**PROTECTION AND PERMANENCY TRANSMITTAL MEMORANDUM, 15-09**

**TO:** Service Region Administrators

Service Region Administrator Associates

Service Region Clinical Associates

Regional Program Specialists

Family Services Office Supervisors

**FROM:** Tina Webb, Assistant Director

Division of Protection and Permanency

**DATE:**  June 2, 2015

**SUBJECT:** Senate Bill 200 and2015 Legislative Session SOP Revisions

This transmittal letter contains important information regarding new legislative changes that occurred during the 2015 session, as well as further implementation regarding Senate Bill 200, which passed during the 2014 session. Descriptions of the changes as well as any SOP and documents affected are explained within.

* **Senate Bill 200-**Modifies some of the state’s approaches to the management of status offenders. This bill passed in the 2014 session and portions of it were implemented last year; however, full implementation occurs July 1, 2015. DCBS plans to:
  + Serve on the newly established family accountability, intervention and response teams (FAIR teams). The FAIR teams are envisioned to complement coordination of services planned for regional and local councils working on behalf of children and youth with behavioral health needs (i.e., RIACs by ADD, LIACs);
  + Serve on the newly established Juvenile Justice Oversight Council;
  + Assess referrals from court-designated workers and FAIR teams for potential child abuse, neglect or dependency after other community-based alternatives have been exhausted with the child and his/her family;
  + Receive runaway youth for services and care through court order as an alternative to their prolonged detention;
  + Enhance technology systems and supports for improved case work, tracking and reporting within DCBS and amongst child-serving agencies; and
  + Access an enhanced array of community-based service options for youth committed to or receiving services through DCBS.

The following SOP sections and document have been updated to reflect these changes:

* [2.3 Acceptance Criteria](https://manuals.sp.chfs.ky.gov/chapter2/02/Pages/23AcceptanceCriteria.aspx);
* [2.4 Court Requested CPS Activity](https://manuals.sp.chfs.ky.gov/chapter2/02/Pages/24CourtRequestedActivity.aspx);
* [9.2 Kentucky Status Offenders](https://manuals.sp.chfs.ky.gov/chapter9/16/Pages/92CompliancewithInterstateCompactonJuveniles.aspx) (NEW);
* [9.3 In State Runaways](https://manuals.sp.chfs.ky.gov/chapter9/16/Pages/93InStateRunaways.aspx) (Section renumbered, content shifted);
* [9.4 Runaways from Out of State](https://manuals.sp.chfs.ky.gov/chapter9/16/Pages/94DetentionofStatusOffenders.aspx) (Section renumbered, content shifted);
* [9.7 Intake and Investigation, Including Interviews](https://manuals.sp.chfs.ky.gov/chapter9/17/Pages/97IntakeandInvestigation,IncludingInterviews.aspx); and
* [ADT Court Ordered Status Offender Assessment](https://manuals.sp.chfs.ky.gov/Resources/Related%20Resources%20Library/ADT%20Court%20Ordered%20Status%20Offender%20Assessment.docx).

Content in the following sections has either been deleted or moved to streamline the new status offender process:

* 9.3 Coordination of Efforts with the Department of Juvenile Justice (content deleted);
* 9.4 Detention of Status Offenders (content deleted); and
* 9.5 Diversion Options for Status Offenders (content moved to SOP 9.2).
* **Senate Bill 54 & Senate Bill 192-**Allows for the sealing of court or cabinet records of a mother who enrolls in and maintains substantial compliance with both a substance abuse treatment or recovery program and a regimen of prenatal care as recommended by her health care practitioner throughout the remaining term of her pregnancy; and achieves certified completion of the treatment or recovery program; or has achieved substantial compliance with a substance abuse treatment or recovery program within six (6) months after giving birth, whichever is earlier.

The following SOP section has been updated to reflect this change:

* [1.9 Working with Service Providers](https://manuals.sp.chfs.ky.gov/chapter1/00/Pages/19WorkingWithServiceProviders.aspx).
* **Senate Bill 140**-Requires notification, to all interested parties, of their right to attend and participate in each six-month review conducted by a citizen foster care review board. Notice of the review must be provided to the:
  + Child’s parents, if parental rights have not been terminated or surrendered;
  + Parent’s attorney;
  + Guardian ad litem, the attorney for the child, or both;
  + Foster parents;
  + Prospective adoptive parent;
  + Relative providing care for the child; and
  + Child who is party to the proceeding.

To comply with the notification requirements of this bill, DCBS is partnering with the Administrative Office of the Courts (AOC) to develop technological capacity for the sharing and receipt of pertinent contact information. In the short-term, staff will be asked to enter parties’ contact information which does not presently exist in iTWIST/TWIST; however, in the future, this information will automatically populate, once the interfacing programs have been configured.

The following SOP section has been updated to reflect this change:

* + [30.5 Citizen’s Foster Care Review Board and Interested Party Review](https://manuals.sp.chfs.ky.gov/chapter30/32/Pages/305CitizenFosterCareReviewBoardandInterestedPartyReview.aspx)
* **House Bill 8**-Expands access to civil protective orders to victims of dating violence, sexual assault, or stalking. Changes to this statute go into effect in January 2016 and related SOP will be released prior to that time.

If you have any questions regarding any of the legislative content, please contact Sarah Cooper, via e-mail [sarah.cooper@ky.gov](mailto:sarah.cooper@ky.gov) or by telephone at (502) 564-7635, and she will forward your questions to the appropriate content branch.