

REGULATORY AGENDA – June 15, 2009

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, 2009 through June 15, 2009:*

ERLID	Type Filing	Title	Effective Date
5468	Adoption	Family Care Community Partnership (FCCP) Practice Standards	June 1, 2009

PART II - Expected Rule-making Activity January 16, 2009 through June 15, 2009:

Type Filing	Title/Subject Area	Objective	Legal Basis	Anticipated Schedule	Agency Contact	Interested Parties
Amendment	Licensing of Foster Care Homes	Reflect current State and federal law and good practice.	42-35; 42-72-5(12); 14-1-34; 42-72.1	Advertised on 1/28/09, intend to file on 7/1/09	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	Advertised on 1/28/09, intend to file on 7/1/09	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Amendment	Adoption Subsidy	Reflect current State and federal law and good practice.	42-35; 42-72-5(12); 15-7-25	Advertised on 1/28/09, intend to file on 7/1/09	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Amendment	Clearance of Agency Activity	Comply with federal mandates relating to child abuse and neglect registry checks and reflect existing State regulations and current practice requiring DCYF clearances for operators and employees of community based programs which are required to be licensed or certified by the Department.	42-35; 42-72-5(12)	Advertised on 1/28/09, intend to file on 7/1/09	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies

Amendment	Comprehensive Assessment and Service Planning Rename of rule: 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)	Advertised on 1/28/09, intend to file on 7/1/09	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)	Advertised on 1/28/09, intend to file on 7/1/09	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Amendment	Worker/Client Contact Rename of rule: 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)	Advertised on 1/28/09, intend to file on 7/1/09	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Amendment	Child Fatality and Near Fatality Response Rename of rule: Child Fatality Response	Provide for the disclosure of information relating to a child fatality or near fatality in accordance with the Child Abuse Prevention and Treatment Act (CAPTA), as amended, P.L. 104-235 (42 USC 5106a). CAPTA requires the Department to develop guidelines which allow for public disclosure of the findings or information about the case of child abuse or neglect that has resulted in a child fatality or near fatality.	42-72-8	Advertised on 1/28/09, intend to file on 7/1/09	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies

Amendment	Transfer and Dual Supervision of Youth by Juvenile Probation and Family Services	Clarify roles and responsibilities of DCYF Juvenile Probation and Family Services staff relating to the transfer and dual supervision of Youth.	42-35; 42-72-5	Advertised on 1/28/09, intend to file on 7/1/09	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)	Advertised on 1/28/09, intend to file on 7/1/09	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Amendment	Kinship Care	Reflect changes in federal and State law relating to background checks and current procedures for the preliminary assessment of a kinship home when an emergency placement is made pending licensure.	42-35; 42-72-5(12)	Advertised on 1/28/09, intend to file on 7/1/09	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)	Advertised on 1/28/09, intend to file on 7/1/09	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies

Amendment	Federal Benefits for Children in DCYF Care Rename of rule: Medical Assistance Application	Reflect federal requirement that citizenship and immigration status is verified for children in foster care.	42-35; 42-72-5(12)	Advertised on 1/28/09, intend to file on 7/1/09	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Amendment	Implementing the Indian Child Welfare Act Rename of rule: The Indian Child Welfare Act	Reflect current State and federal law and good practice.	42-35, 42-72-5(12)	Advertised on 1/28/09, intend to file on 7/1/09	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Adoption	Locating and Engaging Absent Parents	Establish procedures to assist staff in identifying, locating and engaging absent parents and potential relative resources.	42-35; 42-72-5(12)	Advertised on 1/28/09, intend to file on 7/1/09	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 8/1/09	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Adoption	Legal Guardianship and Kinship Guardianship Assistance	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 8/1/09	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Amendment	Administrative Review Rename of rule: Foster Care Review	Ensure that the DCYF administrative 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 8/1/09	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies

Amendment	DCYF Referral to Family Care Community Partnership (FCCP) Rename of rule: Comprehensive Emergency Services	Provide guidance to DCYF staff regarding referral process to FCCP for families with children and youth who are at risk for abuse and neglect, who have serious emotional disturbance (SED) and/or who are returning to community after completing a sentence to the RI Training School.	42-35; 42-72-5	Intend to advertise by 8/1/09	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Amendment	Collaboration Between DCYF and DHS to Improve Services to Dual System families	Reflect how the Departments will collaborate on the delivery of casework services and coordinate activities required of parents in their DHS Employment Plans and DCYF Service Plans.	42-35, 42-72-5(12)	Intend to advertise by 8/1/09	Dorothy Hultine - 528-3581	Families, advocacy groups and other State agencies
Amendment	Residential Child Care Regulations Rename of rule: Child Care Regulations	Reflect current State and federal law and good practice.	42-35; 42-72-5(12); 42-72.1	Intend to advertise by 9/01/09	Dorothy Hultine - 528-3581	Child care providers, advocacy groups and other State agencies