

	Department of Human Services CHILDREN, ADULTS & FAMILIES	NUMBER: I-E.4.1 OAR: 413-080-0000 thru 0030
	CLIENT SERVICES INDEX	SECTION: E. Substitute Care
	ISSUED BY: Office of Safety and Permanency for Children FINAL: 1-07-03	SUBSECTION: 4. Type of Service
SUBJECT: 1. Shelter Care – OAR		

PURPOSE

413-080-0000 These rules, 413-080-0000 through 413-080-030 define the program requirements unique to shelter care placements and are in addition to the expectations for all substitute care placements.

Statutory Authority: ORS 418.005
Stats. Implemented: ORS 418.005

DEFINITION

413-080-0010 (1) "The Department" means the Department of Human Services (DHS).

(2) "SDA" means Service Delivery Area (SDA). A geographic region of one or more counties served by the Department and managed by an SDA Manager.

(3) "Shelter Care" means a home or other facility certified or licensed by the Department as suitable for safekeeping of a child who is taken into temporary custody pending the investigation and disposition of juvenile court jurisdiction or to provide emergency services for children in the legal custody of the Department.

Statutory Authority: ORS 418.005
Stats. Implemented: ORS 418.005

POLICY

Eligibility for Shelter Care

413-080-0020 The Department may place a child in a certified shelter home or licensed shelter care facility and compensate the care provider at the appropriate shelter care rate if the child's circumstances meet one of the following criteria:

- (1) The child would be in danger if allowed to remain at home until a regular placement can be arranged.
- (2) The child has problems which cannot be adequately assessed while at home, and close and objective observation of the child's day-to-day behavior is needed in order to evaluate the reasons for the behavior and to determine the child's need for care and treatment.
- (3) A child whose substitute care placement has failed or has been temporarily disrupted and must have an interim placement while arrangements are made for another regular placement. The Department will not use shelter care for this purpose if the child can be transitioned directly into a regular placement.
- (4) A Family Shelter Home is appropriate for any child who meets the criteria for family foster care placement.
- (5) A Professional Shelter Care Center is appropriate for children who need:
 - (a) More intensive supervision and skilled behavior management than family shelter care provides and who require an assessment to determine whether or not a child should be returned to his/her family or placed in substitute care;
 - (b) Emergency 24-hour care where family shelter care is not available nor appropriate;
 - (c) Treatment planning for a child apart from his/her family.

Statutory Authority: ORS 418.005

Stats. Implemented: ORS 418.005

LENGTH OF STAY CONSTRAINTS

413-080-0030 Planning for children in shelter care shall receive top priority. A child shall not remain in shelter care longer than necessary as determined by the branch, and shall

not exceed the maximum time frame listed below:

- (1) Family Shelter Care. When emergency family shelter care placements are made, the provider will be paid at the established family shelter care payment rate not to exceed 14 days.
- (2) Professional Shelter Care. The maximum length of stay in a professional shelter care center will be 56 days unless the SDA Manager or designee approves an exception.

Statutory Authority: ORS 418.005

Stats. Implemented: ORS 418.005

Policy History:

Current Version: 1/7/03

Previous Version: 7/1/01
12/29/95