

CPA VERSION 11.0 RULES AND CROSSWALK

New Tag	09 Tag	Title/Rule	Rules
0000	0000	Initial Comments.	
0100	0100	Definitions. 290-9-2-.01(a)	Definitions. Unless the context otherwise requires, these words and phrases shall mean the following in these rules: (a) "Adoption" means a social and legal process designed to establish a new legal parent/child relationship giving a child the same rights and benefits of a child who is born to the prospective adoptive parent(s). ...
0101		Definitions. 290-9-2-.01(b)	Definitions. ... (b) "Adult" means a person 18 years of age or older. An adult does not include a foster child living in a foster home. ...
0102	0101	Definitions. 290-9-2-.01(c)	Definitions. ... (c) "Applicant" means the following: 1. When the Agency is owned by a sole proprietorship, the individual proprietor shall be the applicant for the license, complete the statement of responsibility and serve as the licensee; 2. When the Agency is owned by a partnership, the general partners shall be the applicant for the license, complete the statement of responsibility and serve as the licensee; 3. When the Agency is owned by an association, the governing body of the association shall authorize the application for the license and complete the statement of responsibility and the association shall serve as the licensee; and 4. When the Agency is owned by a corporation, the governing body of the corporation shall authorize the application for the license and complete the statement of responsibility and the corporation shall serve as the licensee. ...
0103	0102	Definitions. 290-9-2-.01(d)	Definitions. ... (d) "Behavior management" means those principles and techniques used by an Agency to assist a child in facilitating self-control, addressing inappropriate behavior, and achieving positive outcomes in a constructive and safe manner. Behavior management principles and techniques shall be used in accordance with the individual service plan, written policies and procedures governing service expectations, service plan goals, safety, and security, and these rules and regulations. ...
0104	0103	Definitions. 290-9-2-.01(e)	Definitions. ... (e) "Biological Father" means a male who impregnated the biological mother resulting in the birth of a child. ...
0105	0104	Definitions. 290-9-2-.01(f)	Definitions. ... (f) "Biological Parent" means a biological mother or biological father. ...

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0106	0106	Definitions. 290-9-2-.01(g)	Definitions. ... (g) "Board" means the persons or legal entity in whom the ultimate legal responsibility, authority and accountability for the conduct of the Child-Placing Agency is vested. ...
0107	0107	Definitions. 290-9-2-.01(h)	Definitions. ... (h) "Caseworker" means a person employed by the Agency who provides direct placement services and supervision following placements. ...
0108	0108	Definitions. 290-9-2-.01(i)	Definitions. ... (i) "Casework supervisor" means a person employed by the Agency who is responsible for the supervision of the placement services offered by the Agency and for the designation of approval for the prospective adoptive and foster families to receive children for care. ...
0109	0109	Definitions. 290-9-2-.01(j)	Definitions. ... (j) "Chemical restraint" means medications that are administered to manage a child's behavior in a way that reduces the safety risk to the child or others; that have the temporary effect of restricting the child's freedom of movement; and that are not being used as part of a standard regimen, as specified in the child's service plan, to treat current symptoms of a medical or psychiatric condition. ...
0110	0110	Definitions. 290-9-2-.01(k)	Definitions. ... (k) "Child" means a person under 18 years of age for adoption purposes and under the age of 19 for foster care purposes. ...
0111	0111	Definitions. 290-9-2-.01(l)	Definitions. ... (l) "Child-Placing Agency" or "Agency" means any institution, society, agency, or facility, whether incorporated or not, which places children in foster homes for temporary care or in prospective adoptive homes for adoption. For purposes of this definition, agencies that engage in placement activities are required to be licensed as Child-Placing Agencies. This term does not apply to a licensed professional providing only home study preparation services as an evaluator. ...
0112	0112	Definitions. 290-9-2-.01(m)	Definitions. ... (m) "Child placement," or "placement activity" means the selection, by a person or Agency other than the child's parent or guardian, of a foster family or prospective adoptive family, or effecting the movement of the child into the foster family or prospective adoptive family. This definition includes any preparation of a home study of a foster home or of a prospective adoptive home. Counseling with respect to options available, legal services, or services as an agent for the purpose of notice of revocation of consent by the biological parent does not constitute child placement under this definition. For purposes of this rule, this definition does not include the Department or a licensed professional providing only home study preparation services as an evaluator. ...

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0113	0113	Definitions. 290-9-2-.01(n)	Definitions. ... (n) "Criminal history background check" means a search as required by law of the criminal records maintained by law enforcement authorities to determine whether the applicant has a criminal record as defined in these rules. ...
0114	0114	Definitions. 290-9-2-.01(o)	Definitions. ... (o) "Criminal record" means: 1. Conviction of a crime; or 2. Arrest, charge, and sentencing for a crime where: (i) A plea of nolo contendere was entered to the charge; or (ii) First offender treatment without adjudication of guilt pursuant to the charge was granted; or (iii) Adjudication or sentence was otherwise withheld or not entered on the charge; or 3. Arrest and being charged for a crime if the charge is pending, unless the time for prosecuting such crime has expired pursuant to O.C.G.A. Section 17-3-1 et seq. ...
0115	0115	Definitions. 290-9-2-.01(p)	Definitions. ... (p) "Department" means the Georgia Department of Human Services. ...
0116	0116	Definitions. 290-9-2-.01(q)	Definitions. ... (q) "Emergency safety interventions" mean those behavioral intervention techniques that are authorized under an approved emergency safety intervention plan and are utilized by properly trained staff or foster parent(s) in an urgent situation to prevent a child from doing immediate physical harm to self or others or those behavior intervention techniques used by prospective adoptive or foster parents in an urgent situation to prevent a child from doing immediate physical harm to self or others. ...
0117	0117	Definitions. 290-9-2-.01(r)	Definitions. ... (r) "Emergency safety intervention plan" means the plan developed by the Agency utilizing a nationally recognized, evidence-based, training program for emergency safety intervention, approved by the Department. The plan shall clearly identify the emergency safety interventions that staff and foster parents are authorized to utilize with a child and those interventions that are prohibited. ...
0118		Definitions. 290-9-2-.01(s)	Definitions. ... (s) "Employee" or "Personnel" means any person, other than the director, employed by an Agency, with or without compensation, who performs any duties, which involve personal contact between that person and any child being cared for in a foster home or in a prospective adoptive home or has access to confidential information of a foster child, foster family, adoptive family or staff. ...

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0119	0118	Definitions. 290-9-2-.01(t)	Definitions. ... (t) "Evaluator" means a person or Agency authorized by law to conduct a home study. An evaluator shall be a Child-Placing Agency, the Department, or a licensed professional with at least two years of adoption related professional experience, including a licensed clinical social worker, licensed master social worker, licensed marriage and family therapist, or licensed professional counselor. ...
0120	0119	Definitions. 290-9-2-.01(u)	Definitions. ... (u) "Director" means the person responsible for overall administration of an Agency. ...
0121	0120	Definitions. 290-9-2-.01(v)	Definitions. ... (v) "Facilitator" means an individual or Agency who is engaged in the matching of biological parents with adoptive parents. This term does not apply to a person or Agency who refers biological parents, prospective adoptive parents and children to licensed Child-Placing Agencies for adoption services. ...
0122	0121	Definitions. 290-9-2-.01(w)	Definitions. ... (w) "Fingerprint records check determination" means a satisfactory or unsatisfactory determination by the Department based upon a records check comparison of Georgia Crime Information Center (GCIC) information with fingerprints and other information in a records check application. ...
0123	0122	Definitions. 290-9-2-.01(x)	Definitions. ... (x) "Foster care" means supervised care for a child in a home other than the child's own home on a 24-hour full-time basis for a temporary period of time. ...
0124	0123	Definitions. 290-9-2-.01(y)	Definitions. ... (y) "Foster family" or "foster home" means a private home where the foster parent(s) live which has been approved by the Agency to provide 24-hour care, lodging, supervision and maintenance for no more than six foster children under the age of 19, unless limited exceptions apply in accordance with these rules and regulations. ...

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0125	0124	Definitions. 290-9-2-.01(z)	Definitions. ... (z) "Foster parent(s)" means the adult member(s) of a foster family who provides supervision and care in a parental role for a child in foster care and who has a satisfactory criminal history background check determination. ...
0126	0125	Definitions. 290-9-2-.01(aa)	Definitions. ... (aa) "Home study" means assessment of the home environment of an applicant to determine suitability of that environment as a foster home or a prospective adoptive home. ...
0127	0126	Definitions. 290-9-2-.01(bb)	Definitions. ... (bb) "Inducements" mean any financial assistance, either direct or indirect, from whatever source. The term "inducements" shall not include: <ol style="list-style-type: none"> 1. Payment or reimbursement of medical expenses directly related to the biological mother's pregnancy and hospitalization for the birth of the child and medical care for such child if paid by a licensed Child-Placing Agency or an attorney; 2. Payment or reimbursement of expenses for counseling services or legal services for a biological parent directly related to the placement by such parent of her or his child for adoption if paid by a licensed Child-Placing Agency or an attorney; 3. Payment or reimbursement of reasonable living expenses for the biological mother if paid by a licensed Child-Placing Agency; or 4. Payment or reimbursement of reasonable expenses for rent, utilities, food, maternity garments and maternity accessories for the biological mother if paid from the trust account of an attorney, who is a member of the State Bar of Georgia in good standing. ...
0128		Definitions. 290-9-2-.01(cc)	Definitions. ... (cc) "Legal Father" means a male who has not surrendered or had terminated his rights to a child and who: <ol style="list-style-type: none"> 1. Has legally adopted such child; 2. Was married to the biological mother of such child at the time such child was born or within the usual period of gestation, unless paternity was disproved by a final order of a court of competent jurisdiction; 3. Married a legal mother of such child after such child was born and recognized such child as his own, unless paternity was disproved by a final order of a court of competent jurisdiction; or 4. Has legitimated such child by a final order pursuant to Code Section 19-7-22. ...

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0129		Definitions. 290-9-2-.01(dd)	Definitions. ... (dd) "Legal Mother" means the female who is the biological or adoptive mother of the child and who has not surrendered or had terminated her rights to the child. ...
0130	0127	Definitions. 290-9-2-.01(ee)	Definitions. ... (ee) "License" means a document issued by the Department that grants permission for the holder to provide placement services. ...
0131	0128	Definitions. 290-9-2-.01(ff)	Definitions. ... (ff) "Manual hold" means the application of physical force, without the use of any device, for the purpose of restricting the free movement of a child's body and is considered a form of restraint. A manual hold does not include briefly holding a child without undue force to calm or comfort the child, holding a child by the hand or by the shoulders or back to walk the child safely from one area to another where the child is not forcefully resisting the assistance, or assisting the child in voluntarily participating in activities of daily living. ...
0132	0129	Definitions. 290-9-2-.01(gg)	Definitions. ... (gg) "Mechanical restraint" means a device attached or adjacent to the resident's body that is not a prescribed and approved medical protection device and that he or she cannot easily remove that restricts freedom of movement or normal access to his or her body. A mechanical restraint does not include devices used to assist patients with appropriate positioning or posture secondary to physical impairments or disabilities. ...
0133	0130	Definitions. 290-9-2-.01(hh)	Definitions. ... (hh) "Medicaid Rehabilitation Option Provider (MRO)" means that category of behavioral health services designed for the maximum reduction of impairments related to mental illness or addiction and restoration of a Medicaid recipient to his/her best possible functional level. ...
0134	0131	Definitions. 290-9-2-.01(ii)	Definitions. ... (ii) "Out-of-state licensed agency" means an agency or entity that is licensed in another state or country to place children for adoption. ...

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0135	0132	Definitions. 290-9-2-.01(jj)	Definitions. ... (jj) "Owner" means any individual or any person affiliated with a corporation, partnership, or association with 10 percent or greater ownership interest in the business or agency licensed as a Child-Placing Agency and who: 1. Purports to or exercises authority of the owner in a Child-Placing Agency; 2. Applies to operate or operates a Child-Placing Agency; 3. Enters into a contract to acquire ownership of a Child-Placing Agency. ...
0136	0133	Definitions. 290-9-2-.01(kk)	Definitions. ... (kk) "Preliminary records check application" means an application for a preliminary records check determination. ...
0137	0134	Definitions. 290-9-2-.01(ll)	Definitions. ... (ll) "Preliminary records check determination" means a satisfactory or unsatisfactory determination by the Department based only upon a comparison of Georgia Crime Information Center (GCIC) information with other than fingerprint information regarding the person upon whom the records check is being performed. ...
0138	0135	Definitions. 290-9-2-.01(mm)	Definitions. ... (mm) "Prospective adoptive family" or "prospective adoptive home" means a family unit (which may include a single parent family unit) and their place of residence approved by an Agency to receive a child for adoption. ...
0139	0136	Definitions. 290-9-2-.01(nn)	Definitions. ... (nn) "Prospective adoptive parent(s)" means the adult member(s) of a prospective adoptive family who expect to assume all legal and social obligations and privileges of parent(s) through the legal adoption of a child. ...
0140		Definitions. 290-9-2-.01(oo)	Definitions. ... (oo) "Reasonable and prudent parenting" means the standard characterized by careful and sensible parental decisions that maintain the health, safety, and best interests of a child while at the same time encouraging the emotional and developmental growth of the child, that a caregiver shall use when determining whether to allow a child in foster care under the responsibility of the State to participate in extracurricular, enrichment, cultural, and social activities. ...
0141	0137	Definitions. 290-9-2-.01(pp)	Definitions. ... (pp) "Record(s)" means the individual files in any format established and maintained by a Child-Placing Agency which include data concerning an employee, director, child, an applicant, a prospective adoptive family, and/or foster family. ...

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0142	0138	Definitions. 290-9-2-.01(qq)	Definitions. ... (qq) "Records check application" means two sets of classifiable fingerprints, a records search fee to be established by the Department by rule and regulation, payable in such form as the Department may direct to cover the cost of a fingerprint records check, and an affidavit by the applicant disclosing the nature and date of any arrest, charge, or conviction of the applicant for the violation of any law; except for motor vehicle parking violations, whether or not the violation occurred in this state, and such additional information as the Department may require. ...
0143	0139	Definitions. 290-9-2-.01(rr)	Definitions. ... (rr) "Room, Board and Watchful Oversight" means providing safe lodging, adequately nutritious meals, and continuous care and oversight to ensure a child's basic needs are met. ...
0144	0140	Definitions. 290-9-2-.01(ss)	Definitions. ... (ss) "Satisfactory criminal history background check determination" means a written determination that a person for whom a records check was performed was found to have no criminal record. ...
0145	0141	Definitions. 290-9-2-.01(tt)	Definitions. ... (tt) "Seclusion" means the involuntary confinement of a child away from other children, due to imminent risk of harm to self or others, in a room or an area from which the child is physically prevented from leaving. ...
0146		Definitions. 290-9-2-.01(uu)	Definitions. ... (uu) "Serious occurrence" means an occurrence that has or may have dangerous or significant consequences for the care, supervision, or treatment of a child. ...
0147	0142	Definitions. 290-9-2-.01(vv)	Definitions. ... (vv) "Sponsoring agency" means a Georgia Child-Placing Agency that serves as the primary coordinating agency with the foreign authorities, prospective adoptive parent(s), and children being placed through inter-country adoptions. ...
0148		Definitions. 290-9-2-.01(ww)	Definitions. ... (ww) "Supervision" means the continued responsibility of the Agency to take reasonable action to provide for the health, safety, and well-being of a child in care while under the supervision of a director, employees, contractors, volunteers, foster parents and prospective adoptive parents of the Agency, including protection from physical, emotional, social, moral, financial harm and personal exploitation while in care. The Agency is responsible for providing the degree of supervision indicated by a child's age, developmental level, physical, emotional, and social needs. ...

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0149	0143	Definitions. 290-9-2-.01(xx)	Definitions. ... (xx) "Time-out" means a behavior management technique that involves the brief separation of a child from the group or setting where the child is experiencing some behavioral or emotional distress, not to exceed twenty (20) minutes, designed to deescalate the emotionally charged condition of the child. During "time-out" a child's freedom of movement is not physically restricted. ...
0150	0144	Definitions. 290-9-2-.01(yy)	Definitions. ... (yy) "Unsatisfactory criminal history background check determination" means a written determination that a person for whom a records check was performed has a criminal record. ...
0151		Definitions. 290-9-2-.01(zz)	Definitions. ... (zz) "Variance" means a decision by the Department to grant a modification to all or part of the literal requirements of a rule. ...
0152		Definitions. 290-9-2-.01(aaa)	Definitions. ... (aaa) "Waiver" means a written decision by the Department not to apply all or part of a rule. ...
0153	0145	Definitions. 290-9-2-.01(bbb)	Definitions. ... (bbb) The singular includes the plural, the plural the singular, and the masculine the feminine, when consistent with the intent of these Rules. Statutory Authority: O.C.G.A. Sections 49-5-3, 49-5-8, 49-5-12, 49-5-60, 19-8-1 et seq.
0200	0200 and 0202	Applicability of These Rules. 290-9-2-.02(1)	No person, facilitator, consultant, institution, society, agency, corporation or facility shall engage in child placement activities, including the advertising of such child placement activities, in Georgia unless a license has first been obtained from the Department. For purposes of this rule, Child-Placing Agencies licensed in other states and wishing to engage in placement activities, including the advertising of such placement activities, in Georgia shall also be licensed in Georgia or shall have a written agreement with a Child-Placing Agency licensed within the state to cooperate and to supervise the placement. This agreement shall be approved by the Department prior to the placement.
0203	0203	Applicability of These Rules. 290-9-2-.02(2)	No person, organization, corporation, hospital, facilitator, or association that is not a Child-Placing Agency, a prospective adoptive parent with a valid, approved preplacement home study report, or an attorney who is a member of the State Bar of Georgia representing a prospective adoptive parent with a valid approved preplacement home study report shall advertise that the person, organization, corporation, hospital, facilitator, or association will adopt, arrange for or cause children to be adopted or placed for adoption as provided in O.C.G.A. Section 19-8-24.

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0204	0204	Applicability of These Rules. 290-9-2-.02(3)	No person, organization, corporation, hospital, facilitator, or association shall directly or indirectly provide inducements to any biological parent to part with his or her child as provided in O.C.G.A. Section 19-8-24.
0205	0205	Applicability of These Rules. 290-9-2-.02(4)	Any Child-Placing Agency that places an advertisement concerning adoption or prospective adoption shall include in such advertisement its license number issued by the Department.
0206	0206	Applicability of These Rules. 290-9-2-.02(5)	Georgia Child-Placing Agencies licensed in other states and engaging in placement activities in Georgia shall disclose to the Department on a continuing basis any federal, state or private lawsuit or administrative action instigated against the Agency or any person affiliated with the Agency.
0207	0207	Applicability of These Rules. 290-9-2-.02(6)	<p>These rules and regulations shall not apply to parties to a power of attorney for the care of a child executed in accordance with O.C.G.A. Sections 19-9-120 et seq.</p> <p>Statutory Authority: O.C.G.A. Sections 49-5-8, 49-5-12, 19-8-24, 19-9-120 et seq.</p>
0300	0301	Agency Organization and Administration. 290-9-2-.03(1)	Program purpose. In accordance with these rules and regulations, a licensed Child- Placing Agency shall develop, implement and comply with written policies and procedures that specify its philosophy, purpose, and program orientation. Such policies and procedures shall identify the characteristics of children to be served in terms of age, race, religion, residence limitations and include the referral sources.
0302	0302	Agency Organization and Administration. 290-9-2-.03(2)	<p>Program Description and Implementation. A program description which includes the purpose or function of the proposed Agency shall be clearly defined. The program description shall include:</p> <ul style="list-style-type: none"> (a) Written policies and procedures that describe the scope of services to be provided, including room, board and watchful oversight, and the manner in which such services will be provided and supervised through the Agency. (b) A program description must show what services are provided directly by the Agency and how services will be coordinated with the Medicaid Rehabilitation Option Provider and other available community or contract resources. (c) Eligibility requirements for client service and for providers of care. (d) A statement that the Agency shall only place children whose known needs can be met by the Agency based on preplacement assessment, planning and room, board and watchful oversight capacity. No Agency shall provide placement services for children whose needs for room, board and watchful oversight cannot be met based upon the child's physical, educational or emotional needs.

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0303	0303	Agency Organization and Administration. 290-9-2-.03(3)	A Child-Placing Agency is any institution, society, agency, or facility, whether incorporated or not, which places children in foster care homes for temporary care or for adoption. Child-Placing Agencies shall comply with state law and the regulations established by the state of Georgia.
0304	0304	Governing Entity. 290-9-2-.03(4)	Governing Entity. Each Child-Placing Agency shall have a governing entity as required by state law that is responsible for and has authority over the Agency.
0305	0305	Governing Entity. 290-9-2-.03(5)(a)	Functions and Responsibilities of the Governing Entity. The Governing Entity shall: (a) Employ and dismiss a Director; ...
0306	0306	Governing Entity. 290-9-2-.03(5)(b)	Functions and Responsibilities of the Governing Entity. The Governing Entity shall: ... (b) Delegate to the Director the authority and responsibility for the employment of other staff members and the management of the affairs of the Agency according to the Agency's established policies; ...
0307	0307	Governing Entity. 290-9-2-.03(5)(c)	Functions and Responsibilities of the Governing Entity. The Governing Entity shall: ... (c) Refrain from direct administration or operation of the Agency either through individual members or committees, except in emergencies; ...
0308	0308	Governing Entity. 290-9-2-.03(5)(d)	Functions and Responsibilities of the Governing Entity. The Governing Entity shall: ... (d) Approve written policies for accepting children for placement; ...
0309	0309	Governing Entity. 290-9-2-.03(5)(e)	Functions and Responsibilities of the Governing Entity. The Governing Entity shall: ... (e) Be responsible for the Agency's compliance with all applicable state laws and regulations; ...
0310	0310	Governing Entity. 290-9-2-.03(5)(f)	Functions and Responsibilities of the Governing Entity. The Governing Entity shall: ... (f) Be responsible for adequate financing and budgeting for the Agency; ...
0311	0313	Governing Entity. 290-9-2-.03(5)(g)	Functions and Responsibilities of the Governing Entity. The Governing Entity shall: ... (g) Notify the Department's Residential Child Care Licensing Unit in writing within 5 calendar days when there is a change in the Director or in the corporate structure, organization, or administration of the Agency; ...
0312	0314	Governing Entity. 290-9-2-.03(5)(h)	Functions and Responsibilities of the Governing Entity. The Governing Entity shall: ... (h) Inform the Department's Residential Child Care Licensing Unit within 24 hours by phone and in writing within 10 days of notice to the Agency of any legal or administrative action brought against the Agency or any person affiliated with the Agency which affects any child in care, director, or employee or relates in any manner to the conduct of the Agency; ...

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0313	0315	Governing Entity. 290-9-2-.03(5)(i)	Functions and Responsibilities of the Governing Entity. The Governing Entity shall: ... (i) Keep the Department's Residential Child Care Licensing Unit informed on a quarterly basis, or more often if requested by Residential Child Care Licensing, concerning the status of current or previous judicial or administrative action against the Agency; ...
0314	0316	Governing Entity. 290-9-2-.03(5)(j)	Functions and Responsibilities of the Governing Entity. The Governing Entity shall: ... (j) Be responsible for the disposition or storage of records of the Agency according to these rules, should the Agency cease operations; and ...
0315	0324	Governing Entity. 290-9-2-.03(5)(k)	Functions and Responsibilities of the Governing Entity. The Governing Entity shall: ... (k) Ensure that members of the Governing Body refrain from being approved as an adoptive or foster family with the Agency while serving as a member of the Governing Entity.
0316	0317	Governing Entity. 290-9-2-.03(6)(a)	If an Agency is governed by a Board of Directors, the Agency shall: (a) Ensure any potential conflict of interest shall be declared by a Board member and the minutes shall record declaration and abstention from the vote when a conflict exists. ...
0317	0318	Governing Entity. 290-9-2-.03(6)(b)	If an Agency is governed by a Board of Directors, the Agency shall: ... (b) Provide the Department's Residential Child Care Licensing Unit with a list (name, address and office held, if applicable) of all Board members and shall have on file a notarized copy of each member's letter of acceptance. ...
0318	0319 and 0320	Composition of the Board. 290-9-2-.03(6)(c)(i)	If an Agency is governed by a Board of Directors, the Agency shall: ... (c) Ensure the Board of Directors: (i) Be composed of at least three (3) members with at least one of the Board members being a bona fide resident of Georgia; and
0319	0323	Composition of the Board. 290-9-2-.03(6)(c)(ii)	If an Agency is governed by a Board of Directors, the Agency shall: ... (c) Ensure the Board of Directors: ... (ii) Does not serve as a director, employee or paid consultant of the Agency and their spouses shall not serve as members of the Board. ...
0320	0311	Composition of the Board. 290-9-2-.03(6)(d)	If an Agency is governed by a Board of Directors, the Agency shall: ... (d) Ensure the Board meets at least quarterly; ...
0321	0312	Composition of the Board. 290-9-2-.03(6)(e)	If an Agency is governed by a Board of Directors, the Agency shall: ... (e) Keep complete minutes of each Board meeting reflecting official actions of the Board pertaining to and affecting any aspect of the child-placing program. Minutes of each meeting shall be kept permanently on file; and ...

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0325	0325	Agency By-Laws. 290-9-2-.03((6)(f)	If an Agency is governed by a Board of Directors, the Agency shall: ... (f) Have written by-laws.
0333	0333	Financing. 290-9-2-.03(7)(a)	Financing. The Agency shall: (a) Have a sound plan of financing which ensures sufficient funds to support adequately the services offered, to provide for children accepted for care including care up to the time permanent plans for child care are completed, and to carry out the stated purposes of the Agency. A full and complete accounting of the financial affairs of the Agency shall be provided to the Governing Body on an annual basis; ...
0334	0334	Financing. 290-9-2-.03(7)(b)	Financing. The Agency shall: ... (b) Provide evidence that it will have sufficient funds available to pay operating costs including compensation for a sufficient number of administrative and service staff through the current year of operation for which the license is to be issued; ...
0335	0335	Financing. 290-9-2-.03(7)(c)	Financing. The Agency shall: ... (c) Maintain financial records of all receipts, disbursements, assets and liabilities and shall establish an accounting system capable of tracking all movements of funds and the actual expenditures for each case; ...
0336	0336	Financing. 290-9-2-.03(7)(d)	Financing. The Agency shall: ... (d) Provide bond for Board members and staff responsible for handling substantial amounts of funds; ...
0337	0337	Financing. 290-9-2-.03(7)(e)	Financing. The Agency shall: ... (e) Not require gratuities such as money or other things of value or services from applicants or their representatives beyond the established fee; ...
0338	0338	Financing. 290-9-2-.03(7)(f)	Financing. The Agency shall: ... (f) Comply with all local and state and federal laws relating to the solicitation of funds; ...
0339	0339	Financing. 290-9-2-.03(7)(g)	Financing. The Agency shall: ... (g) Establish a fee for placement services based on the cost of recruitment, placement, postplacement, legal, medical and other services rendered to the biological parent, adoptive family, foster parents, and child as documented and justified in the total Agency budget. The determination of such fee schedule shall be reviewed by the Governing Body at least annually and the Governing Body's determination shall be adequately documented in writing; ...

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0340	0340	Financing. 290-9-2-.03(7)(h)	Financing. The Agency shall: ... (h) Collect fees only as services are provided; ...
0341	0341	Financing. 290-9-2-.03(7)(i)	Financing. The Agency shall: ... (i) Establish a written policy which defines the conditions under which fees related to adoption services are refundable or non-refundable, including a definite time frame when applicants can expect a refund if requested services or placement of a child is not completed. Each applicant shall be provided with a copy of this policy. ...
0342	0342	Financing. 290-9-2-.03(7)(i)1.	Financing. The Agency shall: ... 1. This policy [which defines the conditions under which fees related to adoption services are refundable or non-refundable] shall be disclosed to the applicant in clear and easily understood language. ...
0343	0343	Financing. 290-9-2-.03(7)(i)2.	Financing. The Agency shall: ... 2. The applicant shall sign that the policy [which defines the conditions under which fees related to adoption services are refundable or non-refundable] has been discussed and a copy of the policy was received. This signed acknowledgment shall be kept in the applicant's file. ...
0344	0344	Financing. 290-9-2-.03(7)(j)	Financing. The Agency shall: ... (j) Establish a written policy which defines the conditions under which it enters into purchase of service agreements, including all terms and conditions required to define the individuals to be served, services to be provided, procedures for payment and the payment plan; ...
0345	0345	Financing. 290-9-2-.03(8)	The Agency shall comply with other applicable requirements of state and federal laws affecting children and/or the operation of such agencies. ...
0346	0346	Financing. 290-9-2-.03(9)	The Agency shall be easily accessible and responsive to the applicant, staff and community and shall provide privacy for interviews and for pre-placement visits. The Agency shall have at least one staff member available at all times to handle client emergencies. ...
0347	0347	Financing. 290-9-2-.03(10)	Agencies ceasing operation for any reason shall notify the Department's Residential Child Care Licensing Unit in writing prior to closing and shall provide the following: (a) Legal transfer of surrender and release of any child in its custody to another licensed Child-Placing Agency or to the Department; (b) Appropriate transfer of responsibility for children in temporary placement to another licensed Child-Placing Agency or to the Department; (c) Appropriate transfer or termination of services to all other applicants; (d) Arrangements satisfactory to the Department concerning the storage of all relevant records.

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0400	0400	Criminal History Background Checks, Agency Personnel 290-9-2-.04(1)	Criminal History Background Checks for Owners Required. Prior to approving any license for a new Child-Placing Agency and periodically as established by the Department by rule and regulation, the Department shall require an owner to submit a records check application so as to permit the Department to obtain criminal history background information on the owner.
0401	0401	Criminal History Background Checks, Agency Personnel 290-9-2-.04(1)(a)	Criminal History Background Checks for Owners Required. ... (a) An owner may not be required to submit a records check application if it is determined that the owner does not do at least one of the following: 1. Maintains an office at the location where services are provided to children; 2. Resides at a location where services are provided to children; 3. Has direct access to residents receiving care; or 4. Provides direct personal supervision of personnel by being immediately available to provide assistance and direction during the time services are being provided to children. ...
0405	0405	Criminal History Background Checks, Agency Personnel 290-9-2-.04(1)(b)	Criminal History Background Checks for Owners Required. ... (b) In lieu of a records check application, an owner may submit evidence, satisfactory to the Department, that within the immediately preceding 12 months the owner has received a satisfactory criminal history background check determination. ...
0406	0406	Criminal History Background Checks, Agency Personnel 290-9-2-.04(1)(c)	Criminal History Background Checks for Owners Required. ... (c) Child-Placing Agency license shall not be issued, and any license issued shall be revoked where it has been determined that the owner has a criminal record involving any of the covered crimes, as outlined in O.C.G.A. Section 49-2-14.1, and the Department's decision to deny or revoke a license has not been reversed in accordance with the provisions of O.C.G.A. Section 49-2-14.1. ...
0422	0422	Criminal History Background Checks, Agency Personnel 290-9-2-.04(1)(d)	Criminal History Background Checks for Owners Required. ... (d) An owner with a valid license who acquires a criminal record involving any of the covered crimes identified in O.C.G.A. Section 49-2-14.1 shall disclose the criminal record to the Department. ...
0423	0423	Criminal History Background Checks, Agency Personnel 290-9-2-.04(1)(e)	Criminal History Background Checks for Owners Required. ... (e) If at any time the Department has reason to believe an owner holding a valid license has a criminal record involving any of the covered crimes identified in O.C.G.A. Section 49-2-14.1, the Department shall require the owner to submit a records check application immediately for determination of whether a revocation action is necessary. Prior to the revocation of the license becoming final, the owner is entitled to an administrative hearing unless the owner has not begun providing services under the license. Where services are not currently being provided under the license, the decision of the administrative hearing officer must precede the initiation of services.

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0424	0424	Criminal History Background Checks, Agency Personnel 290-9-2-.04(2)	Criminal History Background Checks for Director and Employees Required. Prior to serving as a director of a licensed Agency, a person newly hired, rehired, or transferred to the director position shall submit a records check application and receive a satisfactory determination or be determined to be eligible to serve as a director as a result of an administrative hearing.
0425	0425	Criminal History Background Checks, Agency Personnel 290-9-2-.04(2)(a)	Criminal History Background Checks for Director and Employees Required. ... (a) A person with an unsatisfactory criminal history background check determination may not serve as a director of a licensed Child Placing Agency if it is determined that such person has a criminal record as identified in O.C.G.A. Section 49-5-60 and has not had an unsatisfactory determination reversed in accordance with O.C.G.A. Sections 49-5-60 et seq., and 49-5-73. ...
0431	0431	Criminal History Background Checks, Agency Personnel 290-9-2-.04(2)(b)	Criminal History Background Checks for Director and Employees Required. ... (b) Prior to serving as an employee other than a director of a licensed Agency, a person must submit a preliminary record check application and receive a satisfactory determination. Provided however, should there be an unsatisfactory determination, the person must submit to a fingerprint record check and receive a satisfactory determination or be determined eligible to be employed as a result of an administrative hearing. ...
0432	0432	Criminal History Background Checks, Agency Personnel 290-9-2-.04(2)(c)	Criminal History Background Checks for Director and Employees Required. ... (c) A person with an unsatisfactory background check determination may not serve as an employee of a licensed Child Placing Agency if it is determined that such person has a criminal record as identified in O.C.G.A. Section 49-5-60 and has not had an unsatisfactory determination reversed in accordance with O.C.G.A. Sections 49-5-60 et seq., and 49-5-73. ...
0433	0433	Criminal History Background Checks, Agency Personnel 290-9-2-.04(2)(d)	Criminal History Background Checks for Director and Employees Required. ... (d) In lieu of a records check application, a director or employee may submit evidence, satisfactory to the Department, that within the immediately preceding 12 months the above director or employee has received a satisfactory records check determination or a satisfactory preliminary records check determination, whichever is applicable.
0434	0434	Criminal History Background Checks, Agency Personnel 290-9-2-.04(3)	Criminal History Background Checks for Foster Parents Required. No Agency that provides care in foster homes shall place a child in a foster home unless the foster parent or parents of the home and other adult persons that reside in the home or provide care to children placed in the home have obtained a criminal records check as required by law.

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0435	0435	Criminal History Background Checks, Agency Personnel 290-9-2-.04(4)	No child shall continue to be placed in such foster home care unless the foster parent or parents also subsequently receive a satisfactory fingerprint records check determination or be determined eligible to serve as foster parents as a result of an administrative hearing. The Department may require a fingerprint records check on any director, employee, or foster parent to confirm identification for records search purposes, when the Department has reason to believe a director, employee, or foster parent has a criminal record that renders them ineligible to have contact with children, or during the course of a child abuse investigation involving the director, employee, or foster parent.
0437	0437	Criminal History Background Checks, Agency Personnel 290-9-2-.04(5)	Employees. In accordance with these rules and regulations, an Agency shall have the administrative and professional service staff necessary to provide the services it is authorized to provide.
0438	0438	Criminal History Background Checks, Agency Personnel 290-9-2-.04(5)(a)	Employees. ... (a) Agencies operating multi-state programs shall employ a Director to whom the responsibility for administration of the Georgia program shall be delegated. ...
0439	0439	Criminal History Background Checks, Agency Personnel 290-9-2-.04(5)(b)	Employees. ... (b) Director. The Director with responsibility for the administration of the Georgia program shall have as a minimum a Bachelor's degree and two years administrative or supervisory experience in a human services delivery field. If the Director is responsible for supervision of casework services or provides direct placement services, he/she shall also meet the educational and experience requirements for a casework supervisor.
0440	0440	Criminal History Background Checks, Agency Personnel 290-9-2-.04(6)	The Director with responsibility for the administration of the Georgia program shall be: (a) A full-time resident of the State of Georgia; (b) Responsible for administration of policies and procedures established by the Governing Body for operation of the Agency; (c) Responsible for preparation, or assisting in the preparation of the annual budget, and control of expenditures according to budget allowance; (d) Responsible for personnel matters including hiring, assigning duties, in-service training, supervision, evaluation of staff and terminations; and (e) Responsible for professional leadership and technical consultation to the Governing Body, determination of policy, and for periodic evaluations of the Agency's performance in terms of the conditions of licensure.
0445	0445	Criminal History Background Checks, Agency Personnel 290-9-2-.04(7)	Casework Supervisor. There shall be at least one casework supervisor employed by the Agency.

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New Tag	09 Tags	Title/Rule	Rules
0446	0446	Criminal History Background Checks, Agency Personnel 290-9-2-.04(7)(a)	Casework Supervisor. ... (a) The casework supervisor shall have the minimum qualifications of a master's degree from an accredited college or university in the area of social work, psychology, childhood education, special education, guidance counseling, behavioral or social science, or related field, with a minimum of one year of experience in a human services delivery field as it relates to child welfare or a bachelor's degree from an accredited college or university in one of the aforementioned areas of study with two years of paid work experience in a human services delivery field as it relates to child welfare. ...
0447	0447	Criminal History Background Checks, Agency Personnel 290-9-2-.04(7)(b)	Casework Supervisor. ... (b) The Director may perform this function if qualified. ...
0448	0448	Criminal History Background Checks, Agency Personnel 290-9-2-.04(7)(c)	Casework Supervisor. ... (c) The casework supervisor shall be responsible for the supervision of the placement services provided by the Agency, and for the designation of approval for prospective adoptive and foster families and for assessing the appropriateness of the placement's room, board and watchful oversight capacity.
0449	0449	Criminal History Background Checks, Agency Personnel 290-9-2-.04(8)	Caseworker(s). There shall be at least one caseworker employed by the Agency.
0450	0450	Criminal History Background Checks, Agency Personnel 290-9-2-.04(8)(a)	Caseworker(s). ... (a) The caseworker shall have the minimum qualification of a bachelor's degree from an accredited college or university.
0451	0451	Criminal History Background Checks, Agency Personnel 290-9-2-.04(8)(b)	Caseworker(s). ... (b) The caseworker shall provide direct placement services and supervision following placements. ...
0452	0452	Criminal History Background Checks, Agency Personnel 290-9-2-.04(8)(c)	Caseworker(s). ... (c) A casework supervisor may perform this function [direct placement services and supervision following placements].

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New Tag	09 Tags	Title/Rule	Rules
0453	0453	Criminal History Background Checks, Agency Personnel 290-9-2-.04(9)	Annual Training. All supervisory and social service staff members, whether a director, employee or contracted staff, must complete job-related training annually.
0454	0454	Criminal History Background Checks, Agency Personnel 290-9-2-.04(9)(a)	Annual Training. ... (a) Each supervisory and social service staff member employed or contracted by the agency to work more than twenty (20) hours per week shall be required to complete 15 hours of job-related training annually. ...
0455	0455	Criminal History Background Checks, Agency Personnel 290-9-2-.04(9)(b)	Annual Training. ... (b) Each supervisory or social service staff member employed or contracted for twenty (20) hours or less per week shall be required to complete 7 hours of job-related training annually.
0456	0456	Criminal History Background Checks, Agency Personnel 290-9-2-.04(10)	Clerical Staff. There shall be clerical staff employed by the Agency as necessary to keep correspondence, records, bookkeeping and files current and organized.
0457	0457	Criminal History Background Checks, Agency Personnel 290-9-2-.04(11)	Personnel Policies. The Agency shall have written personnel policies which shall include: (a) Hiring and termination procedures; (b) Job descriptions; (c) Provisions for work performance evaluations conducted at least annually; (d) Provisions for staff training, including the use of behavior management techniques and emergency safety interventions; and (e) Provisions for addressing concerns, disagreements and grievances of staff relating to the care of children.
0462	0462	Criminal History Background Checks, Agency Personnel 290-9-2-.04(12)(a)	Personnel Files. There shall be a personnel file on a director and each employee which shall include: (a) Application for employment; ...
0463	0463	Criminal History Background Checks, Agency Personnel 290-9-2-.04(12)(b)	Personnel Files. There shall be a personnel file on a director and each employee which shall include: ... (b) A satisfactory criminal history background check completed in accordance with O.C.G.A. Sections 49-5-60, et seq., and a ten-year employment history; ...
0464	0464	Criminal History Background Checks, Agency Personnel 290-9-2-.04((12)(c)	Personnel Files. There shall be a personnel file on a director and each employee which shall include: ... (c) Prior to hire, documentation of at least two professional, educational, or personal reference contacts that attest to the person's capabilities of performing the duties for which they are employed and to the person's suitability of working with or around children, with at least one of the reference contacts being a previous employer; ...

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0465	0465	Criminal History Background Checks, Agency Personnel 290-9-2-.04(12)(d)	Personnel Files. There shall be a personnel file on a director and each employee which shall include: ... (d) Satisfactory documentation of education and other qualifications prior to employment; ...
0466	0466	Criminal History Background Checks, Agency Personnel 290-9-2-.04(12)(e)	Personnel Files. There shall be a personnel file on a director and each employee which shall include: ... (e) Date of employment or contract with the Agency; ...
0467		Criminal History Background Checks, Agency Personnel 290-9-2-.04 (12)(f)	Personnel Files. There shall be a personnel file on a director and each employee which shall include: ... (f) A valid driver's license, as required for the class of vehicle operated, if the Agency director or employee operates a vehicle for the transport of children in care; ...
0468	0467	Criminal History Background Checks, Agency Personnel 290-9-2-.04(12)(g)	Personnel Files. There shall be a personnel file on a director and each employee which shall include: ... (g) Current job description; ...
0469	0468	Criminal History Background Checks, Agency Personnel 290-9-2-.04(12)(h)	Personnel Files. There shall be a personnel file on a director and each employee which shall include: ... (h) Annual performance evaluation reports and any records of discipline involving the inappropriate use of behavior management techniques or emergency safety interventions signed and dated by both the employee or contracted individual and the supervisor; ...
0470	0469	Criminal History Background Checks, Agency Personnel 290-9-2-.04(12)(i)	Personnel Files. There shall be a personnel file on a director and each employee which shall include: ... (i) Documentation of participation in job-related training, including the dates, hours earned, and the title of all such training, as required annually; ...
0471	0470	Criminal History Background Checks, Agency Personnel 290-9-2-.04(12)(j)	Personnel Files. There shall be a personnel file on a director and each employee which shall include: ... (j) Letter of resignation or reason for termination;
0472	0471	Criminal History Background Checks, Agency Personnel 290-9-2-.04(13)	Contracted Social Service Staff. All contracted social service staff must meet the same qualifications as employees and have a contract file with all of the same items required for the personnel files of other Agency staff.

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0473	0472	Criminal History Background Checks, Agency Personnel 290-9-2-.04(14)	Personnel practices shall conform to the written policies and to these rules and regulations. Statutory Authority: O.C.G.A. Sections 49-2-14.1 et seq., 49-5-12, 49-5-60, 49-5-69, 49-5-69.1, 49-5-73.
0500	0500	Agency Policies and Procedures for Services. 290-9-2-05(1)	Policy and Procedure Manual. The Agency shall have and comply with a written manual of operating policies and procedures in accordance with these rules and regulations regarding its services. ...
0501	0501	Agency Policies and Procedures for Services. 290-9-2-.05(1)(a)	Policy and Procedure Manual. ... The policies and procedures shall include, but need not be limited to: (a) Adoption services. 1. Services to biological parent(s) exploring surrender of a child for adoption; 2. Procedures for termination of parental rights; 3. Procedures for accepting applications for adoption, for conducting home studies and for approval or disapproval of prospective adoptive homes and families; 4. Procedures for placements, supervising placements, completing required court reports and assistance in finalizing the adoption; 5. Collection and refunding of fees; and 6. Process for obtaining a criminal records check of each petitioner prior to the finalization of the adoption according to current Georgia law. ...
0507	0507	Agency Policies and Procedures for Services. 290-9-2-.05(1)(b)	Policy and Procedure Manual. ... The policies and procedures shall include, but need not be limited to: ... (b) Foster Care Services. 1. Procedures for obtaining temporary custody or parental consent to provide foster care services; 2. Procedures for accepting applications from prospective foster parent(s), conducting home studies, approval or disapproval of foster homes; 3. Procedures for supervising foster home placements to ensure that room, board and watchful oversight is provided; 4. Payment procedures for cost of care and other expenses to the foster parent(s); 5. Provision of medical and dental care, allowance, clothing and other incidentals for children in foster care; 6. Parental visiting; 7. Behavior management of children in care; 8. Process for obtaining a satisfactory criminal records check clearance of all foster parent(s) and other adults residing in the foster home prior to placing a child in the home, or of foster parent(s) to continue a child in foster care, as required by current Georgia law; and 9. Reasonable and prudent parenting.

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0514	0515	Agency Policies and Procedures for Services. 290-9-2-.05(1)(c)	Policy and Procedure Manual. ... The policies and procedures shall include, but need not be limited to: ... c) Financial policies and procedures including fees, payment schedules, and refunds; ...
0515	0516	Agency Policies and Procedures for Services. 290-9-2-.05(1)(d)	Policy and Procedure Manual. ... The policies and procedures shall include, but need not be limited to: ... (d) Establishing, maintaining and storing of records and files; ...
0516	0517	Agency Policies and Procedures for Services. 290-9-2-.05(1)(e)	Policy and Procedure Manual. ... The policies and procedures shall include, but need not be limited to: ... (e) Interstate and inter-country placement of children; ...
0517	0518	Agency Policies and Procedures for Services. 290-9-2-.05(1)(f)	Policy and Procedure Manual. ... The policies and procedures shall include, but need not be limited to: ... (f) The specific emergency safety intervention plan, including the emergency safety interventions that may be used ; ...
0518	0519	Agency Policies and Procedures for Services. 290-9-2-.05(1)(g)	Policy and Procedure Manual. ... The policies and procedures shall include, but need not be limited to: ... (g) The prohibition and reporting of child abuse; and ...
0519		Agency Policies and Procedures for Services. 290-9-2-.05(1)(h)	Policy and Procedure Manual. ... The policies and procedures shall include, but need not be limited to: ... (h) Disaster preparedness.
0520	0520	Agency Policies and Procedures for Services. 290-9-2-.05(2)	An Agency facilitating the removal of a child from the home of the biological parent(s) or guardians, shall complete an assessment of the child's current situation prior to the separation of a child from the home.
0521	0521	Agency Policies and Procedures for Services. 290-9-2-.05(3)	If it is determined that it is not in the child's best interest to remain with the biological parent(s) or guardians, they shall be required to be involved in the service planning so that the most appropriate form of placement for the child (foster family care, residential group care or adoption) can be determined.

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0522	0522	Agency Policies and Procedures for Services. 290-9-2-.05(4)	Prior to accepting a child from another state or prior to placing a child outside Georgia for temporary care or for adoption, the Agency's procedures shall comply with the applicable state laws and with the provisions of the Interstate Compact on the Placement of Children (ICPC), O.C.G.A. Chapter 39-4.
0523	0523	Agency Policies and Procedures for Services. 290-9-2-.05(5)	Agencies providing adoptive services shall have policies and procedures in compliance with the provisions of the State Adoption statutes, O.C.G.A. Chapter 19-8.
0524	0524	Agency Policies and Procedures for Services. 290-9-2-.05(6)	The Agency shall have written procedures for addressing concerns, disagreements, complaints and grievances of applicants .
0525	0525	Agency Policies and Procedures for Services. 290-9-2-.05(7)	Agency staff, contractors, volunteers, foster parents and prospective adoptive parents shall ensure that practices conform to Agency written policies and procedures.
0526	0526	Agency Policies and Procedures for Services. 290-9-2-.05(8)	Whenever the Agency has reason to believe that a child in care has been subjected to child abuse it shall cause a report of such abuse to be made to the Department of Human Services (Division of Family and Children Services, Child Protective Services) or in the absence of such to an appropriate police authority or district attorney in accordance with the requirements of O.C.G.A. Section 19-7-5. A copy of such report shall also be filed with Residential Child Care Licensing. Statutory Authority: O.C.G.A. Sections 19-7-5, 19-8-1 et seq., 39-4-1 et seq., 49-5-12.
0600	0600	Adoption Services. 290-9-2-.06(1)	Orientation Information For Prospective Adoptive Parent(s). Prior to the acceptance of an application or fees of any kind, the Agency shall provide information to prospective adoptive parent(s) to assist them in making an informed decision about applying to adopt. The information may be in the form of a written handout. The information shall include at least: <ul style="list-style-type: none"> (a) The Agency's adoption services; (b) The Agency's eligibility requirements for adoption; (c) A description of the procedures involved with adoption; (d) The Agency's fee schedule and refund policies; (e) The approximate time the assessment and adoption process will take; and (f) The types of children available for adoption.

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0605	0605	Adoption Services. 290-9-2-.06(2)	Additional Orientation For Prospective Adoptive Parent(s). Prior to or once an application has been submitted by prospective adoptive parent(s), and prior to approval of the application, additional orientation information shall be supplied for the applicant(s), including but not limited to: <ul style="list-style-type: none"> (a) The legal procedures involved in adoption; (b) The minimum requirements for a prospective adoptive home and the procedures for the home study; (c) The onboarding of biological parent(s) and prospective adoptive parent(s), including the matching and placement process; (d) The Georgia Adoption Reunion Registry; (e) The Agency's grievance procedures; and (f) The Agency's policies and procedures including those on behavior management techniques and emergency safety interventions.
0611	0611	Adoption Services. Home Study. 290-9-2-.06(3)	Home Study of the Prospective Adoptive Family. The Agency shall make a written evaluation, or study, of each prospective adoptive family prior to the placement of a child in the home. If the family is approved, the required information shall be kept current, with modifications made as necessary if changes occur, until a placement is made. ...
0612	0612	Adoption Services. Home Study. 290-9-2-.06(3)(a)	Home Study of the Prospective Adoptive Family. ... (a) This home study of the applicant for adoption services shall include at least three visits on separate days. At least one visit shall be in person in the home and the applicant and all other family members shall be seen and interviewed. ...
0613	0613	Adoption Services. Home Study. 290-9-2-.06(3)(b)	Home Study of the Prospective Adoptive Family. ... (b) Prospective adoptive parent(s) shall be interviewed together as well as separately. ...
0614	0614	Adoption Services. Home Study. 290-9-2-.06(3)(c)	Home Study of the Prospective Adoptive Family. ... (c) Dates of these visits and the name of the caseworker making the visits shall be documented in the home study. ...
0616	0616	Adoption Services. Home Study. 290-9-2-.06(3)(d)1.	Home Study of the Prospective Adoptive Family. ... (d) The [home] study shall include at least the following information concerning the prospective adoptive family: 1. The names, home address, and phone number of the prospective adoptive family, as well as the work phone number of the prospective adoptive parent(s); ...

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0617	0617	Adoption Services. Home Study. 290-9-2-.06(3)(d)2.	The [home] study shall include at least the following information concerning the prospective adoptive family: ... 2. Motivation to adopt, including issues with infertility or loss of a child, if applicable; ...
0618	0618	Adoption Services. Home Study. 290-9-2-.06(3)(d)3.	The [home] study shall include at least the following information concerning the prospective adoptive family: ... 3. Description of each family member, to include: (i) Date and place of birth; (ii) Physical description; (iii) Family background and history; (iv) Current relationships with immediate and extended family members; (v) Education; (vi) Social involvements; and (vii) Personal characteristics, such as personality, and interests and hobbies; ...
0625	0625	Adoption Services. Home Study. 290-9-2-.06(3)(d)4.	The [home] study shall include at least the following information concerning the prospective adoptive family: ... 4. Evaluation of family life: (i) Date and place of marriages, if applicable; (ii) History and assessment of marital relationship(s) or domestic partnerships; and (iii) Family patterns; ...
0627	0627	Adoption Services. Home Study. 290-9-2-.06(3)(d)5.	The [home] study shall include at least the following information concerning the prospective adoptive family: ... 5. Evaluation of parenting practices: (i) Description of parenting knowledge, attitudes, and skills; (ii) Behavior management practices; (iii) Child rearing practices; and (iv) Experience with children; ...
0629	0629	Adoption Services. Home Study. 290-9-2-.06(3)(d)6.	The [home] study shall include at least the following information concerning the prospective adoptive family: ... 6. Evaluation of physical and mental health needs and/or supports that may be required from external sources, such as a Georgia's Medicaid Rehabilitation Option Provider: (i) Summary of health history and condition of each family member; (ii) Documentation of a physical examination of the prospective adoptive parent applicant(s) completed by a licensed physician, physician assistant, or a nurse practitioner, or the public health department, within 12 months prior to the completion of the home study; (iii) A statement from a licensed physician, physician assistant, nurse practitioner, or public health department regarding the general health status of other members of the prospective adoptive family, obtained within the 12 months prior to the completion of the home study; and (iv) An informal assessment of the emotional and mental health of each member of the prospective adoptive family; ...

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0633	0633	Adoption Services. Home Study. 290-9-2-.06(3)(d)7.	The [home] study shall include at least the following information concerning the prospective adoptive family: ... 7. Evaluation of the understanding of and adjustment to adoptive parenting: (i) The understanding of adoption and how adoption will be handled with the child; (ii) Attitude toward biological parent(s); (iii) Understanding of how adoptive parenting is different from biological parenting and how transracial parenting is different, if applicable; (iv) Attitude toward rearing a child biologically not their own; (v) Understanding of the possibility of inherited traits and the influence of genetics vs. environment; (vi) Expectations of the adopted child, including intellectual and physical achievement; development and inclusion of child's culture; (vii) Understanding of loss in adoption; (viii) Attitudes of other children residing in the home and extended family members toward adoption; and (ix) The support network in place for the prospective adoptive family, including support systems for single parent families, if applicable; ...
0636	0636	Adoption Services. Home Study. 290-9-2-.06(3)(d)8.	The [home] study shall include at least the following information concerning the prospective adoptive family: ... 8. Evaluation of the prospective adoptive parent(s)' finances and occupation: (i) Employment history of family members; (ii) Combined annual income; (iii) Ability to provide financially for the family; and (iv) Projected financial impact of the addition of an adopted child to the home; ...
0640	0640	Adoption Services. Home Study. 290-9-2-.06(3)(d)9.(i)	The [home] study shall include at least the following information concerning the prospective adoptive family: ... 9. A description of the home and community: (i) Description of the neighborhood; ...
0641	0641	Adoption Services. Home Study. 290-9-2-.06(3)(d)9.(ii)	The [home] study shall include at least the following information concerning the prospective adoptive family: ... 9. A description of the home and community: ... (ii) Physical standards of the home, including space, and water supply and sewage disposal systems which, if other than public systems, have been approved by appropriate authorities; ...

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0642	0642	Adoption Services. Home Study. 290-9-2- .06(3)(d)9.(iii)	The [home] study shall include at least the following information concerning the prospective adoptive family: ... 9. A description of the home and community: ... (iii) A statement to verify that any domestic pets owned or residing with the family have been inoculated against rabies as required by law; ...
0643	0643	Adoption Services. Home Study. 290-9-2- .06(3)(d)9.(iv)	The [home] study shall include at least the following information concerning the prospective adoptive family: ... 9. A description of the home and community: ... (iv) A statement verifying that all firearms owned and in the home are locked away from children; ...
0644	0644	Adoption Services. Home Study. 290-9-2- .06(3)(d)9.(v)	The [home] study shall include at least the following information concerning the prospective adoptive family: ... 9. A description of the home and community: ... (v) A statement verifying that if a swimming pool or body of water is present at the home, it is safeguarded to prevent unsupervised access and that it meets all applicable community ordinances; ...
0645	0645	Adoption Services. Home Study. 290-9-2- .06(3)(d)9.(vi)	The [home] study shall include at least the following information concerning the prospective adoptive family: ... 9. A description of the home and community: ... (vi) A statement that each level of the home is equipped with a functional smoke alarm and carbon monoxide detector; ...
0646		Adoption Services. Home Study. 290-9-2- .06(3)(d)9.(vii)	The [home] study shall include at least the following information concerning the prospective adoptive family: ... 9. A description of the home and community: ... (vii) The home is equipped with first aid supplies and at least one operable fire extinguisher that is readily accessible; and ...
0647	0647	Adoption Services. Home Study. 290-9-2- .06(3)(d)9.(viii)	The [home] study shall include at least the following information concerning the prospective adoptive family: ... 9. A description of the home and community: ... (viii) Assessment of community resources, including accessibility of schools, religious institutions, recreation, and medical facilities. ...
0648	0648	Adoption Services. Home Study. 290-9-2- .06(3)(d)10.	The [home] study shall include at least the following information concerning the prospective adoptive family: ... 10. A statement regarding the results of a criminal records check, as required by law, for each prospective adoptive parent(s). Where the individuals in the home have not resided in this state for the five years preceding their application to adopt, the Agency shall require additional documentation available through the state child welfare agency in which the applicant resided that the individuals are not listed on the child abuse and neglect registry. ...

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0649	0649	Adoption Services. Home Study. 290-9-2-.06(3)(d)11.	The [home] study shall include at least the following information concerning the prospective adoptive family: ... 11. A minimum of three character references: (i) At least one reference must be from an extended family member not residing with the prospective adoptive family, and (ii) If a prospective adoptive parent(s) has worked with children in the past five (5) years, a reference must be obtained from the former employer(s) for that work experience; ...
0651	0651	Adoption Services. Home Study. 290-9-2-.06(3)(d)12.	The [home] study shall include at least the following information concerning the prospective adoptive family: ... 12. Description of the child the applicant will consider, including age, sex, ethnicity, and any physical, medical, or emotional parameters; ...
0652	0652	Adoption Services. Home Study. 290-9-2-.06(3)(d)13.	The [home] study shall include at least the following information concerning the prospective adoptive family: ... 13. Recommendation regarding approval as prospective adoptive parent(s), including description of any identified training or resource needs; and that the prospective adoptive parents possess the capacity to provide room, board and watchful oversight. ...
0653	0653	Adoption Services. Home Study. 290-9-2-.06(3)(d)14.	The [home] study shall include at least the following information concerning the prospective adoptive family: ... 14. Date the home study is completed and the name and signature of the person completing the study.
0654	0654	Adoption Services. Home Study. 290-9-2-.06(3)(e)	(e) Home Study Updates. For certain circumstances as described below, a home study may be updated in lieu of completion of an entirely new home study. At a minimum, a home study update must include at least one home visit, the applicant's current employment status, updated medical reports, changes in family composition, and any changes in types of children requested. ...
0655	0655	Adoption Services. Home Study. 290-9-2-.06(3)(e)1.	Home Study Updates. ... Additional information may be required as follows: 1. When a family is approved for an adoption placement by a Georgia agency, and a child has not been placed with the family within one year of the date of the approval by that agency, there shall be documentation annually of the reason(s) a placement has not been made, and a home study update shall be completed prior to a placement being made; ...
0656	0656	Adoption Services. Home Study. 290-9-2-.06(3)(e)2.	Home Study Updates. ... Additional information may be required as follows: ... 2. When a family is applying to adopt again after an initial adoption placement has resulted in a disruption, an update shall be completed and include information about the cause(s) of the previous disruption; and ...

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0657	0657	Adoption Services. Home Study. 290-9-2-.06(3)(e)3.	Home Study Updates. ... Additional information may be required as follows: ... 3. An update of a home study from another state or from another Georgia agency shall require at least one home visit with all family members present and shall include additionally an evaluation of the physical standards of the home.
0658	0658	Adoption Services. Home Study. 290-9-2-.06(3)(f)	(f) Subsequent Home Studies. When a family is applying to adopt again after an initial placement has been made with that family, a subsequent home study shall be completed, which may contain the original home study for information which has not changed since that study, but must at a minimum include additionally: 1. At least one additional home visit since the time of the previous placement; 2. The applicant's current employment status; 3. Updated medical reports; 4. Changes in family composition; 5. Any changes in types of children requested; 6. An evaluation of the prospective adoptive parent(s)' adjustment to parenthood; and 7. A re-evaluation of parenting skills, knowledge, and techniques.
0665	0665	Adoption Services. Home Study. 290-9-2-.06(3)(g)	(g) Decision on Approval. A decision on approval of a prospective adoptive family shall be made within 60 days of the last contact with the applicant or there shall be documentation in the record to explain any delay. ...
0666	0666	Adoption Services. Home Study. 290-9-2-.06(3)(g)1.	Decision on Approval. ... 1. Applicants shall be notified in writing within ten (10) business days following the Agency's decision of their approval or disapproval as a prospective adoptive family. ...
0667	0667	Adoption Services. Home Study. 290-9-2-.06(3)(g)2.	Decision on Approval. ... 2. A narrative that clearly indicates the reason(s) a family was not accepted or did not have a child placed shall be included in the record of an unapproved applicant.
0668	0668	Adoption Services. Biological Family and Child. 290-9-2-.06(4)(a)	Services to the Biological Family and Child. (a) The Agency shall offer and document services to both biological parent(s), including counseling and referral to other agencies when needed, to assist in determining the best plan of care for their child. ...

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0669	0669	Adoption Services. Biological Family and Child. 290-9-2-.06(4)(b)	Services to the Biological Family and Child. ... (b) The Agency and the biological parent(s) shall enter into a written agreement as early in the working relationship as possible specifying the services to be provided and the responsibilities and expectations of each party. ...
0670	0670	Adoption Services. Biological Family and Child. 290-9-2-.06(4)(c)	Services to the Biological Family and Child. ... (c) Once an agreement has been established with the biological parent(s), the Agency's commitment to an appropriate placement of that child shall be irrevocable unless the biological parent(s) fail to abide by the terms of the agreement or it is determined by the Agency in good faith that the child cannot be legally freed for adoption. ...
0671	0671	Adoption Services. Biological Family and Child. 290-9-2-.06(4)(d)	Services to the Biological Family and Child. ... (d) An Agency shall not provide inducements to the biological parent(s) to surrender the child by any financial assistance, either direct or indirect, from whatever source or use coercion to influence their decision to either make an adoption plan or parent the child. The biological parent(s) shall sign an affidavit that includes an itemized accounting of all expenses paid or reimbursed pursuant to O.C.G.A. Section 19-8-24. The biological parent(s) and the Agency shall sign affidavits that include an itemized accounting of the payment or reimbursement of all expenses to the biological parent(s) such as: <ol style="list-style-type: none"> 1. Medical expenses directly related to a biological mother's pregnancy and hospitalization for the birth of the child and medical care for the child; 2. Counseling services or legal services for a biological parent directly related to the placement by the parent of his or her child for adoption; 3. Reasonable living expenses for the biological mother; and 4. Any other financial assistance paid or reimbursed to the biological parent(s). ...
0672	0672	Adoption Services. Biological Family and Child. 290-9-2-.06(4)(e)	Services to the Biological Family and Child. ... (e) The Agency shall obtain medical and social background information for each biological parent such as name, age, nationality, religion, education, and occupation. Information to determine whether there are any significant hereditary facts or pathology, including illnesses of the biological parent(s) and their families, that might affect the child's normal development, shall be included in the background information. ...
0673	0673	Adoption Services. Biological Family and Child. 290-9-2-.06(4)(f)	Services to the Biological Family and Child. ... (f) When a biological mother refuses to disclose the name of the biological father, the record shall reflect the fact that she was advised of the legal consequence of non-disclosure of the name of the biological father. ...

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0674	0674	Adoption Services. Biological Family and Child. 290-9-2-06(4)(g)	Services to the Biological Family and Child. ... When a biological mother indicates that the identity of the biological father is unknown to her, the record shall reflect the fact that she was advised of the consequences of such a response and shall also reflect the reason why his identity is unknown to her. ...
0675	0675	Adoption Services. Biological Family and Child. 290-9-2-06(4)(h)	Services to the Biological Family and Child. ... (h) Whenever rights to a child are surrendered to the Department, a Child-Placing Agency, or an out-of-state licensed agency, a copy of the executed surrender documents shall be provided to the parent(s) at the time of the signing. ...
0676	0676	Adoption Services. Biological Family and Child. 290-9-2-.06(4)(i)	Services to the Biological Family and Child. ... (i) The biological parent(s) shall have the right to revoke the surrender of a child within four days after signing such surrender in accordance with O.C.G.A. Section 19-8-9. ...
0677	0677	Adoption Services. Biological Family and Child. 290-9-2-.06(4)(j)	Services to the Biological Family and Child. ... (j) Requirements and procedures for any reimbursement of funds to the Agency from the biological parent(s) in the event of a withdrawal or revocation of consent shall be made available in writing to the biological parent(s) and shall be discussed during initial interviews. ...
0678	0678	Adoption Services. Biological Family and Child. 290-9-2-.06(4)(j)1.	Services to the Biological Family and Child. ... Requirements and procedures for any reimbursement of funds... 1. Requiring reimbursement for Agency operational expenses is prohibited. ...
0679	0679	Adoption Services. Biological Family and Child. 290-9-2-.06(4)(j)2.	Services to the Biological Family and Child. ... Requirements and procedures for any reimbursement of funds... 2. If there is no required reimbursement of funds, a statement signed by the biological parent(s) and the Agency representative to that effect shall be in the file. ...
0680	0680	Adoption Services. Biological Family and Child. 290-9-2-.06(4)(k)	Services to the Biological Family and Child. ... (k) The Agency shall accept a surrender of a child for adoption only after a thorough study has been made to determine: 1. That the biological parent(s) signing the surrender understands the meaning and consequences of surrender and of consent to adoption procedures, including time limitations for withdrawal or revocation of consent; 2. That all facts relative to the biological or legal father are a part of the record; 3. That adoption is in the child's best interest; and 4. That the written consent of a child who is 14 years of age or older to his or her adoption is given and acknowledged in the presence of the court and is made a part of the record. ...

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0683	0683	Adoption Services. Biological Family and Child. 290-9-2-.06(4)(l)	Services to the Biological Family and Child. ... (l) A surrender shall not be accepted from the biological mother and legal father prior to the birth of the child. ...
0684	0684	Adoption Services. Biological Family and Child. 290-9-2-.06(4)(m)	Services to the Biological Family and Child. ... (m) The surrender of parental rights of the biological parents shall be executed under oath and in the presence of a notary public and an adult witness. ...
0685	0685	Adoption Services. Biological Family and Child. 290-9-2-.06(4)(n)	Services to the Biological Family and Child. ... (n) A surrender of parental rights of the biological parents shall not be accepted without the benefit of legal representation or action when: 1. In the Agency's opinion the biological parent(s) appear incapable of exercising informed judgment; or 2. The biological parent(s) refuses to sign a surrender or assume responsibility for the child. ...
0686	0686	Adoption Services. Biological Family and Child. 290-9-2-.06(4)(o)	Services to the Biological Family and Child. ... (o) The Agency shall ensure that a surrender of parental rights of the biological parents is executed in accordance with the provisions of the O.C.G.A. Chapter 19-8. ...
0687	0687	Adoption Services. Biological Family and Child. 290-9-2-.06(4)(p)	Services to the Biological Family and Child. ... (p) The Agency shall be responsible for any legal services necessary for the termination of the parental rights of the biological or legal father, if applicable. ...
0688	0688	Adoption Services. Biological Family and Child. 290-9-2-.06(4)(q)	Services to the Biological Family and Child. ... (q) When an Agency accepts surrender of a child from a biological parent, the Agency shall assume primary responsibility for the child, including care and support, until the final decree of adoption. ...
0689	0689	Adoption Services. Biological Family and Child. 290-9-2-.06(4)(r)	Services to the Biological Family and Child. ... (r) Biological parent(s) shall be informed of Georgia's Adoption Reunion Registry and their legal rights to enter either a consent to contact or affidavit of nondisclosure should their child placed for adoption ever request contact with them upon reaching age eighteen (18) or older. ...

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0690	0690	Adoption Services. Biological Family and Child. 290-9-2-.06(4)(s)	<p>Services to the Biological Family and Child. ...</p> <p>(s) Records for the biological parent(s) and child shall contain:</p> <ol style="list-style-type: none"> 1. Name, address, social security number, telephone number and marital status of the biological parent(s); 2. Social history of the family; 3. A report of the circumstances precipitating the Agency's involvement with the biological parent(s); 4. Description of services to biological parent(s) and child; 5. Health history of the biological parent(s) and child including a health examination of the child within one year prior to date of placement. Such examination shall be done by a medical doctor, physician assistant, or a nurse practitioner, or public health department; 6. Name, sex, race, birth date and birthplace of the child; 7. Legal documents including verified birth certificate, court order, agreements, surrenders, consents, etc.; 8. Documentation of the surrender or termination of parental rights of the biological parents; 9. Documentation that biological parent(s) were informed of Georgia's Adoption Reunion Registry and of how they could register their wishes on the Registry; and 10. Documentation of contacts with or made on behalf of the biological parent(s) and child.
0701	0701	Adoption Services. Biological Father. 290-9-2-.06(5)(a)	<p>Services to the Biological Father Who Is Not a Legal Father of the Child.</p> <p>(a) The Agency shall offer and document services to the biological father who is not a legal father of the child, if applicable. ...</p>
0702	0702	Adoption Services. Biological Father. 290-9-2-.06(5)(b)	<p>Services to the Biological Father Who Is Not a Legal Father of the Child. ...</p> <p>(b) The Agency shall obtain medical and social background information for the biological father who is not a legal father such as name, age, nationality, religion, education, and occupation. Information to determine whether there are any significant hereditary facts or pathology, including illnesses of the biological father who is not a legal father and his families, which might affect the child's normal development, shall be included in the background information. ...</p>
0703	0703	Adoption Services. Biological Father. 290-9-2-.06(5)(c)	<p>Services to the Biological Father Who Is Not a Legal Father of the Child. ...</p> <p>(c) Whenever rights are surrendered to the Department, a Child-Placing Agency, or an out-of-state licensed agency, a copy of the executed surrender documents shall be provided at the signing to the biological father who is not a legal father. ...</p>
0704	0704	Adoption Services. Biological Father. 290-9-2-.06(5)(d)	<p>Services to the Biological Father Who Is Not a Legal Father of the Child. ...</p> <p>(d) The biological father who is not a legal father shall have the right to revoke the surrender of the child within four days after signing such surrender in accordance with O.C.G.A. Section 19-8-9. ...</p>

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0705	0705	Adoption Services. Biological Father. 290-9-2-.06(5)(e)	Services to the Biological Father Who Is Not a Legal Father of the Child. ... (e) The Agency shall accept a surrender of a child for adoption only after a thorough study has been made to determine: 1. That the biological father who is not the legal father signing the surrender understands the meaning and consequences of surrender and of consent to adoption procedures, including time limitations for withdrawal or revocation of consent; and 2. That all available information relative to the biological father who is not a legal father is a part of the record. ...
0707	0707	Adoption Services. Biological Father. 290-9-2-.06(5)(f)	Services to the Biological Father Who Is Not a Legal Father of the Child. ... (f) A biological father who is not a legal father of a child may execute a surrender of his rights to the child prior to the birth of the child for the purpose of an adoption pursuant to Chapter 8 of Title 19 of the Official Code of Georgia Annotated.
0708	0708	Adoption Services. Biological Father. 290-9-2-.06(5)(g)	Services to the Biological Father Who Is Not a Legal Father of the Child. ... (g) The surrender of rights by the biological father who is not a legal father shall be executed under oath and in the presence of a notary public and an adult witness. ...
0709	0709	Adoption Services. Biological Father. 290-9-2-.06(5)(h)	Services to the Biological Father Who Is Not a Legal Father of the Child. ... (h) A surrender of rights shall not be accepted from the biological father who is not a legal father without the benefit of legal representation or action when: 1. In the Agency's opinion the biological father who is not a legal father appears to be incapable of exercising informed judgment; or 2. The biological father who is not a legal father refuses to sign a surrender. ...
0711	0711	Adoption Services. Biological Father. 290-9-2-.06(5)(i)	Services to the Biological Father Who Is Not a Legal Father of the Child. ... (i) The Agency shall ensure that a surrender of rights by the biological father who is not a legal father is executed in accordance with the provisions of O.C.G.A. Chapter 19-8. ...
0712	0712	Adoption Services. Biological Father. 290-9-2-.06(5)(j)	Services to the Biological Father Who Is Not a Legal Father of the Child. ... (j) The biological father who is not a legal father shall be informed of Georgia's Adoption Reunion Registry and his legal rights to enter either a consent to contact or affidavit of nondisclosure should his child placed for adoption ever request contact with him upon reaching age eighteen (18) or older. ...
0713	0713	Adoption Services. Biological Father. 290-9-2-.06(5)(k)	Services to the Biological Father Who Is Not a Legal Father of the Child. ... (k) Records for the biological father who is not a legal father shall contain, if available: 1. His name, address, social security number, telephone number and marital status; 2. A report of the circumstances precipitating the Agency's involvement with him; 3. His health history; 4. Documentation of the surrender or termination of his rights to the child; 5. Documentation that he was informed of Georgia's Adoption Reunion Registry and of how he could register his wishes on the Registry; and 6. Documentation of contacts made with or made on behalf of him.

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0719	0719	Adoption Services. Prior to Placement. 290-9-2-.06(6)	Services Prior to An Adoption Placement. These services are provided after an applicant has been approved, and prior to the placement of a child for adoption.
0720	0720	Adoption Services. Prior to Placement. 290-9-2-.06(6)(a)	Services Prior to An Adoption Placement. ... (a) The Agency shall consider a child's racial, cultural, ethnic, and religious heritage and preserve them to the extent possible without jeopardizing the child's right for placement and care. ...
0721	0721	Adoption Services. Prior to Placement. 290-9-2-.06(6)(b)	Services Prior to An Adoption Placement. ... (b) Children of the same family shall be kept together when possible unless it has been determined through casework services that this is not desirable. If not in the best interest of the children involved, the reasons shall be documented in the records. ...
0722	0722	Adoption Services. Prior to Placement. 290-9-2-.06(6)(c)	Services Prior to An Adoption Placement. ... (c) The Agency shall discuss children for potential adoption with the approved prospective adoptive family and shall prepare the prospective adoptive family for the placement of a particular child or children, by anticipating the adjustments and problems that may arise during and after placement. 1. All available information about the child's development and background shall be shared in writing with the prospective adoptive parent(s). 2. A copy of the written health history shall be given to the prospective adoptive parent(s) for their use with the child's physician. 3. Documentation of these disclosures shall be included in the case record. ...
0726	0726	Adoption Services. Prior to Placement. 290-9-2-.06(6)(d)	Services Prior to An Adoption Placement. ... (d) The child shall be seen by the prospective adoptive parent(s) prior to the signing of the placement agreement, and this event shall be documented in the case record. For inter-country adoptions, this rule shall not apply if the Agency does not have custody of the child.
0727	0727	Adoption Services. Following a Placement. 290-9-2-.06(7)(a)	Services Following An Adoption Placement. (a) The Agency caseworker shall make at least two home visits after the placement of the child and prior to the filing of the petition for adoption. ...
0728	0728	Adoption Services. Following a Placement. 290-9-2-.06(7)(a)1.	Services Following An Adoption Placement. ... 1. The first home visit may be made at any time within 30 days after the placement of the child. ...

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0729	0729	Adoption Services. Following a Placement. 290-9-2-.06(7)(a)2.	Services Following An Adoption Placement. ... 2. There shall be a minimum of two weeks between the required home visits for a child age twelve (12) months or younger. ...
0730	0730	Adoption Services. Following a Placement. 290-9-2-.06(7)(a)3.	Services Following An Adoption Placement. ... 3. There shall be a minimum of 30 days between the required home visits for a child over the age of twelve (12) months. ...
0731	0731	Adoption Services. Following a Placement. 290-9-2-.06(7)(b)	Services Following An Adoption Placement. ... (b) Home visits shall be made with the prospective adoptive family at least once a month prior to the filing of a petition for adoption to verify that the prospective parent(s) are delivering care in a safe and healthy environment to the children in accordance with these rules and regulations and relevant Agency policies and procedures. Such visits shall include observation of the child and at least one prospective adoptive parent in the home. ...
0732	0732	Adoption Services. Following a Placement. 290-9-2-.06(7)(c)	Services Following An Adoption Placement. ... (c) When foster parent(s) are adopting their foster child, the foster parents may proceed with the filing of the petition prior to any home visits. ...
0733	0733	Adoption Services. Following a Placement. 290-9-2-.06(7)(d)	Services Following An Adoption Placement. ... (d) If a petition for adoption is not granted within 90 days after filing, the Agency shall make additional home visits at least quarterly until a final order has been entered on the petition. ...
0734	0734	Adoption Services. Following a Placement. 290-9-2-.06(7)(e)	Services Following An Adoption Placement. ... (e) Documentation of home visits will be maintained in both the prospective adoptive family's and the child's file. Documentation of home visits should include but not be limited to a summary of the entire family's adjustment to the prospective adoptive placement, any problem or issue that has arisen, and the resolution of the problem or issue. ...

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0735	0735	Adoption Services. Following a Placement. 290-9-2-.06(7)(f)	Services Following An Adoption Placement. ... (f) The Agency shall explain to the prospective adoptive family the requirement that the prospective adoptive family engage an attorney of its choice for finalization of the adoption. ...
0736	0736	Adoption Services. Following a Placement. 290-9-2-.06(7)(g)	Services Following An Adoption Placement. ... (g) The Agency, when appointed as the agent by the court, shall help complete the adoption as required by the Superior Court through preparation and presentation of the written court report. A copy of the court report shall be filed with the state Office of Adoptions. Copies of the state birth verification and the court report shall be retained by the Agency in the adoption record. Any requests, consents or objections for the name of a biological parent to be released to an adopted individual shall be filed with the State Adoption Unit. ...
0737	0737	Adoption Services. Following a Placement. 290-9-2-.06(7)(h)	Services Following An Adoption Placement. ... (h) In an interstate adoption placement where Georgia is the state of origin, the requirements for services following an adoption placement may be met by fulfilling the requirements of the receiving state.
0738	0738	Adoption Services. Intercountry Adoptions. 290-9-2-.06(8)(a)	Inter-country Adoptions. When an Agency is participating in inter-country adoptions, the following requirements must be met in addition to other requirements contained in these rules: (a) An Agency participating in prospective inter-country adoptions, whether as a sponsoring agency or by the provision of home studies, shall abide by all applicable federal and state laws and regulations, including immigration laws and those relating to inter-country agreements concerning adoptions. ...
0739	0739	Adoption Services. Intercountry Adoptions. 290-9-2-.06(8)(b)	Inter-country Adoptions. When an Agency is participating in inter-country adoptions, the following requirements must be met in addition to other requirements contained in these rules: ... (b) Where written agreements exist, an Agency shall retain copies of all agreements with foreign countries and English translations of those agreements. ...
0740	0740	Adoption Services. Intercountry Adoptions. 290-9-2-.06(8)(c)	Inter-country Adoptions. When an Agency is participating in inter-country adoptions, the following requirements must be met in addition to other requirements contained in these rules: ... (c) A sponsoring agency for a prospective inter-country adoption shall retain documentation that: 1. The child is legally freed for adoption in the country of origin; and 2. All information about supervision after placement required by the country of origin has been provided prior to the finalization of the adoption. ...

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0742	0742	Adoption Services. Intercountry Adoptions. 290-9-2-.06(8)(d)	Inter-country Adoptions. When an Agency is participating in inter-country adoptions, the following requirements must be met in addition to other requirements contained in these rules: ... (d) An Agency participating in prospective inter-country adoption placements where the United States is the country of origin shall document that the following processes have occurred before the child leaves Georgia: 1. There has been termination of parental rights as required by the receiving country; 2. There has been termination of rights by the biological father who is not the legal father, if applicable; 3. There has been a determination of legal responsibility for the child in the new country; and 4. There has been validation that all the requirements for the adoption to occur in the foreign country can be satisfied. ...
0746	0746	Adoption Services. Intercountry Adoptions. 290-9-2-.06(8)(e)	Inter-country Adoptions. When an Agency is participating in inter-country adoptions, the following requirements must be met in addition to other requirements contained in these rules: ... (e) A sponsoring agency shall provide and document orientation for prospective adoptive parent(s) in issues related to inter-country adoptions, including but not limited to: 1. Adoption requirements of the country of origin; 2. Health issues of the country of origin; 3. Institutional disorders; and 4. Developmental delay. ...
0750	0750	Adoption Services. Intercountry Adoptions. 290-9-2-.06(8)(f)	Inter-country Adoptions. When an Agency is participating in inter-country adoptions, the following requirements must be met in addition to other requirements contained in these rules: ... (f) A sponsoring agency shall document the provision of the following information to prospective adoptive parent(s): 1. Which countries finalize adoptions abroad, and which require that the adoption be finalized in the United States; 2. Information about the physical and mental health of the child; 3. Information regarding domestication of the foreign adoption decree; and 4. Information regarding obtaining U.S. citizenship for the child. ...
0754	0754	Adoption Services. Intercountry Adoptions. 290-9-2-.06(8)(g)	Inter-country Adoptions. When an Agency is participating in inter-country adoptions, the following requirements must be met in addition to other requirements contained in these rules: ... (g) The Agency shall apply the same standards for home study for prospective inter-country placements as for other placements in Georgia and shall meet any federal requirements for the home study. ...

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0755	0755	Adoption Services. Inter-country Adoptions. 290-9-2-.06(8)(h)	Inter-country Adoptions. When an Agency is participating in inter-country adoptions, the following requirements must be met in addition to other requirements contained in these rules: ... (h) Agencies providing inter-country adoption services, whether as a sponsoring agency, through the provision of home studies, or in any other capacity, shall disclose promptly to prospective adoptive parent(s) any information that is or becomes available which may affect their adoption placement, including but not limited to any suspension of the adoption program by the foreign country. ...
0756	0756	Adoption Services. Inter-country Adoptions. 290-9-2-.06(8)(i)	Inter-country Adoptions. When an Agency is participating in inter-country adoptions, the following requirements must be met in addition to other requirements contained in these rules: ... (i) Agencies providing inter-country adoption services shall provide all applicants with policies governing refunds when adoption services that have been promised have not been rendered or when there is a disruption of services that may nullify an adoption.
0757	0757	Adoption Services. Maintenance of Records. 290-9-2-.06(9)(a)	Maintenance of Adoption Records. (a) The Agency shall maintain a record for each applicant for adoption services, to contain the application and other information collected by the Agency pertaining to the applicant including but not limited to: 1. The home study and all documents required by the home study, such as criminal records checks; 2. Upon placement of a child in the home, a signed agreement as to the terms of the placement; 3. A copy of the information given to the parent(s) concerning the child; 4. All legal documents pertaining to the adoption; and 5. A summary narrative on the pre-placement and post-placement contacts with the prospective adoptive family and the adopted child. Entries shall be dated and shall identify the caseworker making the contacts. ...
0762	0762	Adoption Services. Maintenance of Records. 290-9-2-.06(9)(b)	Maintenance of Adoption Records. ... (b) Adoption records shall be maintained permanently following finalization of the adoption. Immediately upon receipt of the final order or certificate of adoption, each individual record shall be sealed and secured from unauthorized scrutiny in accordance with the provisions of O.C.G.A. Section 19-8-23. ...
0763	0763	Adoption Services. Maintenance of Records. 290-9-2-.06(9)(c)	Maintenance of Adoption Records. ... (c) Adoption records shall be converted to digital or electronic format within six months from the date of finalization of the adoption. The format type and date must be clearly labeled on the exterior of the record container. ...

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0764	0764	Adoption Services. Maintenance of Records. 290-9-2-.06(9)(d)	Maintenance of Adoption Records. ... (d) Records of evaluation of applicants for adoption services which do not result in the finalization of an adoption shall be maintained for at least one year following date of written notification to applicants of their unapproved status. ...
0765	0765	Adoption Services. Maintenance of Records. 290-9-2-.06(9)(e- f)	Maintenance of Adoption Records. ... (e) All adoption records shall be stored in fireproof file cabinets or maintained digitally or electronically in accordance with policies that protect against fire and theft, ensure access to authorized users, provide safeguards against access by unauthorized users, and include a data recovery plan for backing up digital and electronic data and for storing back up media at both an on-site and off-site location. (f) All records relating to adoption shall be kept confidential.
0766	0766	Adoption Svcs. Behavior Mgt and Emerg Safety. 290-9-2-.06(10)(a)	Behavior Management and Emergency Safety Interventions. (a) Child training, behavior management, and emergency safety interventions may be administered by the prospective adoptive parent(s) when appropriate and shall be appropriate for the child's age, intelligence, emotional makeup, and past experience. ...
0767	0767	Adoption Svcs. Behavior Mgt and Emerg Safety. 290-9-2-.06(10)(b)	The use of positive techniques for child training and behavior management shall be encouraged and supported by the Agency.
0768	0768	Adoption Svcs. Behavior Mgt and Emerg Safety. 290-9-2-.06(10)(c)1.	Behavior Management. 1. The Agency shall make available to prospective adoptive parent(s) information on the kinds of behavioral problems of the children that might arise and appropriate techniques of behavior management for dealing with such behaviors. ...
0769	0769	Adoption Svcs. Behavior Mgt and Emerg Safety. 290-9-2-.06(10)(c)2.	Behavior Management. ... 2. The following forms of behavior management shall not be used by prospective adoptive parent(s) receiving services through the licensed Agency; ...
0770	0770	Adoption Svcs. Behavior Mgt and Emerg Safety. 290-9-2-.06(10)(c)2.(i)	The following forms of behavior management shall not be used by prospective adoptive parent(s) receiving services through the licensed Agency; (i) Assignment of excessive or unreasonable work tasks; ...
0771	0771	Adoption Svcs. Behavior Mgt and Emerg Safety. 290-9-2-.06(10)(c)2.(ii)	The following forms of behavior management shall not be used by prospective adoptive parent(s) receiving services through the licensed Agency; ... (ii) Denial of meals and hydration; ...

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0772	0772	Adoption Svcs. Behavior Mgt and Emerg Safety. 290-9-2-.06(10)(c)2.(iii)	The following forms of behavior management shall not be used by prospective adoptive parent(s) receiving services through the licensed Agency; ... (iii) Denial of sleep; ...
0773	0773	Adoption Svcs. Behavior Mgt and Emerg Safety. 290-9-2-.06(10)(c)2.(iv)	The following forms of behavior management shall not be used by prospective adoptive parent(s) receiving services through the licensed Agency; ... (iv) Denial of shelter, clothing, or essential personal needs; ...
0774	0774	Adoption Svcs. Behavior Mgt and Emerg Safety. 290-9-2-.06(10)(c)2.(v)	The following forms of behavior management shall not be used by prospective adoptive parent(s) receiving services through the licensed Agency; ... (v) Denial of essential services; ...
0775	0775	Adoption Svcs. Behavior Mgt and Emerg Safety. 290-9-2-.06(10)(c)2.(vi)	The following forms of behavior management shall not be used by prospective adoptive parent(s) receiving services through the licensed Agency; ... (vi) Verbal abuse, ridicule, or humiliation; ...
0776	0776	Adoption Svcs. Behavior Mgt and Emerg Safety. 290-9-2-.06(10)(c)2.(vii)	The following forms of behavior management shall not be used by prospective adoptive parent(s) receiving services through the licensed Agency; ... (vii) Restraint, manual holds, and seclusion used as a means of coercion, discipline, convenience, or retaliation; ...
0777	0777	Adoption Svcs. Behavior Mgt and Emerg Safety. 290-9-2-.06(10)(c)2.(viii)	The following forms of behavior management shall not be used by prospective adoptive parent(s) receiving services through the licensed Agency; ... (viii) Corporal punishment; ...
0778	0778	Adoption Svcs. Behavior Mgt and Emerg Safety. 290-9-2-.06(10)(c)2.(ix)	The following forms of behavior management shall not be used by prospective adoptive parent(s) receiving services through the licensed Agency; ... (ix) Seclusion or confinement of a child in a room or area which may reasonably be expected to cause physical or emotional damage to the child; or ...
0779	0779	Adoption Svcs. Behavior Mgt and Emerg Safety. 290-9-2-.06(10)(c)2.(x)	The following forms of behavior management shall not be used by prospective adoptive parent(s) receiving services through the licensed Agency; ... (x) Seclusion or confinement of a child to a room or area for periods longer than those appropriate to the child's age, intelligence, emotional makeup and previous experience, or confinement to a room or area without the supervision or monitoring necessary to ensure the child's safety and well-being.

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0780	0780	Adoption Svcs. Behavior Mgt and Emerg Safety. 290-9-2-.06(10)(c)3.	Children shall not be permitted to participate in the behavior management of other children.
0781	0781	Adoption Svcs. Behavior Mgt and Emerg Safety. 290-9-2-.06(10)(c)4.	Agencies shall submit to the Department's Residential Child Care Licensing Unit electronically a report within 24 hours, whenever the Agency becomes aware of an incident, which results in any injury to a child as a result of or in connection with any behavior management or emergency safety intervention.
0782	0782	Adoption Svcs. Behavior Mgt and Emerg Safety. 290-9-2-.06(10)(c)5.	The Agency shall take appropriate corrective action when it becomes aware of or observes the use of prohibited forms of behavior management, as specified in sections .06(10)(c)2(i) through (x) or inappropriate emergency safety interventions. Documentation of the incident and the corrective action taken by the Agency shall be maintained in the case records of the child and family.
0783	0783	Adoption Svcs. Behavior Mgt and Emerg Safety. 290-9-2-.06(10)(c)6.	Prospective adoptive parent(s) shall be made aware of each child's known or apparent medical and psychological conditions and family history, as evidenced by written acknowledgement of such awareness, to ensure that the prospective adoptive parent(s) have adequate knowledge to deliver safe and healthy care to the child.
0784	0784	Adoption Svcs. Behavior Mgt and Emerg Safety. 290-9-2-.06(10)(c)7.	<p>The Agency shall require the prospective adoptive parent(s) to report to the Agency within 24 hours any injury to a child receiving services through the Agency as a result of or in connection with the use of any behavior management techniques or emergency safety interventions.</p> <p>Statutory Authority: O.C.G.A. Sections 19-8-1 et. seq, 49-5-3, 49-5-8, 49-5-12, 49-5-60.</p>
0800	0800	Foster Care Services. 290-9-2-.07(1)	<p>Foster Care Services</p> <p>Foster care shall be considered only after it has been established that it is necessary for the physical and/or emotional well-being of the child.</p>
0801	0801	Foster Care Services. 290-9-2-.07(2)	<p>No more than 6 foster children under the age of 19 may reside in a foster home.</p> <p>(a) More than 6 foster children may reside in a foster home under the following limited circumstances:</p> <ol style="list-style-type: none"> 1. To allow a parenting youth in foster care to remain with the child of the parenting youth or 2. To allow siblings to remain together. <p>(b) The Agency must consider and remain in compliance with sleeping arrangement requirements outlined in Rule .07(5)(a)(9)(ii)(I-V) when placing children in the foster home.</p>

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0802	0802	Foster Care Services. 290-9-2-.07(3)	<p>Orientation Prior to Foster Care Application. The Agency shall provide orientation information in person or in written form to prospective foster parent(s) to assist them in making an informed decision about applying to become a foster parent. The format of the orientation must be documented in the applicant's file. The orientation information must include at least the following:</p> <ul style="list-style-type: none"> (a) The Agency's purpose and a listing of services provided; (b) A description of the approval process for foster parenting; (c) The minimum requirements for foster parenting including the limits to the number of children in the home; (d) The roles and responsibilities of foster parent(s), including the provision of room, board and watchful oversight; (e) A description of children served by the Agency; (f) Support services available for foster parent(s); (g) General information regarding financial reimbursement for expenses in foster care; and (h) Policies and procedures regarding appropriate behavior management and emergency safety interventions.
0810	0810	Foster Care Services. Training for Family. 290-9-2-.07(4)	<p>Training for Prospective Foster Parent(s). Once an application to become a foster parent has been submitted, and prior to the approval of an applicant for placement of a child in foster care, the Agency shall provide and document training for the applicant in at least the following topics:</p> <ul style="list-style-type: none"> (a) The Agency's grievance policies and procedures; (b) The annual training requirements for foster parent(s), including the requirement of at least fifteen (15) hours of training relevant to the type of child placed or to be placed in the foster home. (c) The Agency's policies and procedures for behavior management techniques and emergency safety interventions for children in foster care; (d) Child abuse recognition, reporting, and investigation procedures; (e) Characteristics of children served and their developmental needs, including special needs when applicable; and (f) The Agency's policies and procedures for handling medical emergencies (conditions or situations which threaten life, limb, or continued functioning), and managing and documenting use of medications of children in care
0815	0817	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(a)	<p>Minimum Requirements for Prospective Foster Families.</p> <p>(a) Home Study. The Agency shall make a thorough evaluation of each prospective foster family and document this evaluation in an initial foster home study report which shall be updated as changes in the required home study report information occur. If approved, the foster home shall operate in accordance with the information documented in the home study report and any home study report updates. ...</p>

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0816	0817	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(a)1.	Minimum Requirements for Prospective Foster Families. (a) Home Study. ... The [foster] home study report shall include at a minimum the following: 1. The names of family members, the family address and telephone number, valid driver's license number and expiration date, and proof of current automobile insurance as applicable; ...
0817	0818	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(a)2.	The [foster] home study report shall include at a minimum the following: ... 2. The motivation for foster parenting, including issues with infertility or loss of a child, if applicable; ...
0818	0819	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(a)3.	The [foster] home study report shall include at a minimum the following: ... 3. A description of family members, including: (i) Date and place of birth; (ii) Physical description; (iii) Family background and history; (iv) Current relationships with immediate and extended family members; (v) Education; (vi) Social involvements; (vii) Personal characteristics; (I) Personality; and (II) Interests and hobbies; ...
0819	0820	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(a)4.	The [foster] home study report shall include at a minimum the following: ... 4. Evaluation of family life: (i) Verified date and place of marriage, if applicable; (ii) Assessment of marital relationship(s) or domestic partnerships; (iii) Family interaction patterns; and (iv) Previous marriages. ...
0820	0821	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(a)5.	The [foster] home study report shall include at a minimum the following: ... 5. Evaluation of parenting practices: (i) Description of parenting knowledge, attitudes and skills; (ii) Current behavior management practices; and (iii) Current child-rearing practices. ...

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0821	0822	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(a)6.	<p>The [foster] home study report shall include at a minimum the following: ...</p> <p>6. Evaluation of physical and mental health needs and/or supports that maybe required from external sources, such as an MRO:</p> <ul style="list-style-type: none"> (i) Summary of health history and condition of each family member; (ii) Documentation of a physical examination of the foster parent(s) completed by a licensed physician, physician assistant, or a nurse practitioner, or the public health department, within 12 months prior to the completion of the home study; (iii) A statement from a licensed physician, physician assistant, nurse practitioner, or public health department regarding the general health status of other members of the foster home, obtained within the 12 months prior to the completion of the home study; (iv) A statement of the emotional and mental health history, including any history of drug or alcohol abuse and treatment of each member of the prospective foster family; and (v) Screening for tuberculosis for prospective foster parent(s) and other adults living in the prospective foster home. ...
0822	0823	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(a)7.	<p>The [foster] home study report shall include at a minimum the following: ...</p> <p>7. Understanding of and adjustment to foster parenting:</p> <ul style="list-style-type: none"> (i) Understanding of the role of a foster parent and the issues in caring for foster children; (ii) Foster family's attitude toward the parent(s) of the foster children including parental visits in their home; (iii) Expectations of the foster child, including intellectual and physical achievement; (iv) Anticipated adjustment of each foster family member to a foster child; (v) Willingness to cooperate with the placement agency; and (vi) Support network in place for the foster family, including support systems for single parent families, if applicable; ...
0823	0824	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(a)8.	<p>The [foster] home study report shall include at a minimum the following: ...</p> <p>8. Finances and occupations of family members:</p> <ul style="list-style-type: none"> (i) Employment history, including whether the home is a registered family day care home or operating any other business or service out of the home that might have an impact on health and safety of the children in care; (ii) Financial stability of the family; (iii) Possible financial impact of the addition of a foster child to the home; ...
0824	0825	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(a)9.(i)	<p>The [foster] home study report shall include at a minimum the following: ...</p> <p>9. Home and community:</p> <ul style="list-style-type: none"> (i) Description of neighborhood; ...

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0825	0826	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(a)9.(ii)(I-V)	<p>The [foster] home study report shall include at a minimum the following: ...</p> <p>9. Home and community: ...</p> <p>(ii) Physical standards of the home, including space and sleeping arrangements, such that:</p> <p>(I) Only bedrooms are used as sleeping space for children,</p> <p>(II) No foster child shall sleep in a bed with another child unless both children are of the same sex and under 5 years of age and in a double or larger bed,</p> <p>(III) No foster child shall co-sleep or bedshare with any adult, and no foster child over 24 months of age shall sleep in a room with an adult,</p> <p>(IV) No foster child over five (5) years of age shall share a bedroom with a child of a different sex,</p> <p>(V) Foster children shall sleep in a bedroom that allows for privacy and has adequate space for clothing and personal possessions, ...</p>
0826	0826	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(a)9.(ii)(VI-XIII)	<p>The [foster] home study report shall include at a minimum the following: ...</p> <p>9. Home and community: ...</p> <p>(ii) Physical standards of the home, including space and sleeping arrangements, such that: ...</p> <p>(VI) The home and surrounding property is kept reasonably clean and free of hazards to health and safety, debris, and uncontrolled rodents and insects,</p> <p>(VII) Hazardous items are not accessible to children,</p> <p>(VIII) A statement as to whether or not there are firearms kept in the home and if so, all firearms in the home are locked away from children,</p> <p>(IX) A statement as to whether or not there is a swimming pool or body of water on the premises, and if present at the home, it is safeguarded to prevent unsupervised access and it meets all applicable community ordinances,</p> <p>(X) Each level of the home is equipped with a functional smoke alarm and carbon monoxide detector,</p> <p>(XI) Water supply and sewage disposal systems which, if other than public systems, have been approved by appropriate authorities,</p> <p>(XII) Domestic pets owned or residing with the family have been inoculated against rabies as required by law, and</p> <p>(XIII) The home is equipped with first aid supplies and at least one operable fire extinguisher that is readily accessible. ...</p>
0827	0827	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(a)9.(iii)	<p>The [foster] home study report shall include at a minimum the following: ...</p> <p>9. Home and community: ...</p> <p>(iii) Assessment of community resources, including access to reliable and safe transportation, accessibility of schools, religious institutions, recreation, medical facilities and mental health facilities; ...</p>

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0828	0828	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(a)10.	The [foster] home study report shall include at a minimum the following: ... 10. Religion; ...
0829	0829	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(a)11.	The [foster] home study report shall include at a minimum the following: ... 11. A statement regarding the results of a criminal records check, as required by law, for each prospective foster parent(s) and any adult residing in the home. Where the individuals in the home have not resided in this state for the five years preceding their application to foster, the Agency shall require additional documentation available through the state child welfare agency in which the applicant resided that the individuals are not listed on the child abuse and neglect registry. ...
0830	0830	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(a)12.	The [foster] home study report shall include at a minimum the following: ... 12. Pre-service training the prospective foster parent and/or family may have received; ...
0831	0831	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(a)13.	The [foster] home study report shall include at a minimum the following: ... 13. A list of a minimum of three (3) character references that reflect the following relationship(s): (i) At least one reference shall be from an extended family member not residing with the prospective foster family; and (ii) At least one reference must be from a former Agency or employer, if the prospective foster parent has either served previously as a foster parent for another Agency, and/or been employed within the past five (5) years in a job involving the care of children. ...
0832	0832	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(a)14.	The [foster] home study report shall include at a minimum the following: ... 14. A description of the type of child desired by the prospective foster family; ...

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0833	0833	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(a)15.	The [foster] home study report shall include at a minimum the following: ... 15. The date the study is completed and the name and signature of the person completing the study; and. ...
0834	0834	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(a)16.	The [foster] home study report shall include at a minimum the following: ... 16. Recommendation regarding approval as prospective foster parent(s), including description of any identified training or resource needs; and that the prospective foster parents possess the capacity to provide room, board and watchful oversight.
0835	0835	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(b)	(b) Notification of Approval. Potential foster parent(s) shall be notified in writing as to whether or not their application has been approved.
0836	0836	Foster Care Services. Minimum Requirements. 290-9-2-.07(5)(c)	(c) Location of Foster Homes. Foster homes used by the Agency shall be located within a reasonable travel distance from the Agency so as to be accessible for regular and emergency visits by family and Agency staff.
0837	0837	Foster Care Services. Prior to Placement. 290-9-2-.07(6)(a)	Services Prior to Foster Care Placement. (a) The selection of a foster home for a particular child shall be based on a documented assessment of the child's total needs and how well a particular home can meet the child's needs. ...
0839	0839	Foster Care Services. Prior to Placement. 290-9-2-.07(6)(b)	Services Prior to Foster Care Placement ... (b) Children of the same family shall be kept together when possible unless it has been determined through casework services that this is not desirable. ...

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0840	0840	Foster Care Services. Prior to Placement. 290-9-2-.07(6)(c)	Services Prior to Foster Care Placement ... (c) Placement considerations shall include the potential for children's participation in religious and cultural activities in accordance with their cultural ethnic heritage. ...
0841	0841	Foster Care Services. Prior to Placement. 290-9-2-.07(6)(d)	Services Prior to Foster Care Placement ... (d) The Agency shall discuss the prospective foster placement with the foster family and shall prepare the foster family for the placement of a particular child by anticipating the adjustments and problems that may arise during placement and any specialized services to be provided. This discussion shall be documented in the case record. ...
0842	0842	Foster Care Services. Prior to Placement. 290-9-2-.07(6)(e)	Services Prior to Foster Care Placement ... (e) Any pre-placement activities between child and foster family shall be documented in the case record of the child and family. ...
0843	0843	Foster Care Services. Prior to Placement. 290-9-2-.07(6)(f)	Services Prior to Foster Care Placement ... (f) Complete written placement agreement(s) shall be developed with the involvement of the foster parent(s), the parent(s) or guardian(s), and the placing agency representative and signed by all adult parties; such agreement(s) shall include the following: 1. Written authorization to care for the child; 2. Written authorization to obtain medical care for the child; ...
0844	0844	Foster Care Services. Prior to Placement. 290-9-2-.07(6)(g)	Services Prior to Foster Care Placement ... (g) The Agency shall have a written agreement with the foster parent regarding its policies as to payment of board, arrangements for medical care, clothing, incidental expenses, visits by parent(s), discipline, advance notices for removal when placements are terminated by foster parent and emergency procedures.
0845	0845	Foster Care Services. During Placement. 290-9-2-.07(7)(a)	Services During the Foster Care Placement. (a) An individual service plan, for the foster child and the foster family shall be developed within 30 days from the date of placement. ...
0846	0846	Foster Care Services. During Placement. 290-9-2-.07(7)(a)1.	1. The individual service plan shall be re-evaluated for appropriateness and updated at least every 6 months.
0847	0847	Foster Care Services. During Placement. 290-9-2-.07(7)(a)2.	2. The involvement of the child, foster parent, Agency representative, legal guardian and, when appropriate the legal parent(s), shall be documented in the individual service plan.

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0848	0848	Foster Care Services. During Placement. 290-9-2-.07(7)(b)1.	(b) The individual service plan shall include, but not be limited to: 1. Reason for present foster care placement; ...
0849	0849	Foster Care Services. During Placement. 290-9-2-.07(7)(b)2.	The individual service plan shall include, but not be limited to: ... 2. Statement of preliminary plans for discharge; ...
0850	0850	Foster Care Services. During Placement. 290-9-2-.07(7)(b)3.	The individual service plan shall include, but not be limited to: ... 3. Statements of any special care and services that will be arranged for or provided directly; ...
0851	0851	Foster Care Services. During Placement. 290-9-2-.07(7)(b)4.	The individual service plan shall include, but not be limited to: ... 4. Statements of time-limited goals and objectives for the child and family and methods of achieving them and evaluating them, and: (i) Designation of responsibility for carrying out objectives with child, foster parent(s), Agency representative, and when appropriate legal parent(s); (ii) A method for evaluating and changing goals as needed. ...
0852	0852	Foster Care Services. During Placement. 290-9-2-.07(7)(b)5.	The individual service plan shall include, but not be limited to: ... 5. A visitation plan, with any changes to the plan documented: (i) Provisions for visits between parent(s) and children shall be made, except where the parental rights have been terminated or where it is documented that visits are detrimental to the child; (ii) The foster parent(s) and the child shall be informed of the visitation plan.
0853	0853	Foster Care Services. During Placement. 290-9-2-.07(7)(c)	(c) When the Agency has a written contract with a state human services agency to provide home finding services only, and the state agency has prepared an individual service plan for the child and family, then the contracting Child-Placing Agency shall not be required to complete an additional individual service plan. The Child-Placing Agency must document that an individual service plan is in place at the time of placement of the child.
0854	0854	Foster Care Services. During Placement. 290-9-2-.07(7)(d)1.	(d) The Agency shall provide for a complete health and dental program for each child including: 1. A physical examination of the child shall be provided within 30 days of placement. If the child is being moved from a previous placement by a licensed agency or state agency, results from an examination completed within one year prior to the new placement shall be accepted for this requirement as long as there appears to be no obvious change in health status; ...

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0855	0855	Foster Care Services. During Placement. 290-9-2-.07(7)(d)2.	The Agency shall provide for a complete health and dental program for each child including: ... 2. A general dental examination of a child over the age of 12 months old shall be provided within 30 days of placement, unless such an examination has been completed within 6 months prior to placement. Such examinations shall be done by either a dentist or a licensed dental hygienist; ...
0856	0856	Foster Care Services. During Placement. 290-9-2-.07(7)(d)3.	The Agency shall provide for a complete health and dental program for each child including: ... 3. Correction/improvement of health and dental defects (including an annual physical examination and a semiannual dental examination); ...
0857	0857	Foster Care Services. During Placement. 290-9-2-.07(7)(d)4.	The Agency shall provide for a complete health and dental program for each child including: ... 4. Immunizations appropriate for the age of the child; and ...
0858		Foster Care Services. During Placement. 290-9-2-.07(7)(d)5.	The Agency shall provide for a complete health and dental program for each child including: ... 5. Developing and implementing policies and procedures for the use, documentation and management of all types of medication. All foster parents shall receive training on the policy and procedures. Policies and procedures shall include the following: (i) Non-prescription medications. No child shall be given a non-prescription medication by a foster parent unless the child exhibits symptoms that the medication is designed to relieve. (ii) Prescription medications. No child shall be given prescription medication unless the medication is prescribed for the child by an authorized health care professional. (I) Prescription medications shall only be given to a child as ordered in the child's prescription. (II) A child's attending physician shall be notified in cases of dosage errors, drug reactions, or if the prescription medication does not appear to be effective. (iii) Psychotropic medications. Shall only be given to a child as ordered in the child's prescription.
0859	0858	Foster Care Services. During Placement. 290-9-2-.07(7)(e)	(e) The Agency shall provide opportunity for academic and/or vocational training for each child in accordance with her/his ability and aptitude and as required by the school attendance laws of the state.
0860	0859	Foster Care Services. During Placement. 290-9-2-.07(7)(f)	(f) Home visits shall be conducted by the Agency at least monthly in order to verify that the foster parent(s) are delivering care and room, board and watchful oversight in a safe and healthy environment to the children, in accordance with these rules and regulations and Agency policies and procedures. Such visits shall include observation of the foster child with at least one of the foster parent(s).

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0861	0861	Foster Care Services. During Placement. 290-9-2-.07(7)(g)	(g) Documentation of the placement by the Agency shall include: 1. Monitoring the adjustment of the child to the foster family and vice versa; 2. Progress made on service plan goals; 3. Any new problems that have arisen and the actions taken toward a solution of those problems; 4. Contacts and issues with other resources and community agencies (i.e., MRO) serving the child; 5. Agency updates reassessing the appropriateness of the foster care placement whenever a significant change occurs in the home, to ensure that care and room, board and watchful oversight continues to be delivered in a safe and healthy environment in accordance with these rules and regulations and Agency policies and procedures. 6. Documentation that the foster parent(s) have received the required clock hours of training annually following the initial foster placement, with the training being relevant to the type(s) of children placed in the foster home.
0862	0869	Foster Care Services. During Placement. 290-9-2-.07(7)(h)	(h) The Agency shall ensure that foster parents supervise the foster children placed in their homes to protect the health, safety and well-being of the children.
0863	0860	Foster Care Services. During Placement. 290-9-2-.07(7)(i)	(i) The Agency shall provide an annual evaluation of the strengths and needs of the foster family and assessment of the best way to maximize the foster care experience for the foster family and the children placed with them. This evaluation shall be shared with the foster family as evidenced by the signature of the foster parent(s) on the evaluation.
0867	0867	Foster Care Services. During Placement. 290-9-2-.07(7)(j)	(j) Termination of Agency care shall be determined by casework study and planning with the child and her/his family and/or the court or local public Agency responsible for the child.
0868	0868	Foster Care Svcs. Beh Mgt and Emerg Safety. 290-9-2-.07(8)(a)	Behavior Management and Emergency Safety Interventions in Foster Care. (a) Child training and behavior management may be administered by the Agency and foster parent(s) when appropriate and shall be appropriate for the child's age, intelligence, emotional makeup, and past experience.
0869	0869	Foster Care Svcs. Beh Mgt and Emerg Safety. 290-9-2-.07(8)(b)	The Agency shall ensure that foster parents utilize appropriate behavior management techniques to assist the foster children in meeting service plan goals and to protect the health, safety and well-being of the children.

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0870	0870	Foster Care Services. Behavior Management. 290-9-2-.07(8)(c)1.	Behavior Management. 1. The Agency shall develop and implement policies and procedures on behavior management. Such policies and procedures shall identify information on the kinds of behavioral problems of the children that might arise and appropriate techniques of behavior management for dealing with such behaviors.
0871	0871	Foster Care Services. Behavior Management. 290-9-2-.07(8)(c)2.(i)	Behavior Management. ... 2. Such behavior management policies and procedures shall incorporate the following minimum requirements: (i) Behavior management principles and techniques shall be used in accordance with written policies and procedures governing service expectations, service plan goals, safety, security, and these rules and regulations. ...
0872	0872	Foster Care Services. Behavior Management. 290-9-2-.07(8)(c)2.(ii)	Behavior Management. ... 2. Such behavior management policies and procedures shall incorporate the following minimum requirements: ... (ii) Behavior management shall be limited to the least restrictive appropriate method in accordance with the prohibitions as specified in these rules and regulations. ...
0873	0873	Foster Care Services. Behavior Management. 290-9-2-.07(8)(c)3.(i)	Behavior Management. ... 3. The following forms of behavior management are prohibited and shall not be used: (i) Assignment of excessive or unreasonable work tasks; ...
0874	0874	Foster Care Services. Behavior Management. 290-9-2-.07(8)(c)3.(ii)	Behavior Management. ... 3. The following forms of behavior management are prohibited and shall not be used; ... (ii) Denial of meals and hydration; ...
0875	0875	Foster Care Services. Behavior Management. 290-9-2-.07(8)(c)3.(iii)	Behavior Management. ... 3. The following forms of behavior management are prohibited and shall not be used; ... (iii) Denial of sleep; ...
0876	0876	Foster Care Services. Behavior Management. 290-9-2-.07(8)(c)3.(iv)	Behavior Management. ... 3. The following forms of behavior management are prohibited and shall not be used; ... (iv) Denial of shelter, clothing, or essential personal needs; ...

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0877	0877	Foster Care Services. Behavior Management. 290-9-2-.07(8)(c)3.(v)	Behavior Management. ... 3. The following forms of behavior management are prohibited and shall not be used; ... (v) Denial of essential services; ...
0878	0878	Foster Care Services. Behavior Management. 290-9-2-.07(8)(c)3.(vi)	Behavior Management. ... 3. The following forms of behavior management are prohibited and shall not be used; ... (vi) Verbal abuse, ridicule, or humiliation; ...
0879	0879	Foster Care Services. Behavior Management. 290-9-2-.07(8)(c)3.(vii)	Behavior Management. ... 3. The following forms of behavior management are prohibited and shall not be used; ... (vii) Restraint, manual holds, and seclusion used as a means of coercion, discipline, convenience, or retaliation; ...
0880	0880	Foster Care Services. Behavior Management. 290-9-2-.07(8)(c)3.(viii)	Behavior Management. ... 3. The following forms of behavior management are prohibited and shall not be used; ... (viii) Denial of communication and visits with family unless restricted by individual service plan or court order; ...
0881	0881	Foster Care Services. Behavior Management. 290-9-2-.07(8)(c)3.(ix)	Behavior Management. ... 3. The following forms of behavior management are prohibited and shall not be used; ... (ix) Corporal punishment; ...
0882	0882	Foster Care Services. Behavior Management. 290-9-2-.07(8)(c)3.(x)	Behavior Management. ... 3. The following forms of behavior management are prohibited and shall not be used; ... (x) Seclusion of a child or children in a room or area which may reasonably be expected to cause physical or emotional damage to the child (e.g., small closet, crawl space, cabinet, etc.); or ...
0883	0883	Foster Care Services. Behavior Management. 290-9-2-.07(8)(c)3.(xi)	Behavior Management. ... 3. The following forms of behavior management are prohibited and shall not be used; ... (xi) Seclusion of a child or children to a room or area for periods longer than those appropriate to the child's age, intelligence, emotional makeup and previous experience, or confinement to a room or area without the supervision or monitoring necessary to ensure the child's safety and well-being.

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0884	0884	Foster Care Services. Behavior Management. 290-9-2-.07(8)(c)4.	Behavior Management. ... 4. Children shall not be permitted to participate in the behavior management of other children. ...
0885	0885	Foster Care Services. Behavior Management. 290-9-2-.07(8)(c)5.	Behavior Management. ... 5. Agencies shall submit to the Department's Residential Child Care Licensing Unit electronically a report within 24 hours whenever the Agency becomes aware of an incident which results in any injury of a child as a result of or in connection with any behavior management or emergency safety intervention. ...
0886	0886	Foster Care Services. Behavior Management. 290-9-2-.07(8)(c)6.	Behavior Management. ... 6. The Agency shall take appropriate corrective action when it becomes aware of or observes the use of prohibited forms of behavior management, as specified in sections .07(8)(c)3(i) through (xi). Documentation of the incident and the corrective action taken by the Agency shall be maintained in the case records of the child and family. ...
0887	0887	Foster Care Services. Behavior Management. 290-9-2-.07(8)(c)7.	Behavior Management. ... 7. The Agency shall require any foster parent(s) to report to the Agency within 24 hours whenever a child receiving services through the Agency is injured as a result of or in connection with the use of behavior management techniques or emergency safety interventions. ...
0888	0888	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)1.	Emergency Safety Interventions. 1. When it can be reasonably anticipated from a child's behavioral history, that a child may likely require the use of emergency safety interventions to keep either the child or others safe from immediate physical harm, the staff and foster parent(s) working with such child shall be trained in emergency safety interventions utilizing a nationally recognized training program in emergency safety interventions which has been approved by the Department.
0889	0889	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)2.	2. Emergency safety interventions shall only be used when less restrictive means of dealing with the injurious behavior have not proven successful or may subject the child or others to greater risk of injury. Emergency safety interventions shall not include the use of any restraint or manual hold that would potentially impair the child's ability to breathe or has been determined to be inappropriate for use on a particular child due to a documented medical or psychological condition.
0890	0890	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)3.	3. The Agency shall have and enforce written policies and procedures for the appropriate use of emergency safety interventions that shall apply to foster parent(s), a copy of which shall be provided to and discussed with each child (as appropriate taking into account the child's age and intellectual development) and the child's foster parent(s) prior to or at the time of placement.

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0891	0891	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)3.(i)	Emergency safety intervention policies and procedures shall include: (i) Provisions for the documentation of an assessment at placement and at each annual exam by the child's physician, a physician assistant, or a nurse practitioner, or a public health department that reflects that there are no medical issues that would be incompatible with the appropriate use of emergency safety interventions on that child. Such assessment and documentation must be re-evaluated following any significant change in the child's medical condition; and; ...
0892	0892	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)3.(ii)	Emergency safety intervention policies and procedures shall include: ... (ii) Provisions for the documentation and reporting of each use of an emergency safety intervention by a foster parent including: (I) Date and description of the precipitating incident; (II) Description of the de-escalation techniques used prior to the emergency safety intervention, if applicable; (III) Environmental considerations; (IV) Foster parent(s) or staff members participating in the emergency safety intervention; (V) Any witnesses to the precipitating incident and subsequent intervention; (VI) Exact emergency safety intervention used; (VII) Documentation of the 15 minute interval visual monitoring of a child in seclusion; (VIII) Beginning and ending time of the intervention; (IX) Outcome of the intervention; (X) Detailed description of any injury arising from the incident or intervention; and (XI) Summary of any medical care provided. ...
0893	0893	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)3.(iii)	Emergency safety intervention policies and procedures shall include: ... (iii) Provisions for prohibiting manual hold use by any staff or foster parent(s) not trained in prevention and use of emergency safety interventions.
0894	0894	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)4.	4. Emergency safety interventions may be used to prevent runaway only when the child presents an imminent threat of physical harm to self or others.
0895	0895	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)5.	5. Agency staff and foster parent(s) shall be aware of each child's known or apparent medical and psychological conditions (e.g., obvious health issues, list of medications, history of physical abuse, etc.), as evidenced by written acknowledgement of such awareness, to ensure that an emergency safety intervention that is utilized does not pose a danger to the physical or mental health of the child.

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0896	0896	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)6.	6. Children shall not be allowed to participate in the emergency safety intervention of other children.
0897	0897	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)7.	7. Immediately following the conclusion of the emergency safety intervention and hourly thereafter for a period of at least four hours where the child is with a staff member or foster parent, the child's behavior will be assessed, monitored, and documented to ensure that the child does not appear to be exhibiting symptoms that would be associated with an injury.
0898	0898	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)8.(i)	8. At a minimum, the emergency safety intervention program that is utilized by staff and foster parent(s) shall include the following: (i) Techniques for de-escalating problem behavior including child, staff and foster parent debriefings; ...
0899	0899	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)8.(ii)	8. At a minimum, the emergency safety intervention program that is utilized by staff and foster parent(s) shall include the following: ... (ii) Appropriate use of emergency safety interventions; ...
0900	0900	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)8.(iii)	8. At a minimum, the emergency safety intervention program that is utilized by staff and foster parent(s) shall include the following: ... (iii) Recognizing aggressive behavior that may be related to a medical condition; ...
0901	0901	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)8.(iv)	8. At a minimum, the emergency safety intervention program that is utilized by staff and foster parent(s) shall include the following: ... (iv) Awareness of physiological impact of a restraint on the child; ...
0902	0902	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)8.(v)	8. At a minimum, the emergency safety intervention program that is utilized by staff and foster parent(s) shall include the following: ... (v) Recognizing signs and symptoms of positional and compression asphyxia and restraint associated cardiac arrest; ...

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0903	0903	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)8.(vi)	8. At a minimum, the emergency safety intervention program that is utilized by staff and foster parent(s) shall include the following: ... (vi) Instructions as to how to monitor the breathing, verbal responsiveness, and motor control of a child who is the subject of an emergency safety intervention; ...
0904	0904	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)8.(vii)	8. At a minimum, the emergency safety intervention program that is utilized by staff and foster parent(s) shall include the following: ... (vii) Appropriate self-protection techniques; ...
0905	0905	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)8.(viii)	8. At a minimum, the emergency safety intervention program that is utilized by staff and foster parent(s) shall include the following: ... (viii) Policies and procedures relating to using manual holds, including the prohibition of any technique that would potentially impair a child's ability to breathe; ...
0906	0906	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)8.(ix)	8. At a minimum, the emergency safety intervention program that is utilized by staff and foster parent(s) shall include the following: ... (ix) Agency policies and reporting requirements; ...
0907	0907	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)8.(x)	8. At a minimum, the emergency safety intervention program that is utilized by staff and foster parent(s) shall include the following: ... (x) Alternatives to restraint; ...
0908	0908	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)8.(xi)	8. At a minimum, the emergency safety intervention program that is utilized by staff and foster parent(s) shall include the following: ... (xi) Avoiding power struggles; ...
0909	0909	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)8.(xii)	8. At a minimum, the emergency safety intervention program that is utilized by staff and foster parent(s) shall include the following: ... (xii) Escape and evasion techniques; ...

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0910	0910	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)8.(xiii)	8. At a minimum, the emergency safety intervention program that is utilized by staff and foster parent(s) shall include the following: ... (xiii) Time limits for the use of restraint and seclusion; ...
0911	0911	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)8.(xiv)	8. At a minimum, the emergency safety intervention program that is utilized by staff and foster parent(s) shall include the following: ... (xiv) Process for obtaining approval for continual restraints and seclusion; ...
0912	0912	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)8.(xv)	8. At a minimum, the emergency safety intervention program that is utilized by staff and foster parent(s) shall include the following: ... (xv) Procedures to address problematic restraints; ...
0913	0913	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)8.(xvi)	8. At a minimum, the emergency safety intervention program that is utilized by staff and foster parent(s) shall include the following: ... (xvi) Documentation; ...
0914	0914	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)8.(xvii)	8. At a minimum, the emergency safety intervention program that is utilized by staff and foster parent(s) shall include the following: ... (xvii) Investigation of injuries and complaints; ...
0915	0915	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)8.(xviii)	8. At a minimum, the emergency safety intervention program that is utilized by staff and foster parent(s) shall include the following: ... (xviii) Monitoring physical signs of distress and obtaining medical assistance; and ...
0916	0916	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)8.(xix)	8. At a minimum, the emergency safety intervention program that is utilized by staff and foster parent(s) shall include the following: ... (xix) Legal issues.

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0917	0917	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)9.	9. The emergency safety intervention training for foster parent(s) who are approved to care for children who are likely to require the use of emergency safety interventions shall be recorded in the child's record showing the cause for the emergency safety intervention, the emergency safety intervention used, and, if needed, approval by the director, the casework supervisor, and the physician who has responsibility for the diagnosis and treatment of the child's behavior.
0918	0918	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)10.	10. Agencies shall submit to the Department's Residential Child Care Licensing Unit electronically a report within 24 hours whenever the Agency becomes aware of an incident which results in injury to a child as a result of or in connection with any emergency safety intervention.
0919	0919	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)10.(i)	(i) For any Agency with 20 or more foster placement homes, serving children who are likely to require the use of emergency safety interventions, any 30-day period in which three or more instances of emergency safety interventions of a specific child occurred and/or whenever the Agency has had a total of 10 emergency safety interventions for all children in care within the 30-day period; and
0920	0920	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)10.(ii)	(ii) For any Agency with less than 20 foster placement homes, serving children who are likely to require the use of emergency safety interventions, of a specific child occurred and/or whenever the Agency has had a total of five instances for all children in care within the 30-day period.
0921	0921	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)11.	11. Agency staff and foster parents shall submit a written report to the director on the use of any emergency safety intervention immediately after the conclusion of the intervention. A copy of such report shall be maintained in the child's file.
0922	0922	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)12.	12. At least once per quarter, the Agency, utilizing a master Agency emergency safety intervention log and the child's case record, shall review the use of all emergency safety interventions for each child and foster placement, including the type of intervention used and the length of time of each use, to determine whether there was a clinically therapeutic basis for the intervention, whether the use of the emergency safety intervention was warranted, whether any alternatives were considered or employed, the effectiveness of the intervention or alternative, and the need for additional training. Written documentation of all such reviews shall be maintained. Where the Agency identifies opportunities for improvement as a result of such reviews or otherwise, the Agency shall implement these changes through an effective quality improvement plan.

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0923	0923	Foster Care Svcs. Emerg Safety Interventions. 290-9-2-.07(8)(d)13.	13. All foster parent(s) who likely may require the use of emergency safety interventions, because of the identified needs of the children being served, shall have evidence of having satisfactorily completed a nationally recognized training program for emergency safety interventions to protect children and others from injury, which has been approved by the Department and taught by an appropriately certified trainer in such program.
0924	0924	Foster Care Services. Manual Holds. 290-9-2-.07(8)(d)14.(i)	14. Manual Holds. (i) Emergency safety interventions utilizing manual holds require at least one trained staff member or foster parent(s) to carry out the hold. Emergency safety interventions utilizing prone restraints require at least two trained staff members or foster parent(s) to carry out the hold.
0925	0925	Foster Care Services. Manual Holds. 290-9-2-.07(8)(d)14.(ii)	Manual Holds. (ii) Emergency safety interventions utilized by any staff or foster parent shall not include the use of any restraint or manual hold that would potentially impair the child's ability to breathe or has been determined to be inappropriate for use on a particular child due to a documented medical or psychological condition.
0926	0926	Foster Care Services. Manual Holds. 290-9-2-.07(8)(d)14.(iii)	Manual Holds. (iii) When a manual hold is used upon any child whose primary mode of communication is sign language, the child shall be permitted to have his or her hands free from restraint for brief periods during the intervention, except when such freedom may result in physical harm to the child or others.
0927	0927	Foster Care Services. Manual Holds. 290-9-2-.07(8)(d)14.(iv)	Manual Holds. (iv) If the use of a manual hold exceeds 15 consecutive minutes, the director or his or her designee, who possesses at least the qualifications of the director and has been fully trained in the Agency's emergency safety intervention plan, shall be contacted by a two-way communications device or in person and determine that the continuation of the manual hold is appropriate under the circumstances. Documentation of any consultations and outcomes shall be maintained for each application of a manual hold that exceeds 15 minutes. Manual holds shall not be permitted to continue if the restraint is determined to pose an undue risk to the child's health given the child's physical or mental condition.
0928	0928	Foster Care Services. Manual Holds. 290-9-2-.07(8)(d)14.(v)	Manual Holds. (v) A manual hold may not continue for more than thirty (30) minutes at any one time without the consultation as specified in subparagraph (2) of this subparagraph, and under no circumstances may a manual hold be used for more than one hour total within a 24-hour period.

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0929	0929	Foster Care Services. Manual Holds. 290-9-2-.07(8)(d)14.(vi)	Manual Holds. (vi) If the use of a manual hold on a child reaches a total of one hour within a 24-hour period, the staff shall reconsider alternative treatment strategies, document same, and consider notifying the authorities or transporting the child to a hospital or mental health facility for evaluation.
0930	0930	Foster Care Services. Manual Holds. 290-9-2-.07(8)(d)14.(vii)	Manual Holds. (vii) The child's breathing, verbal responsiveness, and motor control shall be continuously monitored during any manual hold. Written summaries of the monitoring by a trained staff member or foster parent not currently directly involved in the manual hold shall be recorded every 15 minutes during the duration of the restraint. If only one trained staff member or trained foster parent is involved in the restraint and no other trained staff member or parent is available, written summaries of the monitoring of the manual hold shall be recorded as soon as is practicable, but no later than one hour after the conclusion of the restraint.
0931	0931	Foster Care Services. Seclusion 290-9-2-.07(8)(d)15.(i)	15. Seclusion. (i) If used, seclusion procedures in excess of thirty (30) minutes must be approved by the director or designee. No child shall be placed in a seclusion room or area in excess of one (1) hour within any twenty-four (24) hour period without obtaining authorization for continuing such seclusion from the child's physician, psychiatrist, or licensed psychologist and documenting such authorization in the child's record.
0932	0932	Foster Care Services. Seclusion 290-9-2-.07(8)(d)15.(ii)	Seclusion. (ii) A seclusion room or area shall only be used if a child is in danger of harming himself or herself or others.
0933	0933	Foster Care Services. Seclusion 290-9-2-.07(8)(d)15.(iii)	Seclusion. (iii) A child placed in a seclusion room or area shall be visually monitored at least every 15 minutes.
0934	0934	Foster Care Services. Seclusion 290-9-2-.07(8)(d)15.(iv)	Seclusion. (iv) A room or area used for the purposes of seclusion must meet the following criteria: <ul style="list-style-type: none"> (I) The room or area shall be constructed and used in such ways that the risk of harm to the child is minimized; (II) The room or area shall be constructed so that a staff member or foster parent can visually monitor the child; (III) The room shall be lighted and well-ventilated; (IV) The room shall be a minimum fifty (50) square feet in area; (V) The room must be free of any item that may be used by the child to cause physical harm to himself/herself or others; and (VI) No more than one child shall be placed in the seclusion room or area at a time.

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0940	0940	Foster Care Services. Seclusion 290-9-2-.07(8)(d)15.(v)	Seclusion. (v) A seclusion room monitoring log shall be maintained and used to record the following information: (I) Name of the secluded child; (II) Reason for child's seclusion; (III) Time of child's placement in the seclusion room or area; (IV) Name and signature of the foster parent or staff that conducted visual monitoring; (V) Signed observation notes; and (VI) Time of the child's removal from the seclusion room or area
0946	0946	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(a)	(9) Maintenance of Foster Care Records. (a) The Agency shall maintain separate records for each foster home. The record shall be started at the time of application and shall be kept current.
0947	0947	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(b)1.	(b) The foster home record shall contain: 1. The application; ...
0948	0948	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(b)2.	The foster home record shall contain: ... 2. Home study; ...
0949	0949	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(b)3.	The foster home record shall contain: ... 3. Medical reports for each member of the foster family; ...
0950	0950	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(b)4.	The foster home record shall contain: ... 4. Summary narrative containing the dates as well as the content material from the caseworker's contacts; ...
0951	0951	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(b)5.	The foster home record shall contain: ... 5. References; ...
0952	0952	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(b)6.	The foster home record shall contain: ... 6. The annual evaluations of the foster home, family, and placements; ...

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0953	0953	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(b)7.	The foster home record shall contain: ... 7. Placement history of the foster home, children placed, date(s) admitted, date(s) discharged and reason for discharge; ...
0954	0954	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(b)8.	The foster home record shall contain: ... 8. Documentation of satisfactory criminal records checks in accordance with Georgia law; ...
0955	0955	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(b)9.	The foster home record shall contain: ... 9. Phone numbers of foster parent(s) including day, cell & evening phone numbers and the days of the week and times of day the foster parent is likely to be accessible at the foster home; and ...
0956	0956	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(b)10.	The foster home record shall contain: ... 10. Foster children currently in the foster home including the child's name & county of custody.
0957	0957	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(c)	(c) Foster home records shall be maintained for at least 3 years following the Agency's last placement in said foster home.
0958	0958	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(d)	(d) The Agency shall maintain separate records for each child placed in foster care.
0959	0959	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(d)1.	The [foster care] record for each child shall include: 1. Name, sex, race, birth date and birthplace of child; ...
0960	0960	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(d)2.	The [foster care] record for each child shall include: ... 2. Name, address, telephone number and marital status of parent or guardian of the child; ...
0961	0961	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(d)3.	The [foster care] record for each child shall include: ... 3. Name, address, telephone number of the foster parent with whom the child is currently placed; ...

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0962	0962	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(d)4.	The [foster care] record for each child shall include: ... 4. Legal documents including verified birth record, court status, agreements, consents, etc.; ...
0963	0963	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(d)5.	The [foster care] record for each child shall include: ... 5. Social history of the family and parent background; ...
0964	0964	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(d)6.	The [foster care] record for each child shall include: ... 6. Medical history and cumulative health record, psychological and psychiatric reports; ...
0965	0965	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(d)7.	The [foster care] record for each child shall include: ... 7. Education records and reports; ...
0966	0966	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(d)8.	The [foster care] record for each child shall include: ... 8. Individual service plan pursuant to these rules; ...
0967	0967	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(d)9.	The [foster care] record for each child shall include: ... 9. Summary of each 6 month case review conference which reflects the contacts with and the status of all family members in relation to the placement plan as well as the achievements or changes in the goals or services; ...
0968	0968	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(d)10.	The [foster care] record for each child shall include: ... 10. Summary of child's contacts with the family, the quality of the relationships and the child's progress in coping.
0969	0969	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(e)	(e) Upon termination of placement of the child, the following shall be placed in the record of the child and the foster home: 1. Date of termination, reason for termination, the name, telephone number, address, and relationship of the person or Agency assuming responsibility for the child. 2. A termination summary describing the services provided during care, growth and accomplishments, and assessed needs which remain to be met with the service possibilities, which might meet those needs. 3. Aftercare and room, board and watchful oversight plans that determine the responsibility for follow through.

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0970	0970	Foster Care Svcs. Maintenance of Records. 290-9-2-.07(9)(f)	(f) Child records shall be maintained for at least 3 years following discharge of the child from the Agency. Statutory Authority: O.C.G.A. Sections 49-5-12, 49-5-60.
1000	1000	Agency Records and Reports. 290-9-2-.08(1)	Agency Records and Reports Each Agency shall maintain records and submit on a timely basis reports and other information required by the Department.
1001	1001	Agency Records and Reports. 290-9-2-.08(2)	Each Agency shall maintain a permanent listing with identifying information of all children accepted for service or placement.
1002	1002	Agency Records and Reports. 290-9-2-.08(3)	Records shall be confidential and protected from unauthorized use, fire, damage or theft. Agencies that plan to utilize electronic records for any electronic files that are subject to regulatory review shall submit written policies and procedures for review and approval by the Department. If approved by the Department, electronic records should be reasonably secure with a data recovery system to prevent data loss and maintain data integrity and accessibility.
1003	1003	Agency Records and Reports. 290-9-2-.08(4)	Records and files shall be kept current and be available for review by the Department.
1004	1004	Agency Records and Reports. 290-9-2-.08(5)	The Agency shall submit on a timely basis such financial, statistical reports, and Board minutes and other information as may be required by the Department.
1005	1005	Agency Records and Reports. 290-9-2-.08(6)	Reporting. Detailed written summary reports shall be made to the Department of Human Services, Residential Child Care Licensing as required by the Department within 24 hours.
1006	1006	Agency Records and Reports. 290-9-2-.08(6)(a-g)	This [detailed written summary] report shall be made regarding serious occurrences involving children in care, including but not limited to: <ul style="list-style-type: none"> (a) Accidents or injuries requiring medical treatment and/or hospitalization; (b) Death; (c) Suicide attempts; (d) Closure of the living unit due to disaster or emergency situations such as fires or severe weather; (e) Emergency safety interventions resulting in any injury; (f) Any incident which results in any federal, state or private legal action by or against the Agency which affects any child or the conduct of the Agency. However, legal action involving the juvenile justice system is not required to be reported; or (g) Any illness of children or illness of any person living in a foster home having personal contact with children in care known to have resulted from an identified pandemic or infectious disease outbreak.

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1012	1012	Agency Records and Reports. 290-9-2-.08(7)	Child Abuse Reports. Whenever the Child-Placing Agency has reason to believe that a child in care has been subjected to child abuse it shall cause a report of such abuse to be made to the Department of Human Services (Division of Family and Children Services, Child Protective Services) or in the absence of such to an appropriate police authority or district attorney in accordance with the requirements of O.C.G.A. Section 19-7-5. A copy of such report shall also be filed with Residential Child Care Licensing. Statutory Authority: O.C.G.A. Sections 19-7-5, 49-5-12.
1100	1100	How to Apply For/Renew a License. 290-9-2-.09(1)	How to Apply For/Renew a License Applicant Responsibilities. All Agencies applying for a license must attend training conducted by the Department's Residential Child Care Licensing Unit prior to submitting an application for an initial license. * Indicates those items that must be submitted for application for renewal of either a temporary or continuing license. Non-asterisked items need not be submitted with an application for renewal. All items must be submitted with application for initial license.
1101	1101	How to Apply For/Renew a License. 290-9-2-.09(1)(a)	(a) * All applications for license or renewal of license shall be submitted on forms provided by the Department. Both the Director and the board chairperson, if applicable, must verify the application for the Agency.
1102	1102	How to Apply For/Renew a License. 290-9-2-.09(1)(b)1.	(b) The following information shall be submitted with the completed application forms: 1. Certified copy of the Agency's current Articles of Incorporation, if applicable; ...
1103	1103	How to Apply For/Renew a License. 290-9-2-.09(1)(b)2.	(b) The following information shall be submitted with the completed application forms: ... 2. Certified copy of the current Agency by-laws, if applicable; ...
1104	1104	How to Apply For/Renew a License. 290-9-2-.09(1)(b)3.	(b) The following information shall be submitted with the completed application forms: ... 3. * A list of the names and addresses of the current members of the Board of Directors and a letter of acceptance from each, if applicable; ...
1105	1105	How to Apply For/Renew a License. 290-9-2-.09(1)(b)4.	(b) The following information shall be submitted with the completed application forms: ... 4. * A list of the professional staff including their education and experience; ...
1106	1106	How to Apply For/Renew a License. 290-9-2-.09(1)(b)5.	(b) The following information shall be submitted with the completed application forms: ... 5. * The Agency plan for financing including an itemized budget, base for and schedule of fees; ...

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1107	1107	How to Apply For/Renew a License. 290-9-2-.09(1)(b)6.	(b) The following information shall be submitted with the completed application forms: ... 6. Copy of the Agency's personnel policies; ...
1108	1108	How to Apply For/Renew a License. 290-9-2-.09(1)(b)7.	(b) The following information shall be submitted with the completed application forms: ... 7. Outline of the Agency's proposed program including but not limited to specific geographic area and clients to be served; ...
1109	1109	How to Apply For/Renew a License. 290-9-2-.09(1)(b)8.	(b) The following information shall be submitted with the completed application forms: ... 8. Documentation of need: (i) Written communications from community leaders in the field of child welfare indicating a need for the services proposed by the applicant, or (ii) Recent research data establishing a need for the service proposed, and (iii) Evidence that the services will be used by referral sources; ...
1112	1112	How to Apply For/Renew a License. 290-9-2-.09(1)(b)9.	(b) The following information shall be submitted with the completed application forms: ... 9. The Agency's manual of operating procedures; * and ...
1113	1113	How to Apply For/Renew a License. 290-9-2-.09(1)(b)10.	(b) The following information shall be submitted with the completed application forms: ... 10. * Full written disclosure of the following as applies to the applicant Agency, its Director, and any affiliates of the Agency and their child placement activities in this and other jurisdictions: (i) The status of all child-placing license applications submitted or licenses issued whether denied, pending, active, revoked, suspended or voluntarily surrendered; and (ii) Any current or previous judicial or administrative action against the above listed persons or entities, along with the disposition of the case.
1116	1116	How to Apply For/Renew a License. 290-9-2-.09(1)(c)	(c) * An application for renewal of license shall be submitted by the Agency as requested by the Department prior to the periodic review of the Agency. A listing of identifying information for all children accepted for service or placement shall be available for review on-site at the time of renewal.
1117	1117	How to Apply For/Renew a License. 290-9-2-.09(1)(d)	(d) When there is a change in ownership or substantial change in the Agency Board membership (50% or greater), other than changes required for systematic rotation, the Agency must notify the Department's Residential Child Care Licensing Unit in writing. The Department may, at its discretion, require that a new application be submitted by the Agency under these circumstances.

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1118	1118	How to Apply For/Renew a License. 290-9-2-.09(1)(e)	(e) Posting of License. The issued license shall be posted near the entrance to the Agency office or in a part of the Agency office that is open to view by the public.
1119	1119	How to Apply For/Renew a License. 290-9-2-.09(2)(a)	Department Review of Applications. (a) An application for license or renewal of license shall be considered by the Department only when all sections are completed and all required information is present with the application.
1120	1120	How to Apply For/Renew a License. 290-9-2-.09(2)(b)	(b) Initial Application - Temporary License. The initial application submitted by an Agency shall be considered an application for a temporary license. 1. Consideration for approval of the initial temporary license shall be based on a determination that the Agency has made adequate provision to meet these Rules. 2. The Department may, at its discretion, following review of the initial application, issue or deny the temporary license. 3. Upon approval, the temporary license shall be valid for a period not to exceed one year.
1124	1124	How to Apply For/Renew a License. 290-9-2-.09(2)(c)	(c) Renewal of the Temporary License. Prior to the expiration of the temporary license, the Department shall consider an application to renew the license. If the Department finds that any Child-Placing Agency applicant does not meet rules and regulations prescribed by the Department but is attempting to meet such rules and regulations, the Department may, in its discretion, issue a temporary license or commission to such Child-Placing Agency, but such temporary license or commission shall not be issued for more than a one-year period. 1. Upon presentation of satisfactory evidence that such Agency is making progress toward meeting prescribed rules and regulations of the Department, the Department may, in its discretion, reissue such temporary license or commission for one additional period not to exceed one year. 2. As an alternative to a temporary license or commission, the Department, in its discretion, may issue a restricted license or commission which states the restrictions on its face. 3. Consideration for the renewal of the one year temporary license shall be based on the Agency's performance during the temporary license period. 4. The Department may, at its discretion, after review of the Agency's performance, either approve the Agency for an additional six-month temporary license, approve the Agency for a one-year license, or deny the license renewal.

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1128	1128	How to Apply For/Renew a License. 290-9-2-.09(2)(d)	<p>(d) Review of the Continuing License. An annual review packet must be completed and submitted to the Department within ten (10) business days from the annual review of the Agency.</p> <ol style="list-style-type: none">1. Consideration for the renewal of the one-year license shall be based on the results of the Department review of the renewal application and the review of the performance of the Agency.2. The Department may, at its discretion and after review of the Agency's performance, either approve the renewal of the one-year license, approve the Agency for a temporary license, or deny the license renewal.3. False or Misleading Information. The application for a license including the application for a criminal history background check must be truthfully and fully completed. In the event that the Department has reason to believe that any required application has not been completed truthfully, the Department may require additional verification of the facts alleged. The Department may refuse to issue a license where false statements have been made in connection with the application or any other documents required by the Department. <p>Statutory Authority: O.C.G.A. Section 49-5-12.</p>

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1200	1200	Variances and Waivers. 290-9-2-.10	<p>Variances and Waivers.</p> <p>(1) The Department may, in its discretion, grant waivers and variances of specific rules upon application or petition being filed by an Agency.</p> <p>(2) The Department may grant a variance or waiver to a rule when an Agency demonstrates that the purpose of the underlying statute upon which the rule is based can be or has been achieved by other specific means and that strict application of the rule would create a substantial hardship. For purposes of this rule, a substantial hardship means a significant, unique, and demonstrable economic, technological, legal or other type hardship which impairs the ability to continue to function as a Child-Placing Agency.</p> <p>(3) Variance and waiver applications submitted to the Department’s Residential Child Care Licensing Unit shall include, but are not limited to the following:</p> <ul style="list-style-type: none"> (a) The rule from which a variance or waiver is requested; (b) The type of action requested (i.e. granting a waiver or variance); (c) Specific facts detailing substantial hardship which would justify the variance or waiver; (d) Alternative standards which the requestor agrees to meet with a showing that alternative standards will provide adequate protection for health, safety, and welfare, and (e) The reason why a variance or waiver would serve the purpose of any underlying law. <p>(4) The Agency must implement and comply with any terms and conditions established by the Department in order to operate under any waiver or variance granted.</p> <p>(5) Variances or waivers shall not be sought or authorized when the granting of a waiver or variance would be harmful to public health, safety, or welfare or contrary to state law provisions.</p>
1300	1300	Inspections and Access by Department Staff. 290-9-2-.11(1)	<p>Inspections by the Department and Access by Department Staff.</p> <p>The Department is authorized and empowered to conduct investigations and on-site inspections of any Agency required by these rules to be licensed. The proposed and current licensee and staff shall cooperate with any inspection or investigation by responding truthfully to any legitimate departmental inquiry.</p>
1301	1301	Inspections and Access by Department Staff. 290-9-2-.11(1)(a)	<p>Initial Inspection. Following receipt and review of a complete application package, the Department may conduct an on-site inspection of the Agency to assess compliance with these rules.</p>

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1302	1302	Inspections and Access by Department Staff. 290-9-2-.11(1)(b)	Consent to Access. An application for a license or commission to operate an Agency or the issuance of a license by the Department constitutes consent by the applicant, the proposed holder of the license and the owner of the premises for the Department's representative to enter the premises at any time after confirming his/her identity to any Agency employee, director, foster parent or prospective adoptive parent for the purpose of inspecting the Agency. This includes both scheduled and unscheduled inspections and includes access to a director, all employees, foster homes, including household members, all children present, and all records required by these rules. To the degree possible, inspections of records normally maintained in the Agency's business office, such as financial records, will be conducted during normal business hours. The Department shall have the authority to require the production of any books, records, papers, or other information related to the initial or continued licensing of any Agency.
1303	1303	Inspections and Access by Department Staff. 290-9-2-.11(1)(c)	Other Inspections. The Department may conduct scheduled and unscheduled on-site inspections of an Agency in the following instances: <ol style="list-style-type: none"> 1. Annually or at other regular intervals as the Department may determine or at the expiration of the current license; or 2. Upon receiving a report, including a report submitted by the Agency, alleging child abuse, neglect, sexual exploitation, or deprivation which occurred while the child was in the care of the Agency director or employees; or 3. Upon receiving information of alleged violations of these rules, including information provided by the Agency, which, if true, could endanger the health, safety or welfare of the children in care; or 4. Upon receipt and review of a request for an amended license, where the Department determines that an on-site inspection is advisable; or 5. Upon the Department or its duly authorized representative being made aware of any flagrant abuses, derelictions or deficiencies during the course of the Department's inspection or at any other time. The Department shall immediately investigate such matters and may make an on-site inspection so as to take such actions as conditions may require; or 6. Subsequent to the receipt of a plan of correction, as determined necessary by the Department, to monitor whether the plan of correction is being complied with by the Agency's director or personnel.
1310	1310	Inspections and Access by Department Staff. 290-9-2-.11(1)(d)	Failure to Allow Access. Failure to allow timely access of the Department's representative to the Agency, its staff, or the children receiving care at the Agency or the books, records, papers, or other information related to initial or continued licensing, or failure to cooperate with a departmental inspection or investigation shall constitute good cause for the denial, restriction, revocation or suspension of a license, or other penalty as provided by law.

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1311	1311	Inspections and Access by Department Staff. 290-9-2-.11(1)(e)	False or Misleading Statements. No licensee, director, employee, foster parent, prospective adoptive parent, or contractor of a licensee shall knowingly make any verbal or written false or misleading statements to the Department in connection with any authorized investigation or inspection being conducted by the Department or on documents submitted to the Department or maintained by the Agency. Statutory Authority: O.C.G.A. Section 49-5-12.
1400	1400	Disaster Preparedness. 290-9-2-.12	Disaster Preparedness. The Agency shall prepare for potential emergency situations that may affect the care of children by the development of an effective disaster preparedness plan that identifies emergency situations and outlines an appropriate course of action. The plan must be reviewed and revised annually, as appropriate, including any related written agreements.
1401	1401	Disaster Preparedness. 290-9-2-.12(a)1.	The disaster preparedness plan shall include at a minimum plans for the following emergency situations: 1. Local and widespread weather emergencies or natural disasters, such as tornadoes, hurricanes, earthquakes, ice or snow storms, or floods; ...
1402	1402	Disaster Preparedness. 290-9-2-.12(a)2.	The disaster preparedness plan shall include at a minimum plans for the following emergency situations: ... 2. Manmade disasters such as acts of terrorism and hazardous materials spills; ...
1403	1403	Disaster Preparedness. 290-9-2-.12(a)3.	The disaster preparedness plan shall include at a minimum plans for the following emergency situations: ... 3. Unanticipated interruption of service of utilities, including water, gas, or electricity, involving any placement homes within a local or widespread area; ...
1404	1404	Disaster Preparedness. 290-9-2-.12(a)4.	The disaster preparedness plan shall include at a minimum plans for the following emergency situations: ... 4. Loss of heat or air conditioning in the placement home; ...
1405	1405	Disaster Preparedness. 290-9-2-.12(a)5.	The disaster preparedness plan shall include at a minimum plans for the following emergency situations: ... 5. Fire, explosion, or other physical damage in the placement home; and ...
1406	1406	Disaster Preparedness. 290-9-2-.12(a)6.	The disaster preparedness plan shall include at a minimum plans for the following emergency situations: ... 6. Pandemics, identified infectious disease outbreaks and illnesses, or other situations where the community's need for services may exceed the availability of foster and prospective adoptive homes and services regularly offered by the Agency.

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1407		Disaster Preparedness. 290-9-2-.12(a)7	The disaster preparedness plan shall include at a minimum plans for the following emergency situations: ... 7. The Agency's disaster preparedness plan shall also include the following additional items in efforts to limit and contain health hazards to children, the director, employees, and the general public due to pandemic or infectious disease outbreaks: (i) Contact information for sources of public health information and guidance (e.g. Centers for Disease Control (CDC), state/local public health authorities); (ii) Name and contact information of Agency director or employee designated to provide updates to the Department, upon request, regarding the status of the outbreak or illness; (iii) Process in place for providing notice of the outbreak or illness and any other necessary updates to parents/guardians; (iv) Plan for immediate isolation of affected children and household members from unexposed children and household members; (v) Plan for minimizing the risk of exposure to unexposed children or household members; and (vi) Plan for addressing business continuity and programmatic issues relevant to pandemic or infectious disease outbreaks.
1408	1407	Disaster Preparedness. 290-9-2-.12(b)	There shall be plans to ensure sufficient staffing and supplies to provide room, board and watchful oversight during the emergency situation.
1409	1408	Disaster Preparedness. 290-9-2-.12(c)	There shall be plans for the emergency transport or relocation of all children in placement homes, should it be necessary, in vehicles appropriate to the children's needs. Additionally, there shall be written agreements with any agencies which have agreed to receive the agencies' children in these situations.
1410	1409	Disaster Preparedness. 290-9-2-.12(d)	The Agency shall document participation of each foster and prospective adoptive home's quarterly fire drills.
1411	1410	Disaster Preparedness. 290-9-2-.12(e)	The plan shall include a requirement for the foster and prospective adoptive home to have a written emergency evacuation plan and a list of emergency telephone numbers. The emergency evacuation plan and emergency telephone numbers shall be posted in a prominent place in the home. The home shall be required to notify the Child-Placing Agency, who will in turn notify the Department's Residential Child Care Licensing Unit of the emergency situation as required by these rules and notify the lawful custodians of the children's whereabouts and condition.
1412	1412	Disaster Preparedness. 290-9-2-.12(f)	The Agency's disaster preparedness plan shall be made available to the Department for inspection upon request.

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1413	1413	Disaster Preparedness. 290-9-2-.12(g)	<p>The Department may suspend any requirements of these rules and the enforcement of any rules where the Governor of the State of Georgia has declared a public health emergency.</p> <p>Statutory Authority: O.C.G.A. Section 49-5-12.</p>
1500	1500	Emergency Orders. 290-9-2-.13(1)	<p>Emergency Orders</p> <p>In accordance with O.C.G.A. 49-5-90 et seq., notwithstanding other remedies available to the Department which may be pursued at the same time, the commissioner or his/her designee may issue emergency orders. Such orders may include emergency placement of a monitor or monitors in an Agency upon a finding that the Department's rules and regulations are being violated which threaten the health, safety, or welfare of children in care and when one or more of the following conditions are present:</p> <ul style="list-style-type: none"> (a) The Agency is operating without a license; or (b) The Department has denied the application for the license or has initiated action to revoke the existing license; or (c) Children are suspected of being subjected to injury or life-threatening situations or the health or safety of a child or children is in danger.
1503	1503	Emergency Orders. 290-9-2-.13(2)	<p>Unless otherwise provided in the order, an emergency order shall become effective upon its service to the owner, the director, or any other agent, employee, or person in charge of the Agency at the time of the service of the order.</p>
1504	1504	Emergency Orders. 290-9-2-.13(3)	<p>Prior to issuing an emergency order, the commissioner or his designee may consult with persons knowledgeable in the field of child care and a representative of the Agency to determine if there is a potential for greater adverse effects on children in care as a result of the emergency order.</p> <p>Statutory Authority: O.C.G.A. Sections 49-5-8, 49-5-12, 49-5-12.1, 49-5-90 et seq.</p>
1600	1600	Enforcement and Penalties. 290-9-2-.14(1)	<p>Enforcement and Penalties.</p> <p>Plans of Correction. If the Department determines that either a Child-Placing Agency or a facility applying to become licensed as a Child-Placing Agency does not comply with the rules, the Department shall provide written notice specifying the rule(s) violated and setting a time for the Agency not to exceed ten (10) business days within which to file an acceptable written plan of correction where the Department has determined that an opportunity to correct is permissible. If such plan of correction is determined not acceptable to the Department because it does not adequately correct the identified violation, the Department will advise the Child-Placing Agency or facility applying to become licensed that the plan of correction is not acceptable. The Department may permit the Agency to submit a revised plan of correction.</p>

CPA VERSION 11.0 RULES AND CROSSWALK

New Tag	09 Tags	Title/Rule	Rules
1601	1601	Enforcement and Penalties. 290-9-2-.14(1)(a)	The Agency shall comply with an accepted plan of correction
1602	1602	Enforcement and Penalties. 290-9-2-.14(1)(b)	Where the Department determines that either the Child-Placing Agency or the facility applying to become licensed as a Child-Placing Agency has not filed an acceptable plan of correction or has not complied with the accepted plan of correction, the Department may initiate an adverse action to enforce these rules.
1603	1603	Enforcement and Penalties. 290-9-2-.14(2)	All adverse actions to enforce the Rules and Regulations for Child-Placing Agencies shall be initiated in accordance with the Rules and Regulations for Enforcement of Licensing Requirements, Chapter 290-1-6, and O.C.G.A. Sections 49-5-12 and 49-5-12.1, and Sections 49-5-60 et seq. and the requirements set forth herein.
1604	1604	Enforcement and Penalties. 290-9-2-.14(3)	Required Notifications for Revocations and Suspensions. The Agency shall notify each child's parents and/or legal guardians of the Department's actions to revoke the license or seek an emergency suspension of the Agency's license to operate.
1605	1605	Enforcement and Penalties. 290-9-2-.14(3)(a)	The official notice of the revocation or emergency suspension action and any final resolution, together with the Department's complaint intake phone number and website address, shall be provided by the Agency to each current and prospective child's parents and/or legal guardians.
1606	1606	Enforcement and Penalties. 290-9-2-.14(3)(b)	The Agency shall ensure the posting of the official notice at the Agency in an area that is visible to each child's parents and/or legal guardians.
1607	1607	Enforcement and Penalties. 290-9-2-.14(3)(c)	The Agency shall ensure that the official notice continues to be visible to each child's parents and/or legal guardians throughout the pendency of the revocation and emergency suspension actions, including any appeals.
1608	1608	Enforcement and Penalties. 290-9-2-.14(3)(d)	The Agency shall have posted in an area that is readily visible to each child's parents and/or legal guardians any inspection reports that are prepared by the Department during the pendency of any revocation or emergency suspension action.
1609	1609	Enforcement and Penalties. 290-9-2-.14(3)(e)	It shall be a violation of these rules for the Agency to permit the removal or obliteration of any posted notices of revocation, emergency suspension action, resolution, or inspection survey during the pendency of any revocation or emergency suspension action.

CPA VERSION 11.0 RULES AND CROSSWALK

New Tag	09 Tags	Title/Rule	Rules
1610	1610	Enforcement and Penalties. 290-9-2-.14(3)(f)	The Department may post an official notice of the revocation or emergency suspension action on its website or share the notice of the revocation or emergency suspension action and any information pertaining thereto with any other agencies that may have an interest in the welfare of the children in care of the Agency.
1611	1611	Enforcement and Penalties. 290-9-2-.14(3)(g)	The Department may suspend any requirements of these rules and the enforcement of any rules where the Governor of the State of Georgia has declared a public health emergency. Statutory Authority: O.C.G.A. Sections 49-5-8, 49-5-12, 49-5-12.1.
1700	1700	Severability of These Rules. 290-9-2-.15	Severability of These Rules In the event that any rule, sentence, clause, or phrase of any of these rules and regulations may be construed by any court of competent jurisdiction to be invalid, illegal, unconstitutional, or otherwise unenforceable, the remaining rules or portions of the rules shall not be affected and shall remain in full force and effect. Statutory Authority: O.C.G.A. Sections 49-5-8, 49-5-12.
9999	9999	Closing Comments.	