

<b>Policy Title:</b>	CANS Screening and Enhanced Supervision – OAR		
<b>Policy Number:</b>	I-B.1.6 413-020-0200 thru 0255		<b>Effective Date:</b> 1-15-13

Approved By: *on file*

Date Approved:

Policy

Forms, etc.

Definitions

References

Contact

History

## Reference(s):

- ORS 418.005  
<http://www.leg.state.or.us/ors/418.html>
- DHS 9601, Child and Adolescent Needs and Strengths (CANS) Ages birth through 5  
<https://apps.state.or.us/Forms/Served/de9601.pdf>
- DHS 9602, Child and Adolescent Needs and Strengths (CANS) Ages 6 through 20  
<https://apps.state.or.us/Forms/Served/de9602.pdf>

## Form(s):

- CF 984, Physical Restraint Incident Report  
[http://dhsresources.hr.state.or.us/WORD\\_DOCS/CE0984.doc](http://dhsresources.hr.state.or.us/WORD_DOCS/CE0984.doc)
- CF 985, Incident Report  
[http://dhsresources.hr.state.or.us/WORD\\_DOCS/CE0985.doc](http://dhsresources.hr.state.or.us/WORD_DOCS/CE0985.doc)
- CF 994, Supervision Plan  
[http://dhsresources.hr.state.or.us/WORD\\_DOCS/CE0994.doc](http://dhsresources.hr.state.or.us/WORD_DOCS/CE0994.doc)

## Rules:

### **413-020-0200**

#### **Purpose**

The purpose of these rules (OAR 413-020-0200 to 413-020-0255), is to describe the responsibilities of the Department to --

- (1) Identify the supervision needs of a *child* or *young adult* in substitute care with a *certified family*;
- (2) Develop a *supervision plan* describing the actions and activities provided by a *certified family*, the Department, and other individuals to meet the *child* or young adult's need for *enhanced supervision*;

- (3) Describe the responsibilities of the *certified family* and the Department when *physical restraint* is used;
- (4) Monitor the completion of behavior and crisis management training when *physical restraint* is included in a *child* or young adult's *supervision plan*; and
- (5) Conduct a *CANS screening* during the negotiation of *guardianship assistance* pursuant to OAR 413-070-0900 through 413-070-0974 or negotiation of adoption assistance pursuant to OAR 413-130-0000 through 413-130-0130.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.005

### **413-020-0210**

#### **Definitions**

The following definitions apply to OAR 413-020-0200 to 413-020-0255:

- (1) "Adoption assistance agreement" means a written agreement, binding on the parties to the agreement, between the Department and the *pre-adoptive family* or *adoptive family* of an eligible *child* or *young adult*, setting forth the assistance the Department is to provide on behalf of the *child* or *young adult*, the responsibilities of the *pre-adoptive family* or *adoptive family* and the Department, and the manner in which the agreement and amount of assistance may be modified or terminated.
- (2) "Adoptive family" means an individual or individuals who have legalized a parental relationship to the *child* through a judgment of the court.
- (3) "BRS" means Behavior Rehabilitation Services, a Medicaid funded program that provides behavioral intervention, counseling, or skill building services in a professional, shelter, or residential (including therapeutic foster care formerly referred to as proctor care) placement setting.
- (4) "CANS screener" means an individual, who performs CANS screenings under the supervision of the Level of Care Manager, under a contract with the Department, and who annually completes the training in the use of the Oregon CANS Comprehensive Screening Tool with a documented reliability score of 0.70 or greater.
- (5) "CANS screening" means Child and Adolescent Needs and Strengths screening, a process of gathering information on a *child* or young adult's needs and strengths used for one or more of the following purposes:
  - (a) Identifying case planning, service planning, and supervision needs of the *child* or *young adult* in substitute care with a *certified family*;
  - (b) Determining the *level of care payment* while in substitute care with a *certified family*; and

- (c) Determining the *level of care payment* included in an *adoption assistance agreement* or *guardianship assistance agreement*.
- (6) "Certified family" means an individual or individuals who hold a current Certificate of Approval from the Department to operate a home to provide care, in the home in which he or she resides, to a *child* or *young adult* in the care or custody of the Department.
- (7) "Certifier" means a Child Welfare employee who conducts assessments of applicants interested in providing relative or foster care to a *child* or *young adult* in the care or custody of the Department, determines whether or not to recommend approval of the operation of a relative care or foster home, and monitors the compliance of a relative care or foster care home with Child Welfare certification rules.
- (8) "Child" means a person under 18 years of age.
- (9) "Department" means Department of Human Services, Child Welfare.
- (10) "Enhanced supervision" means the additional support, direction, observation, and guidance necessary to promote and ensure the safety and well-being of a *child* or *young adult* when the *child* or *young adult* qualifies for a *level of care payment*.
- (11) "Foster parent" means an individual who operates a home that has been approved by the Department to provide care for an unrelated *child* or *young adult* placed in the home by the Department.
- (12) "Guardian" means an individual who has been granted guardianship of the *child* through a judgment of the court.
- (13) "Guardianship assistance" means assistance provided on behalf of an eligible *child* or *young adult* to offset the costs associated with establishing the guardianship and meeting the ongoing needs of the *child* or *young adult*. Guardianship assistance may be in the form of payments, medical coverage or reimbursement of nonrecurring guardianship expenses.
- (14) "Guardianship assistance agreement" means a written agreement, binding on the parties to the agreement, between the Department and the *guardian* of an eligible *child* or *young adult* setting forth the assistance the Department is to provide on behalf of the *child* or *young adult*, the responsibilities of the *guardian* and the Department, and the manner in which the agreement and amount of assistance may be modified or terminated.
- (15) "Level of care payment" means the payment provided to an approved or *certified family*, a *guardian*, a *pre-adoptive family* or an *adoptive family* based on the *child* or young adult's need for *enhanced supervision* as determined by applying the CANS algorithm to the results of the *CANS screening*.
- (16) "Mechanical restraint" means the use of any physical device to involuntarily restrain the movement of all or a portion of a child's body as a means of controlling his or her physical activities in order to protect the *child* or other persons from injury. Mechanical

restraint does not apply to movement restrictions stemming from medicinal, dental, diagnostic, or surgical procedures which are based on widely accepted, clinically appropriate methods of treatment by qualified professionals operating within the scope of their licensure.

- (17) "Participating tribe" means a federally recognized Indian tribe in Oregon with a Title IV-E agreement with the Department.
- (18) "Physical restraint" means the act of restricting a *child* or young adult's voluntary movement as an emergency measure to manage and protect the *child* or *young adult* or others from injury when no alternate actions are sufficient to manage the *child* or young adult's behavior. *Physical restraint* does not include temporarily holding a *child* or *young adult* to assist him or her or assure his or her safety, such as preventing a *child* from running onto a busy street.
- (19) "Potential guardian" means an individual who:
- (a) Has been approved by the Department or *participating tribe* to be a child's *guardian*; and
  - (b) Is in the process of legalizing the relationship to the *child* through the judgment of the court.
- (20) "Pre-adoptive family" means an individual or individuals who:
- (a) Has been selected to be a child's adoptive family; and
  - (b) Is in the process of legalizing the relationship to the *child* through the judgment of the court.
- (21) "Relative caregiver" means an individual who operates a home that has been approved by the Department to provide care for a related *child* or *young adult* placed in the home by the Department.
- (22) "Seclusion" means the involuntary confinement of a *child* alone in a specifically designed room from which the *child* is physically prevented from leaving.
- (23) "Supervision plan" means a documented set of strategies that is developed to assist a *relative caregiver* or *foster parent* in providing the additional support, observation, direction, and guidance necessary to promote and ensure a *child* or young adult's safety and well-being.
- (24) "Young adult" means a person aged 18 through 20 years.

Stat. Auth.: ORS 418.005, 418.340

Stats. Implemented: ORS 418.005, 418.330, 418.335, 418.340

**413-020-0230**

## Referral for and Review of the CANS Screening

- (1) The caseworker of the *child* or *young adult* must complete a *CANS screening* referral:
  - (a) Within the first 20 days of a child's initial placement in substitute care with a *certified family*;
  - (b) Unless subsection (d) of this section applies, ten months from the date of the most recent *CANS screening* and annually thereafter when the *child* or *young adult* has continuously lived with a *certified family* and the *certified family* has received a *level of care payment*; and
  - (c) Unless subsection (d) of this section applies, five business days after a *child* or *young adult*, whose initial placement in substitute care was a BRS placement, moves to the home of a *certified family*.
  - (d) When a child's permanency plan is adoption or guardianship and the caseworker has submitted an adoption assistance application or a guardianship assistance application, the caseworker must consult with the Adoption Assistance and Guardianship Assistance Unit prior to submitting a referral.
- (2) After consultation with and approval of a supervisor, the caseworker of a *child* or *young adult* may complete and submit to the Level of Care Manager a *CANS screening* referral under any of the following circumstances unless subsection (1)(d) of this rule applies:
  - (a) When a *child* or *young adult* currently living with a *certified family* has never had a *CANS screening* and is currently exhibiting ongoing behavior or functioning that may indicate the need for *enhanced supervision* and a *level of care payment*;
  - (b) When a *child* or *young adult* returns to a placement with a *certified family* after a BRS placement of six months or longer;
  - (c) When a *child* or *young adult* is living with a *certified family* and the *certified family* has observed ongoing, documented changes in behavior or functioning which --
    - (A) Have not improved after a revision of the supervision actions and activities provided by the *certified family* and other individuals; or
    - (B) Endanger the safety of the *child* or *young adult* or the safety of others.
- (3) An adoption assistance coordinator or guardianship assistance coordinator may complete and submit a *CANS screening* referral to the Level of Care Manager under the following circumstances:
  - (a) Written documentation of the current behavior and functioning of the *child* or *young adult* has been submitted to the adoption assistance and guardianship assistance coordinator by one of the following individuals:

- (A) An *adoptive family* of the *child* or *young adult*, regardless of whether there has been a previous *CANS screening*;
  - (B) A child's *pre-adoptive family* when the *child* is not in the legal custody of the Department;
  - (C) A *guardian* of the *child* or *young adult*, regardless of whether there has been a previous *CANS screening*; or
  - (D) A *potential guardian* of the *child* or *young adult* who has been approved by a *participating tribe*.
- (b) The written documentation submitted under subsection (a) of this section demonstrates ongoing behavior or functioning indicating the need for *enhanced supervision* and a *level of care payment*, and one of the following apply:
- (A) A *CANS screening* has never been completed;
  - (B) A *CANS screening* has not been completed within the past twelve months; or
  - (C) The *child* or *young adult* exhibits a significant, ongoing change in behavior since the *CANS screening* that was completed within the 12 month period following the previous *CANS screening*.
- (4) The Level of Care Manager, within five business days of receipt of a *CANS screening* referral submitted under section (2) or (3) of this rule:
- (a) May approve a *CANS screening* after reviewing the referral, if the *child* or young adult's behavior and functioning, as described in the referral, indicates a *CANS screening* is needed to assess the need for *enhanced supervision* and a *level of care payment*;
  - (b) Must notify the individual who submitted the *CANS screening* referral whether a *CANS screening* has been approved and the basis for the decision; and
  - (c) Must send an approved *CANS screening* referral to a *CANS screener*.
- (5) A *CANS screener*, upon receipt of the *CANS screening* referral submitted under section (1) or section (4) of this rule must:
- (a) Review the referral information;
  - (b) Contact the caseworker, when the *child* is in substitute care, to gather information about the *child* or young adult's strengths and needs;
  - (c) Contact the *certified family*, *pre-adoptive family*, *adoptive family*, *potential guardian* identified by a *participating tribe*, or *guardian* of the *child* or *young*

*adult* and gather information about the *child* or young adult's strengths and needs;

- (d) Contact the *child* or *young adult* and other individuals who provide services to the *child* or *young adult* as appropriate and gather sufficient information to understand the *child* or young adult's strengths and needs to complete the *CANS screening*; and
  - (e) When a *child* or *young adult* has current suicidal ideation or intent:
    - (A) Notify the *child* or young adult's caseworker or adoption or guardianship assistance coordinator and, if applicable, notify the *pre-adoptive family*, *adoptive family*, *potential guardian*, or *guardian*; and
    - (B) Immediately develop a *supervision plan* with the *certified family* when the *child* or *young adult* is in substitute care with a *certified family*.
- (6) After the *CANS screener* has gathered information regarding the *child* or young adult's strengths and needs, as described in subsections (5)(a)-(d), the *CANS screener* rates each element of a *child* or young adult's behavior and functioning on a scale of zero to three, in a manner consistent with the principles of the Child and Adolescent Needs and Strengths Comprehensive Screening Tool appropriate for the *child* or young adult's age. The *CANS screener* documents the appropriate rating for each element and provides written explanation for any rating of either 2 or 3 on an element that is a need and any rating of 0 or 1 on an element that is a strength.
- (a) When the *child* is five years old or younger, the *CANS screener* rates the *child* using the DHS 9601 - Child and Adolescent Needs and Strengths Comprehensive Screening Tool Ages Birth through Five, dated August 2009, and revised in June 2011, which by reference is incorporated in OAR 413-090-0010(2)(f)(A).
  - (b) When the *child* or *young adult* is six years old or older, the *CANS screener* rates the *child* or *young adult* using the DHS 9602 - Child and Adolescent Needs and Strengths Comprehensive Screening Tool ages Six through Twenty dated July, 2009, and revised in June 2011, which by reference is incorporated in OAR 413-090-0010(2)(f)(B).
  - (c) The Department maintains these documents on the Department's website. Printed copies of these documents may be obtained by contacting the Department of Human Services, Children, Adults and Families, ATTN: Level of Care Manager, 500 Summer Street NE, E-93, Salem, OR 97301.
- (7) The *CANS screener* must complete the activities in sections (5) and (6) and submit the *CANS screening* results to the Level of Care Manager within fifteen business days following the receipt of the referral.
- (8) Within ten business days of the receipt of the *CANS screening* results, the Level of Care Manager or designee:

- (a) Reviews the *CANS screening* results;
  - (b) Contacts the *CANS screener* when results appear inconsistent with the referral information or documentation of a *child* or young adult's strengths and needs and may instruct the *CANS screener* to:
    - (A) Gather additional information;
    - (B) Reapply the CANS ratings; and
    - (C) Resubmit the *CANS screening* results.
  - (c) Approves the *CANS screening* results unless subsection (b) applies; and
  - (d) Applies the CANS algorithm which by reference is incorporated in OAR 413-090-0010(2)(f)(C) to the approved *CANS screening* results to determine whether:
    - (A) The *child* or *young adult* living with a *certified family* is eligible for a *level of care payment* and requires *enhanced supervision*; or
    - (B) The *child* or *young adult* eligible for adoption assistance or *guardianship assistance* is eligible for a *level of care payment*.
- (9) The Level of Care Manager may approve a revision of the ratings of an approved *CANS screening* when new or different information relevant to the correct application of the *CANS screening* has been presented:
- (a) In preparation for a contested case hearing requested under OAR 413-010-0500(2)(a)-(c):
  - (b) During an informal conference under OAR 413-010-0520; or
  - (c) During the renegotiation of an *adoption assistance agreement* under OAR 413-130-0075 or a *guardianship assistance agreement* under OAR 413-070-0969.
- (10) The Level of Care Manager or designee sends the *CANS screening* results to the following individuals:
- (a) The *child* or young adult's caseworker and the *certified family*, with whom the *child* or *young adult* is living, on behalf of the *child* or *young adult*; or
  - (b) The adoption assistance and guardianship assistance coordinator and *child* or young adult's *pre-adoptive family*, *adoptive family*, *guardian* or the *potential guardian* identified by a *participating tribe*.
- (11) When the caseworker receives a *child* or young adult's *CANS screening* results, the caseworker must:
- (a) Contact the *certified family* to review the *CANS screening* results;



- (b) When the *CANS screening* results indicated the *child* or *young adult* currently has suicidal ideation or intent, review the *supervision plan* developed during the *CANS screening* no later than one business day after the receipt of the *CANS screening* results to determine whether the plan continues to be appropriate;
- (c) Incorporate the needs and strengths identified in the *CANS screening* into the case plan; and
- (d) Determine whether a *supervision plan* must be developed, modified, or terminated under OAR 413-020-0233 and 413-020-0236.

Stat. Auth.: ORS 418.005, 418.340

Stats. Implemented: ORS 418.005, 418.330, 418.335, 418.340

### **413-020-0233**

#### **When a Supervision Plan is Required**

- (1) The caseworker must develop a *supervision plan* with the *certified family* with whom the *child* or *young adult* lives within 30 days of:
  - (a) The receipt of the *CANS screening* results that indicates *enhanced supervision* is necessary to maintain the safety and support the well-being of the *child* or *young adult* and the *child* or *young adult* qualifies for a *level of care payment*; or
  - (b) When a *child* or *young adult* who has *enhanced supervision* needs and is receiving a level of care moves from one *certified family* to another *certified family*.
- (2) A *supervision plan* is not required for a *level of care payment* included in an *adoption assistance agreement* or *guardianship assistance agreement*.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.005

### **413-020-0236**

#### **Development, Documentation, and Termination of a Supervision Plan**

- (1) After the caseworker has reviewed the *CANS screening* results for a *child* or *young adult* living with a *certified family* that indicates the *child* or *young adult* has *enhanced supervision* needs and qualifies for a *level of care payment*, the caseworker must:
  - (a) Contact the *certified family* to explain the supervision needs identified in the *CANS screening* results; and
  - (b) During a meeting with the *certified family*, the *child* or *young adult*, as appropriate, and others who may participate in a *supervision plan*, explain the

supervision requirements necessary to maintain the safety and support the well-being of the *child* or *young adult* and develop a *supervision plan* that meets the supervision needs of the *child* or *young adult*.

- (A) If the *child* or *young adult* qualifies for Level 1 (moderate needs), the *supervision plan* must require the *certified family* to provide an environment with the additional support, direction, observation, and guidance from the *certified family* necessary to ensure a *child* or young adult's safety and well-being, beyond the level of supervision that typically is required for a *child* or *young adult* of the same age.
- (B) If the *child* or *young adult* qualifies for Level 2 (intermediate needs), the *supervision plan* must require the *certified family* to provide a structured environment, additional support, direction, observation, and guidance necessary to ensure a *child* or young adult's safety and well-being, beyond the level of supervision that typically is required for a *child* or *young adult* of the same age.
- (C) If the *child* or *young adult* qualifies for Level 3 (advanced needs), the *supervision plan* must require the *certified family* to provide a highly structured environment, additional support, direction, observation, and guidance necessary to ensure a *child* or young adult's safety and well-being, beyond the level of supervision that typically is required for a *child* or *young adult* of the same age.

(2) The *supervision plan* must include:

- (a) The supervision actions or activities that are to be provided by the *certified family* and other individuals to meet the *child* or young adult's identified needs. Examples of appropriate supervision actions or activities may include, but are not limited to: proactive use of space, use of routine, structure of the environment, positive reinforcement, and de-escalation techniques;
- (b) The actions and assistance the Department will provide to support the *certified family* in addressing the supervision needs of the *child* or *young adult* and to maintain the *child* or *young adult* in the home;
- (c) The actions the *child* or *young adult* will take to support the *supervision plan*;
- (d) The persons responsible for monitoring the *child* or young adult's supervision needs and the supervision actions and activities;
- (e) How the persons responsible for monitoring the *child* or young adult's supervision needs and the supervision actions and activities are to communicate with each other; and
- (f) A requirement that the *supervision plan* be reviewed during the first monthly face-to-face contact described in OAR 413-080-0054 after the date the *supervision plan* is signed by the individuals identified in section (3) of this rule.

- (3) The *supervision plan* must be signed by:
  - (a) The caseworker;
  - (b) The *certified family*;
  - (c) The *child* or *young adult*, if able; and
  - (d) Any other individuals who are to provide specific actions or activities in the *supervision plan*.
- (4) The *supervision plan* must be approved by the caseworker's supervisor.
- (5) A *supervision plan* may include *physical restraint* as a supervision action or activity only if the *certified family* has completed the *physical restraint* training requirements described in OAR 413-020-0240.
- (6) A *supervision plan* that authorizes a *certified family* to use *physical restraint* must:
  - (a) Focus on intervention strategies that are designed to modify a *child* or young adult's behavior without the need for *physical restraint*;
  - (b) Explain that a *physical restraint* is to be used only when the *child* or young adult's behavior poses an imminent danger to self or others, and when no alternate actions are sufficient to stop a *child* or young adult's behavior;
  - (c) Be approved by the Child Welfare program manager; and
  - (d) Require the *certified family*:
    - (A) To document and report the circumstances of each use of *physical restraint* in writing as soon as reasonably possible after the use of *physical restraint* on a form approved by the Department, which explains:
      - (i) The behavior that required the use of *physical restraint*;
      - (ii) The specific attempts to stop the *child* or young adult's behavior without the use of *physical restraint*;
      - (iii) The time the *physical restraint* started; and
      - (iv) The time the *physical restraint* ended.
    - (B) To orally report to the *child* or young adult's caseworker or the caseworker's supervisor within one business day of the *physical restraint*; and

- (C) To submit the documentation required in paragraph (A) of this subsection to the *child* or young adult's caseworker within two business days after the use of *physical restraint*.
- (7) The caseworker must provide a copy of the signed *supervision plan* to the *certified family* and the certified family's *certifier*, and file a copy in the Department's information system.
- (8) When a *child* or *young adult* has a *supervision plan* and the *CANS screening* results indicate that the *child* or *young adult* no longer has *enhanced supervision* needs and no longer qualifies for a *level of care payment*, the caseworker must:
  - (a) Terminate the *supervision plan*;
  - (b) Document in the Department's information system the date the *supervision plan* terminated and the reason the plan terminated; and
  - (c) Notify the *certified family* and the certified family's *certifier* that the *supervision plan* terminated and the reason the plan terminated.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.005

#### **413-020-0240**

##### **Use of Physical Restraint**

- (1) A *physical restraint* may be used by a *certified family* when the behavior of a *child* or *young adult* places the *child* or *young adult* or others in imminent risk of harm and only when:
  - (a) Good judgment indicates that a *physical restraint* may safely be implemented; and
  - (b) The *certified family* has received the individual Behavior and Crisis Management Training in *physical restraint* specific to the supervision needs of the *child* or *young adult* by Department trained staff.
- (2) *Physical restraint* must be implemented with the least force necessary to prevent the risk of harm to self or others and should end as soon as the risk of harm no longer exists.
- (3) If the behavior of a *child* or *young adult* places the *child* or *young adult* or others in imminent risk of harm, and good judgment indicates that a *physical restraint* cannot be implemented safely, the *certified family* must call the local law enforcement agency to request intervention. The *certified family* must:
  - (a) Orally report the incident to the caseworker and the caseworker's supervisor as soon as reasonably possible;

- (b) Document the incident in writing on a form approved by the Department; and
  - (c) Submit the completed form to the caseworker within two business days.
- (4) If the *child* or *young adult* is injured during the incident, whether or not a *physical restraint* is used, the *certified family* immediately must notify the Department's emergency 24-hour contact.
- (5) A *certified family* may not use *mechanical restraint* or *seclusion* of a *child* or *young adult* in an emergency or at any other time as a supervision action or activity.
- (6) Notwithstanding the training required in OAR 413-020-0255, when a situation arises and the behavior of a *child* or *young adult* places the *child* or *young adult* or another individual in imminent risk of harm and if good judgment indicates that a *physical restraint* may safely be implemented, the *certified family* may use a *physical restraint* even when:
- (a) The *certified family* has not attended Behavior and Crisis Management Training; or
  - (b) The *child* or *young adult* does not have a *supervision plan*.
  - (c) If *physical restraint* is used under this section, the *certified family* must document and report the incident in accordance with the requirements of OAR 413-020-0236(6)(c).

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.005

#### **413-020-0245**

#### **Responsibilities in Monitoring a Child or Young Adult's Supervision in a Certified Family**

- (1) During each monthly face-to-face contact described in OAR 413-080-0054, in addition to assessing the safety of the *child* or *young adult*, Department staff must determine:
- (a) Whether the *certified family* is meeting the supervision needs of the *child* or *young adult*.
  - (b) Whether the supervision needs of the *child* or *young adult* have changed.
  - (c) If there is a current *supervision plan*, whether the supervision actions and activities described in the *supervision plan* are effective in meeting the *child* or *young adult's* supervision needs.

- (2) If, after assessing the safety of the *child* or *young adult* as described in OAR 413-080-0054, the caseworker determines that the *child* or *young adult* currently is safe in the home but his or her supervision needs are not being met, the caseworker must:
  - (a) Consult with the certified family's *certifier* or the certifier's supervisor to determine if available resources or training are able to provide the additional support the *certified family* may need to meet the *child* or young adult's supervision needs;
  - (b) If there is a current *supervision plan* for the *child* or *young adult*, determine whether the *supervision plan* should be revised, and if so, meet with the *certified family* to revise the plan; and
  - (c) Determine whether there has been an observed, ongoing change in a *child* or young adult's behavior or functioning such that the observed changes must be documented and submitted with a *CANS screening* under referral OAR 413-020-0230(2).
- (3) The caseworker documents the monitoring activities described in this rule in the Department's information system.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.005

#### **413-020-0255**

##### **Training and the Planned Use of Physical Restraint**

- (1) The Department has approved and schedules Behavior and Crisis Management Training as the standard training curriculum for any *certified family* who requires training on crisis management. The training curriculum focuses on strengthening a certified family's supervision skills.
- (2) Before implementing a *supervision plan* that authorizes a *certified family* to use *physical restraint*, the caseworker must:
  - (a) Consult with the *certifier* to confirm that the *certified family* has completed Behavior and Crisis Management Training; and
  - (b) Contact the Level of Care Manager to schedule the *certified family* to receive Behavior and Crisis Management Training, by Department-trained staff, in *physical restraint* specific to the supervision needs of the *child* or *young adult*.
- (3) A foster care coordinator or designee may approve comparable behavior and crisis management training obtained by a *certified family* for a specific *child* or *young adult* in place of Behavior and Crisis Management Training if:
  - (a) The training was selected by a school district and used in the school; or

- (b) The training was approved by the Department of Human Services, Addictions and Mental Health Division and used in a Children's Intensive Mental Health Treatment Services program.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.005

### **Contact(s):**

- **Name:** Kevin George; **Phone:** 503-945-5987

### **Policy History**

- 12/29/95 *(not available electronically)*
- 09/11/96 *(not available electronically)*
- 08/25/97 *(not available electronically)*
- [07/01/01](#)
- [01/07/03](#)
- [05/01/07](#)
- [07/01/09 thru 12/28/09](#)
- [09/25/09 thru 12/28/09](#)
- [12/29/09](#)
- [6/30/11 thru 12/27/11](#)
- [12/28/11](#)