



**Georgia Department
of Human Services**
Office of General Counsel

DHS Rule Changes

Office of General Counsel

Stephen Harris, General Counsel



stronger families FOR A STRONGER GEORGIA



Rule Change Procedure

1. Board Considers Motion to Publish Proposed Rule
2. 30-Day Public Comment Period
3. Public Hearing
4. Motion for Final Adoption of Proposed Rule
5. Submit Final Rule to Secretary of State



For Consideration Today

- Final Approval
 - Safe Place for Newborns Act (amend)
 - Regulatory Reduction Effort (repeal)
 - Residential Child Care Licensing (RCCL) (amend)
 - Division of Family and Children Services (DFCS) Child Protective Services Information System (repeal)



Final – Safe Place for Newborns

Act Provides Immunity from Prosecution When an Infant Child is Given to Participating
Medical Facility, Police Station or Fire Station

O.C.G.A. § 19-10A-8 Requires DHS to Create Standards for Signs
Alerting Public of Safe Haven Locations
Current Rule Effective November 1, 2018

Current Rule:

- 290-1-9-.01
- Contains basic language

Rule Published October 6 –
November 5

Proposed Change:

- Provides more detail
- DHS to also amend logo
- Aligns with national efforts
- Allows use of previous signs

Public Hearing November 5



Final – Safe Place for Newborns



Final – Regulatory Reduction Effort

Executive Branch agencies asked to review any rules that could be safely eliminated or reduced for the benefit of all Georgians.

DHS identified ~ 505 rules no longer related to DHS responsibilities or functions.

Current Rules:

- 290-1-3 Vital Records
- 290-1-7 Y2K
- 290-4 Mental health, developmental disabilities, and addictive diseases
- 290-5 Public Health
- 290-9-37 Community Living Arrangements

Rules Published October 6 – November 5

Proposed Change:

- Addressed these rules with the Departments of Community Health, Public Health, and Behavioral Health & Developmental Disabilities
- To be eliminated from DHS rule chapters

Public Hearing November 5



Request to Board

Motion for Adoption of Final Rules

- Safe Place for Newborns Signage – Rule 290-1-9-.01

- Regulatory Reduction Effort – Rule Chapters

290-1-3, 290-1-7, 290-4-1, 290-4-2, 290-4-3, 290-4-5, 290-4-6, 290-4-7, 290-4-8, 290-4-9, 290-4-10, 290-4-12, 290-4-13, 290-5-5, 290-5-12, 290-5-22, 290-5-27, 290-5-32, 290-5-37, 290-5-41, 290-5-44, 290-5-46 and 290-9-37



Questions

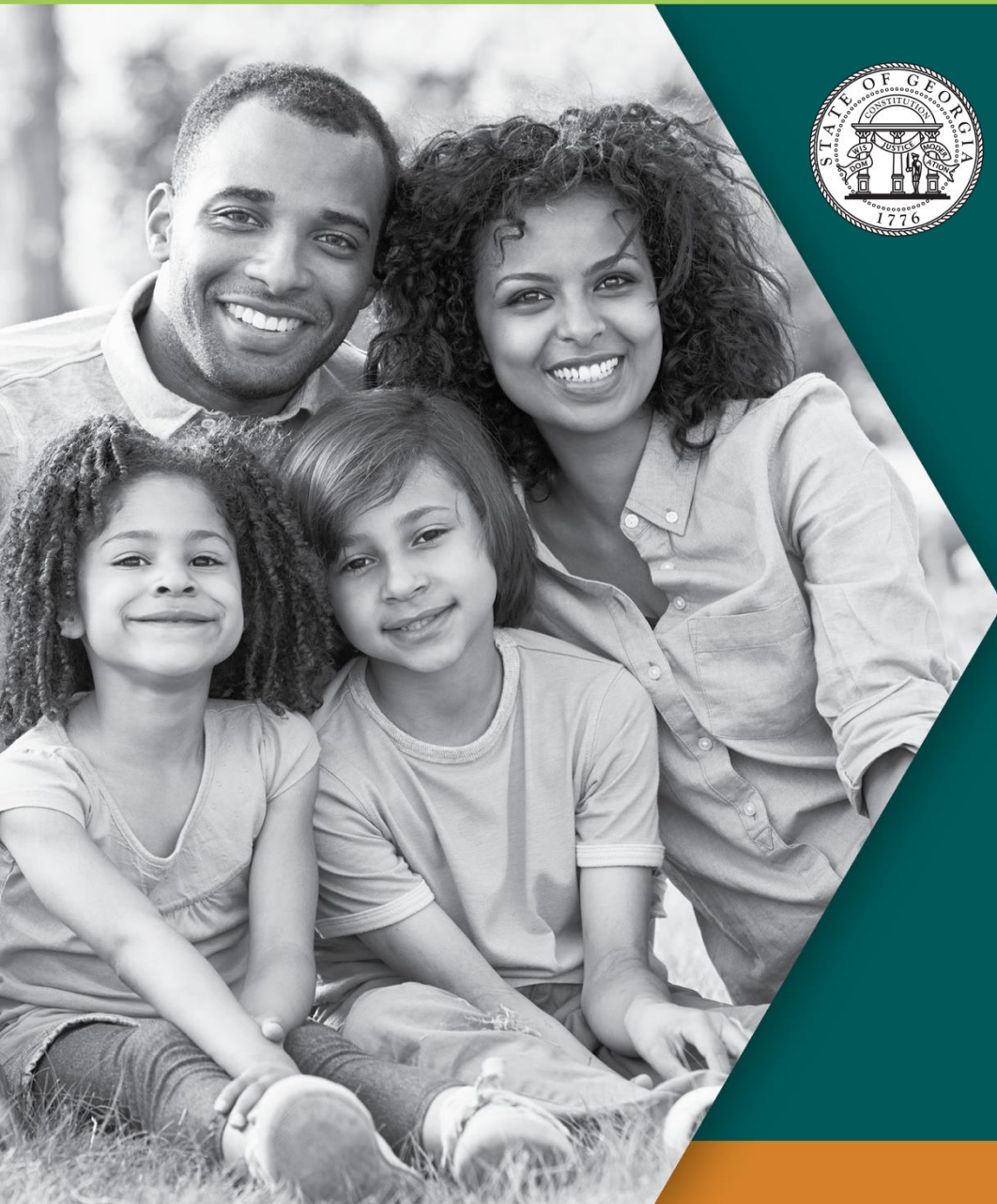
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Pamela Carr Cosby
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For Consideration

- Final Approval – Child Caring Institutions
- Request to Board



Final – Child Caring Institutions

Rule changes needed to streamline regulations, move private foster home placements under CPA license, and comply with Governor Kemp's regulatory reduction effort

Proposed Changes:

- Updates terms, provisions, statutory references
- Deletes rules and references to private foster home placements
- Clarifies exemption from licensure requirement for government owned and operated programs
- New rule requires CCI to obtain CPA license to continue placing children in private foster homes
- Updates food service provisions
- Clarifies waiver and variance provisions
- Clarifies that pandemic and infectious disease outbreaks are reportable
- Adds requirements to disaster preparedness plans concerning pandemic or infectious disease outbreaks

Rule Published October 6 – November 5

Public Hearing Held November 5



Request to Board

Motion for Final Adoption

Rules and Regulations for Child Caring Institutions -
Rules 290-2-5-.02, .03, .05, .06, .07, .08, .12, .13, .14, .17, .20, .21, .22, .23, .24



QUESTIONS

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