

DEPARTMENT OF CHILDREN AND FAMILIES REGULATIONS

February 1, 2014

Agency	Reviewing counsel	Section #	Short Description / Subject Matter	History	Recommendation	EO Status ⁺	Rationale
CODE	Indicate department and individuals if decision made at level other than commissioner's office	xx-xx-xx through x-xx-xx		Years of promulgation and amendments, if any (e.g. 1975; 1984; 2011)	Repeal, Amend, No Action etc.	Identifies Reg by category described in EO (see footnote)	BRIEF rationale for recommended change <i>e.g. language outdated and hard to comprehend; language doesn't conform to statute</i>
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17-411-1 - 7-411-15	Organization Of The Department Of Children And Youth Services	1978	Amend	3	Language outdated regarding Organization of Agency; need to add hearings section.

Agency	Reviewing counsel	Section #	Short Description / Subject Matter	History	Recommendation	EO Status ⁺	Rationale
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17-415(g)-6 - 17-415(g)-11	Personal Data	1987	Amend	3	Language outdated and does not include all elements required by the statute.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-6(g)-12 - 17a-6(g)-16	Administration of Medication in Day Programs and Residential Facilities by Trained Persons	1994	Amend	4	Need to be updated to reflect current best practices.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-7-1 – 17a-7-11	Placement of Children and Youth on Aftercare	1994	Repeal	2	No statutory authority; language is outdated; regulations not necessary.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-7a-1 – 17a-7a-9	Standard Leave and Release Policies for Juvenile Offenders	1999	Repeal	2	Regulations are outdated and not necessary.
	Commissioner Joette Katz Agency Legal	§§17a-11-1 – 17a-11-27	Voluntary Admissions to the Department of Children and Youth in Residential	2001	Amend	4	Need to be updated to reflect current best practices.

Agency	Reviewing counsel	Section #	Short Description / Subject Matter	History	Recommendation	EO Status ⁺	Rationale
	Director Barbara Claire		Facilities Administered by, or Under Contract With, or Otherwise Available to the Department.				
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-12-1 – 17a-12-6	Hearings on Placement of Children and Youth in State Operated Mental Health Facilities	1994	Repeal	2	No statutory authority on this topic <i>per se</i> . All hearings regs will be written into §§17-411-1 - 7-411-15 – Organization of the Department.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-15-1 – 17a-15-11	Treatment Plan and Hearings	1994	Repeal	2	No statutory authority on this topic <i>per se</i> . All hearings regs will be written into §§17-411-1 - 7-411-15 – Organization of the Department.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-16-6 – 17a-16-13	Rights of Children and Youth Under the Supervision of the Commissioner of Children and Youth Services	1994	Amend	4	Need to be updated to reflect current best practices.
	Commissioner Joette Katz Agency Legal Director	§§17a-16-14 – 17a-16-18	Hearings on Out of State Transfers	1994	Repeal	2	No statutory authority on this topic <i>per se</i> . All hearings regs will be written into §§17-411-1 - 7-411-15 – Organization of the Department.

Agency	Reviewing counsel	Section #	Short Description / Subject Matter	History	Recommendation	EO Status ⁺	Rationale
	Barbara Claire						
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-17-1 – 17a-17-16	Single Cost Accounting System for Payment of Room and Board and Education Expenses	1994	Amend	4	Requires updating in conjunction with State Dept. of Education.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-20-1 – 17a-20-5	Department Assistance to Psychiatric Clinics & Community Health Facilities	1994	Amend	4	Need to be updated to reflect current best practices.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-20-11 – 17a-20-61	Licensure of Outpatient Psychiatric Clinics for Children	1999	Amend	4	Need to be updated to reflect current best practices.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-22-1 – 17a-22-5	Department Aid to Day Treatment Centers for Emotionally Disturbed, Mentally Ill, and Autistic Children and Youth	1994	Amend	4	Need to be updated to reflect current best practices.
	Commissioner	§§17a-22q-1 -	Certification of Providers of	In progress	Finalize	4	Need to be finalized; pending regulations

Agency	Reviewing counsel	Section #	Short Description / Subject Matter	History	Recommendation	EO Status ⁺	Rationale
	Joette Katz Agency Legal Director Barbara Claire	17a-22q-33	Children's Behavioral Health Rehabilitation Services under the Medicaid Program				currently in use pursuant to statutory authority.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	None (Statutory authority: §17a-37)	Establishment of USD II	Statute passed in 1991; regulations are permissive and were never promulgated.	Amend the statute	2	Subject matter covered in agency policy; regulations unnecessary.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-42-1 - 17a-42-5	Establishment of Photo-Listing Service for Children Legally Free for Adoption	1994	Repeal	2	Statutory language to be repealed. Regulations are unnecessary; sufficient detail in other statutes and agency policy.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-50-1- §17a-50-7	Children's Trust Fund	1994	Repeal	0	Subject matter transferred to DSS in 2010; DCF regulations need to be repealed.
	Commissioner Joette Katz Agency Legal Director	§§17a-90-1 – 17a-90-13	Fair Hearings	1994	Repeal	2	All hearings regs will be written into §§17-411-1 - 7-411-15 – Organization of the Department.

Agency	Reviewing counsel	Section #	Short Description / Subject Matter	History	Recommendation	EO Status ⁺	Rationale
	Barbara Claire						
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-100-1 - 17a-100-14	Removal Hearings for Out of Home Care Providers	1997	Repeal	2	No statutory authority on this topic <i>per se</i> . All hearings regs will be written into §§17-411-1 - 7-411-15 – Organization of the Department.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-101-11 – 17a-101-13	Circumstances Requiring Immediate Removal of a Child from His/Her Home 96-Hour Hold	1994	Repeal	2	No statutory authority. Repeal regulations. Statute has sufficient detail.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	None (Statutory authority: §17a-101g)	Differential Response	Statute passed in 2011; regulations are permissive; regulations have not been promulgated.	Amend statute	2	Repeal statutory language; regulations are permissive and never promulgated; there will be sufficient detail in agency policy.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-101k-1 - 17a-101k-16	Child Abuse and Neglect Registry	2008	No action	1	Fine as is.

Agency	Reviewing counsel	Section #	Short Description / Subject Matter	History	Recommendation	EO Status ⁺	Rationale
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-101(e)-1 – 17a-101(e)-6	Reports of Child Abuse and Neglect	1994	Repeal	2	Repeal entire statute. Repeal regulations. Other statutes contain sufficient detail.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	None (Statutory authority: §17a-110)	Permanency Plans for Children	Original statute passed in 1991; amended to add regulations in 1999; regulations never promulgated.	Repeal	2	Statutory language to be repealed. Regulations not promulgated. Other statutes and federal law contain sufficient detail and regulations are unnecessary.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-114-14 – 17a-114-25	Relative Certification	1995	Repeal	2	Repeal - obsolete. The licensing category “relative certification” no longer exists.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	NEW – will be §§17a-114-26 – 17a-114-56	Licensed Foster and Adoptive Homes	In progress	Finalize	4	Amended regulations in progress - to replace §§17a-145-130 to 17a-145-160.

Agency	Reviewing counsel	Section #	Short Description / Subject Matter	History	Recommendation	EO Status ⁺	Rationale
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-116-6 – 17a-116-14	Subsidized Adoption of Special Needs Children	1994	Amend	3	Need to be updated to comply with federal IV-E State Plan. (Note: regs numbering is wrong – should be §17a-117 or §17a-119 not §17a-116)
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-120-3 – 17a-120-9	Medical Subsidy for Adoptive Parents	1994	Amend	3	Need to be updated to comply with federal IV-E State Plan.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	NEW – will be §§17a-126-1 – 17a-126-23	Subsidized Guardianship	In progress	Finalize	4	New regulations in progress.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	None (Statutory authority: §17a-127)	Development and Implementation of Individual Service Plan and Child Specific Teams	Statute passed 1997; regulations are permissive; regulations never promulgated	Repeal	2	Statutory language to be amended. Subject matter incorporated in agency policy and regulations are unnecessary.
	Commissioner Joette Katz	§§17a-145-48 - 17a-145-58	Operation of Child-Caring Agencies and Facilities	1997; amendment in progress	Amend and finalize	4	Amendment in progress; will be repealed by new §§17a-161-17a-145-241.

Agency	Reviewing counsel	Section #	Short Description / Subject Matter	History	Recommendation	EO Status ⁺	Rationale
	Agency Legal Director Barbara Claire						
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-145-60 - 17a-145-98	Children's Homes or Similar Institutions, Residential Treatment Facilities, Group Homes, and Temporary Shelters	1994; amendment in progress	Amend and finalize	4	Amendment in progress; will be repealed by new §§17a-161-17a-145-241.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-145-130 –17a-145-160	Foster and Prospective Adoptive Families	1997, amendment in progress	Amend and finalize	4	Amendment in progress; will be repealed by §§17a-114-26-17a-114-55.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-147-1 – 17a-147-36	Licensing of Extended Day Treatment Programs	1994	Amend	4	Need to be updated to reflect current best practices.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-150-51 – 17a-150-123	Child Placing Agency Licensing and Responsibilities	1997	Amend	3	Need to be updated to match amended foster home licensing regs.

Agency	Reviewing counsel	Section #	Short Description / Subject Matter	History	Recommendation	EO Status ⁺	Rationale
	Commissioner Joette Katz Agency Legal Director Barbara Claire	None (Statutory authority: §17a-151)	Criminal Background Checks for Licensees	DCF added to statute in 1979; regulations never promulgated.	Repeal	2	Statutory language to be repealed. Administratively implemented and regulations are not necessary.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§17a-155-1 – 17a-155-35	Licensing of Permanent Family Residences	Regulations promulgated 1994, but statutory authority was repealed in 2013.	Repeal	0	Statute repealed in 2013 Session. Need to repeal regulations.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	None (Statutory authority: §17a-175)	Interstate Compact on the Placement of Children	Statute amended 1991; regulations are permissive; never promulgated	No action	1	Regulations are permissive and not currently necessary.
	Commissioner Joette Katz Agency Legal Director Barbara Claire	§§45a-728-1 – 45a-728-10	Adoption Placement of Children Who Have Been Identified or Located by Prospective Adoptive Parents	1994	Amend	4	Need to be updated to reflect current best practices.

+: (0) Reg has been repealed or transferred; (1) Regulations are fine as is; (2) Regulations are unnecessary; (3) Regs are necessary but changes are required to correct inaccurate info; (4) Regs are necessary but changes could improve them