

Lois A. Day, Administrator
 Office of Safety & Permanency for Children
Authorized Signature

Number: CW-PT-10-010
Issue Date: 07/15/2010

Topic: Protective Services

Transmitting (check the box that best applies):

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

Applies to (check all that apply):

All DHS employees County Mental Health Directors
 Area Agencies on Aging Health Services
 Children, Adults and Families Seniors and People with Disabilities
 County DD Program Managers Other (please specify): Child Welfare

Policy/Rule Title:	"Introduction to CPS Rules" and "Access to Law Enforcement Data System (LEDS) in local Child Welfare offices"		
Policy/Rule Number(s):	1-AB.1, 413-015-0100 through 0125 and 1-AB.6, 413-015-1100 through 1125	Release No:	
Effective Date:	June 15, 2010	Expiration:	
References:	http://www.dhs.state.or.us/policy/childwelfare/manual_1/i-ab1.pdf		
Web Address:	http://www.dhs.state.or.us/policy/childwelfare/manual_1/i-ab6.pdf		

Discussion/Interpretation:

- 1-AB.1 is being modified to change the definition of safety service provider. The current definition is "Safety service provider" means a participant in a Protective action or ongoing safety plan whose actions, assistance, or supervision help a family in managing a child's safety *or increasing the protective capacities of the child's parent or caregiver*. The proposed modification will remove the italicized portion as this is not an accurate statement about the role of these providers.

- 1-AB.6 is being modified to include safety service providers as subject individuals who may have LEDS checks run on them due to their access to children. Safety service providers were not yet a part of practice when this rule was originally created. The current rule, however, addresses most safety services providers as the majority of these individuals frequent the home where the child resides. These modifications will cover the potential safety service providers not currently covered in the rule and will more clearly address the authority to conduct LEDS checks on all potential safety service providers.

Implementation/Transition Instructions: Due to the outcome of this revision having a direct effect on child safety and the relationship between this rule and the draft rule for assessing safety service providers (which requires LEDS checks on all potential safety service providers) this rule will be filed as a temp rule. Unfortunately, filing through the regular process would result in staff being unable to fulfill an OAR requirement for approximately a two month period.

Training/Communication Plan: These rules will be reviewed by a rule advisory committee, policy council and field review groups prior to the permanent rule filing.

Prior to the temporary rules being effective policy council will be notified via email, LEDS operators will be notified via email and at their phone conference, and this policy transmittal will be sent to Child Welfare staff.

Also at portion of the LEDS training facilitated by Deb Carnaghi, this modification was proposed and discussed.

Local/Branch Action Required: Review the modifications to the rules and comply with the rules as written.

Central Office Action Required: Receive feedback and consider any proposed changes. Respond to questions and provide clarification where necessary to assure consistency.

Field/Stakeholder review: Yes No

If yes, reviewed by: While formal review has not yet occurred it will occur prior to a permanent rule filing.

Filing Instructions:

If you have any questions about this policy, contact:

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