**PROTECTION AND PERMANENCY TRANSMITTAL LETTER, 11-08**

**TO:** Service Region Administrators

Service Region Administrator Associates

Service Region Clinical Associates

Regional Program Specialists

Family Services Office Supervisors

**FROM:** Michael Cheek, Director

Division of Protection and Permanency

**DATE:**  June 30, 2011

**SUBJECT:**  Court Requested CPS Investigations

According to a Commonwealth Court of Appeals ruling, rendered on May 6, 2011, the court may not order the Cabinet to investigate allegations of child abuse or neglect; and if allegations are received from the court, they should be evaluated the same as any other report received by the agency. Please review the SOP sections below as they have been revised to reflect this ruling:

* [SOP 2.4 Court Requested CPS Activity](https://manuals.sp.chfs.ky.gov/chapter2/02/Pages/24CourtRequestedActivity.aspx); and
* [SOP 2.5 Criteria for Reports that are Not Accepted](https://manuals.sp.chfs.ky.gov/chapter2/02/Pages/25CriteriaforReportsthatareNotAccepted.aspx).

These revisions are effective immediately; however, the changes will remain in orange and strikethroughs until July 8, 2011 so staff may be made aware of the changes. If you have any questions regarding this transmittal letter, please contact, via e-mail [Tina.Webb@ky.gov](mailto:Tina.Webb@ky.gov) or by telephone at (502) 564-6852.