



Georgia Department of Human Services
Office of General Counsel

Rule Change Proposals

Division of Family and Children Services (DFCS)

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Vision, Mission and Core Values

Vision

Stronger Families for a Stronger Georgia.

Mission

Strengthen Georgia by providing Individuals and Families access to services that promote self-sufficiency, independence, and protect Georgia's vulnerable children and adults.

Core Values

- Provide access to resources that offer support and empower Georgians and their families.
- Deliver services professionally and treat all clients with dignity and respect.
- Manage business operations effectively and efficiently by aligning resources across the agency.
- Promote accountability, transparency and quality in all services we deliver and programs we administer.
- Develop our employees at all levels of the agency.



Roadmap of Proposed Rules for Child Protective Services Information System

- Follow Direction of Statutes Creating Child Abuse Registry (CAR), O.C.G.A. §§ 49-5-180 et seq.
- Provide Clarity Where Statute Does Not Provide Direction
- Provide a Process for Removal of the Name of an Individual Placed on the Registry While a Minor
- Provide for Child Abuse Registry to be Governed by Statutory Law



Rules 290-2-30-.02 and 290-2-30-.03

Definitions and Creation of Registry

- Rule 290-2-30-.02 provides definitions for rules taken directly from O.C.G.A. §§ 49-5-180
- Rule 290-2-30-30-.03 follows statutory direction for creation and maintenance of the registry, including placement of names on the registry after abuse is substantiated and providing notice to the alleged child abuser



Rules 290-2-30-.04 and 290-2-30.05

Appeal of Placement of Name on Registry and Expungement of Name from Registry

- Follow statutory direction providing appeals to the Office of State Administrative Hearings (OSAH)
- Rule 290-30-.04 provides that DFCS will specify address to which appeal request is sent and provides clarity with regard to date of receipt of appeal request
- Rules 290-30-.04 and 290-30-.05 affirm DFCS' discretion to appeal OSAH decisions.



Rules 290-2-30-.06 and 290-2-30-.07 Removal of Name of Person Who was Placed on the Registry as a Minor and Appeal

- Rule 290-2-30-.06 follows statutory criteria for removal of the name of an individual who was a minor when his or her name was placed on registry
- Rule 290-2-30-.06 establishes the procedure and process for implementation of the removal criteria within DFCS
- Rule 290-2-30-.07 establishes an OSAH appeal process when DFCS, after following its process, declines to remove the name from the registry



Rules 290-2-30-.08 and 290-2-30-.09

Access to Registry Information

- Follows statutory direction concerning the confidentiality of and access to child abuse registry information

Rule 290-2-30-.10

Catch-all Provision for Law Change

- Provides that Child Abuse Registry shall be governed by statutory provisions should rules conflict with state law



Rule Change Procedure

- Board considers Motion to Publish Proposed Rule
- 30 Day Public Comment Period
 - Rule published for 30 days
 - Public Hearing on Rule Change April 19, 2017
- Motion for Final Adoption of Proposed Rule
 - May 17, 2017 DHS Board Meeting
 - Send Final Rule to Secretary of State



Request to Board

- Motion to Post Notice of Rulemaking for Rules 290-2-30-.01 through 290-2-30-.10
- Consider Approval of Rules on May 17, 2017.



QUESTIONS ?

