

Lois Ann Day, Administrator
Office of Safety & Permanency for Children

Authorized Signature

Number: CW-PT-11-011

Issue Date: 12/15/2011

Topic: Foster Care

Transmitting (check the box that best applies):

- New Policy
 Policy Change
 Policy Clarification
 Executive Letter
 Administrative Rule
 Manual Update
 Other: _____

Applies to (check all that apply):

- | | |
|---|---|
| <input type="checkbox"/> All DHS employees | <input type="checkbox"/> County Mental Health Directors |
| <input type="checkbox"/> Area Agencies on Aging | <input type="checkbox"/> Health Services |
| <input checked="" type="checkbox"/> Children, Adults and Families | <input type="checkbox"/> Seniors and People with Disabilities |
| <input type="checkbox"/> County DD Program Managers | <input type="checkbox"/> Other (please specify): |

Policy/Rule Title:	II-B.1 Standards for Certification of Foster Parents, Relative Caregivers, and Approval of Potential Adoptive Resources II-B.1.1 Responsibilities for Certification and Supervision of Foster Parents, Relative Caregivers, and Approval of Potential Adoptive Resources		
Policy/Rule Number(s):	OAR 413-200-0301 thru 0396 OAR 413-200-0270 thru 0296	Release No:	
Effective Date:	December 28, 2011	Expiration:	
References:			
Web Address:	http://www.dhs.state.or.us/policy/childwelfare/manual_2/ii-b1.pdf http://www.dhs.state.or.us/policy/childwelfare/manual_2/ii-b11.pdf		

Discussion/Interpretation:

[II-B.1 Standards for Certification of Foster Parents, Relative Caregivers, and Approval of Potential Adoptive Resources](#)

OAR 413-200-0301 about the purpose of the Department's rule (OAR 413-200-0301 to 413-200-0396) regarding the certification standards is being amended to clarify the purpose of the rules.

OAR 413-020-0306 about the definitions of key terms used in these rules is being

amended to add current and remove and revise outdated definitions of certain terms used throughout these rules.

OAR 413-200-0308 about the personal qualifications of applicants and certified families is being amended to add current personal qualifications and clarify when declaration of citizenship status is required.

OAR 413-200-0314 is being amended to restate the process to apply to become a certified family or an approved adoptive applicant.

OAR 413-200-0335 about the certification standards regarding the home environment is being reorganized and amended to clarify when carbon-monoxide detectors are required.

OAR 413-200-0348 about the number of children and young adults in the home is being amended to clarify maximum numbers of children in the home.

OAR 413-200-0352 is being amended to restate that a certified family work cooperatively with the Department regarding specific care requirements for a child or young adult.

OAR 413-200-0354 is being amended to restate the requirements that a certified family has regarding monitoring the ongoing progress of a child's education.

OAR 413-200-0358 about certification standards regarding a child's discipline is being amended to clarify differences between discipline and punishment. It is also being amended to state when specific training is required if physical restraint is used.

OAR 413-200-0362 about a child's physical and mental health care is being amended to clarify the certified family's responsibilities in ensuring appropriate physical and mental health care and documentation requirements.

OAR 413-200-0371 is being amended to clarify the type of criminal history background check required for a respite care provider.

OAR 413-200-0379 about required training is being amended to state when individualized training plans can be approved by the Department.

OAR 413-200-0383 about notifications is being amended to clarify when the Department must be notified of changes in the home, surrounding property or type of care which the certified family wishes to provide.

OAR 413-200-0388 is being amended to clarify the purpose of the assessment of the certified home during a home visit.

OAR 413-200-0390 about maintaining a certificate of approval is being amended to state circumstances when a certificate will not expire.

OAR 413-200-0393 is being amended to correct the title of a related set of administrative rules.

OAR 413-200-0394 is being amended to clarify circumstances when a certificate of approval is terminated and when a certificate of approval does not expire.

OAR 413-200-0395 is being amended to clarify the circumstances when a certificate will not expire during a revocation process.

OAR 413-200-0396 is being amended to correct references to contested case hearing administrative rule numbers.

II-B.1.1 Responsibilities for Certification and Supervision of Foster Parents, Relative Caregivers, and Approval of Potential Adoptive Resources

OAR 413-200-0270 about the purpose of the Department's rules (OAR 413-200-0270 to 413-200-0296) are being amended to clarify the purpose of the rules making the distinction between a certified family and an adoptive applicant.

OAR 413-200-0272 about the definitions of key terms used in these rules is being amended to add current and remove and revise outdated definitions of certain terms used throughout these rules.

OAR 413-200-0274 about the responsibilities for certification of foster parents and relative caregivers and assessment of an adoptive applicant is being amended to clarify the processes which must be completed during the assessment and certification of a foster parent or relative caregiver, and the assessment of an adoptive applicant.

OAR 413-200-0276 about determining the maximum number of children placed in the home is being amended to clarify how the Department determines the maximum number for which the home is certified.

OAR 413-200-0278 about the Department responsibilities for issuing a certificate of approval is being amended to state the responsibilities of the supervisor for both expedited and two-year certificates of approval.

OAR 413-200-0281 is being amended to clarify requirements regarding respite providers and babysitters and to state when criminal history checks will be conducted on respite providers.

OAR 413-200-0283 is being amended to state the timeframes for home visits during the period of an expedited certificate of approval.

OAR 413-200-0285 is being amended to clarify when a Placement Support Plan is required.

OAR 413-200-0287 is being amended to state the responsibilities for recertification of a home and to describe circumstances when a two year certificate of approval will not expire.

OAR 413-200-0289 is being amended to state when a child-specific certificate of approval will terminate.

OAR 413-200-0292 is being amended to state circumstances when individualized training plans may be approved.

OAR 413-200-0294 is being amended to clarify language in the administrative rules.

OAR 413-200-0296 is being amended to state circumstances when a certificate of approval must be revoked and circumstances when, despite an expiration date, a certificate of approval will not expire.

Implementation/Transition Instructions:

The Foster Care Program is in the process of updating Chapter 7 of the Procedure Manual to reflect the changes in the certification rules. OR-Kids functionality will be updated to reflect the new period for expedited certification.

Training/Communication Plan:

Certification units reviewed the proposed rules at the Fall Certification Quarterlies. The permanent rules will be reviewed again at the next scheduled Certification Quarterlies.

Local/Branch Action Required:

Local child welfare offices are expected to read, review, and act upon these administrative rules.

Central Office Action Required:

Central Office is expected to respond to policy implementation questions, case consultation, and implementation of continued training opportunities for branch staff.

Field/Stakeholder review: Yes No

If yes, reviewed by: Rule Advisory Committee, Policy Council, Certification quarterlies, public comment period and public hearing.

Filing Instructions:

If you have any questions about this policy, contact:

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