct of the applicant impacts upon the fitness and suitability of the individual.	42-35; 42-72-5 (12)	Intend to advertise by 8/01/07	Dorothy Hultine - 528-3581	Families involved with DCYF, advocacy groups and other State agencies
Amendment	Family Assessment	Amend existing rule to reflect current state and federal law and good practice.	42-35; 42-72-5 (12)	Intend to advertise by 8/01/07	Dorothy Hultine - 528-3581	Families involved with DCYF, advocacy groups and other State agencies
Amendment	Service Plan	Amend existing rule to 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 the child's permanency plan, considering in-State and out-of-State permanent placement options.	42-35; 42-72-5 (12)	Intend to advertise by 8/01/07	Dorothy Hultine - 528-3581	Families involved with DCYF, advocacy groups and other State agencies

Amendment	Assessment of Risk	Amend existing rule to reflect current state and federal law and good practice.	42-35; 42-72-5 (12)	Intend to advertise by 8/01/07	Dorothy Hultine - 528-3581	Families involved with DCYF, advocacy groups and other State agencies
Amendment	Criminal Records Check	Amend existing rule to reflect that Federal law now requires nationwide criminal records check, including fingerprinting, for prospective foster and adoptive parents.	42-35; 42-72-5 (12)	Intend to advertise by 8/01/07	Dorothy Hultine - 528-3581	Families involved with DCYF, advocacy groups and other State agencies
Amendment	Family Services Worker/Client Contact	Amend existing rule to 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 8/01/07	Dorothy Hultine - 528-3581	Families involved with DCYF, advocacy groups and other State agencies
Amendment	Foster Care Review	Amend existing rule to ensure that the 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 8/01/07	Dorothy Hultine - 528-3581	Families involved with DCYF, advocacy groups and other State agencies
Amendment	Interstate Compact on the Placement of Children (ICPC)	Amend existing rule to 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 8/01/07	Dorothy Hultine - 528-3581	Families involved with DCYF, advocacy groups and other State agencies
Amendment	Kinship Care	Amend existing rule to 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 8/01/07	Dorothy Hultine - 528-3581	Families involved with DCYF, advocacy groups and other State agencies
Amendment	Obtaining Custody of Child Through the Dependency / Neglect / Abused Petition	Amend existing rule to 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 the child's permanency plan, considering in-State and out-of-State permanent placement options.	42-35; 42-72-5 (12)	Intend to advertise by 8/01/07	Dorothy Hultine - 528-3581	Families involved with DCYF, advocacy groups and other State agencies
Amendment	Residential Child Care Regulations	Amend existing regulations to reflect current state and federal law and good practice.	42-35; 42-72-5 (12); 42-72.1	Intend to advertise by 8/01/07	Dorothy Hultine - 528-3581	Child care providers and advocacy groups; other State agencies

Amendment	Federal Benefits for Children in DCYF Care	Amend rule, formerly entitled Medical Assistance Application , to reflect federal requirement that citizenship and immigration status is verified for children in foster care.	42-35; 42-72-5 (12)	Intend to advertise by 8/01/07	Dorothy Hultine - 528-3581	Families involved with DCYF, advocacy groups and other State agencies
Adoption	Locating and Engaging Absent Parents	New policy outlines procedures for staff to identify, locate and engage absent parents and potential relative resources.	42-35; 42-72-5	Intend to advertise by 8/01/07	Dorothy Hultine - 528-3581	Families involved with DCYF, advocacy groups and other State agencies
Amendment	Family Day Care Home Regulations	Amend existing regulations to reflect current state and federal law and good practice.	42-35; 42-72-5 (12); 42-72.1	Expect to file by 9/01/07	Dorothy Hultine - 528-3581	Day care providers and advocacy groups; other State agencies
Amendment	Family Group Day Care Home Standards for Licensure	Amend existing regulations to reflect current state and federal law and good practice.	42-35; 42-72-5 (12); 42-72.1	Expect to file by 9/01/07	Dorothy Hultine - 528-3581	Day care providers and advocacy groups; other State agencies
Amendment	Intake Process – New Cases Resulting from Completed or Pending Child Abuse/Neglect Investigations	Amend existing rule to reflect current state and federal law and good practice.	42-35; 42-72-5	Intend to advertise by 10/1/07	Dorothy Hultine - 528-3581	Families involved with DCYF, advocacy groups and other State agencies
Amendment	Intake Process – Child Welfare (Non Child Abuse/Neglect) Matters	Amend existing rule to reflect current state and federal law and good practice.	42-35; 42-72-5	Intend to advertise by 10/1/07	Dorothy Hultine - 528-3581	Families involved with DCYF, advocacy groups and other State agencies
Adoption	DCYF Employees as Foster and Adoptive Parents	Amend rule to reflect current state and federal law and clarify that the Department encourages employees to become foster parents in accordance with good casework practice.	42-35; 42-72-5	Intend to advertise by 10/1/07	Dorothy Hultine - 528-3581	Families involved with DCYF, advocacy groups and other State agencies
Adoption	Guardianship	Adopt rule to reflect current state and federal law and good practice. The Department 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 10/1/07	Dorothy Hultine - 528-3581	Families involved with DCYF, advocacy groups and other State agencies