HAWAII ADMINISTRATIVE RULES

TITLE 17

DEPARTMENT OF HUMAN SERVICES

SUBTITLE 6   FAMILY AND ADULT SERVICES DIVISION

CHAPTER 807

CHILD WELFARE SERVICE PAYMENTS

Historical Note: This chapter is based substantially upon Rule 15 §5001.17 "Governing Social Services To Family And Children's Services," Public Welfare Division, Department of Social Services and Housing. [Eff as Rule 64 §2001.17 10/21/77; ren to Rule 15 10/31/78; R 7/19/82]

§17-807-1   Goals.   Child welfare service payments shall be directed at helping children achieve or maintain the following goals:
  (1)   Self sufficiency, by assisting children to attain or maintain a level of social functioning consistent with individual capabilities;
  (2)   Preventing or remedying abuse, neglect, or exploitation of children, or preserving, rehabilitating, or reuniting families; or
  (3)   Preventing or reducing institutionalization of children.   [Eff 7/19/82; am and comp JUL 3 0 1992   ] (Auth: HRS §346-14)   (Imp: 45 C.F.R. §1392.55)

§17-807-2   Definitions.   For the purpose of this

chapter:
"Child welfare service payments" means payments for specified specialized services for children under the legal jurisdiction of the department or children in need of reunification with family, relatives, or guardians residing outside the State when there are no other resources available.

"Emergency shelter home" means a licensed family home or group home where temporary care apart from parents or caretakers is provided to abused, neglected, or other children on a twenty-four hour emergency basis until more suitable plans are made for the children.

"Foster child" means any child under eighteen years of age who is not related to a foster parent by blood, marriage, or adoption and who is in need of substitute parenting care.

"Foster family boarding home" means a home which has met state licensing requirements and provides care to foster children apart from the children's parents or guardians on a twenty-four hour basis.

"Legal jurisdiction" means guardianship, legal custody, foster custody, family supervision, permanent custody, or protective supervision of a child or authorization to plan for a child's adoption through relinquishment of the child by the child's parent or parents. [Eff 7/19/82; am and comp JUL 3 0 1992] (Auth: HRS §346-14) (Imp: HRS §§346-14, 346-16; 45 C.F.R. §1392.70)

§17-807-3 Eligibility requirements. In order to be eligible for child welfare service payments the following conditions shall be met:
(1) The child shall be under the legal jurisdiction of the department or the child shall be in need of reunification with family, relatives, or guardians residing outside the State, and the State would otherwise have to assume legal jurisdiction of the child;
(2) The department social worker shall have determined in accordance with a written service plan that child welfare service payments are required to promote the normal growth, development, and adjustment of the child and that it would be detrimental to the child if child welfare services are not provided; and

(3) The department social worker shall have determined that there are no other resources available to meet the specified service costs. [Eff 7/19/82; am and comp JUL 3 0 1992] (Auth: HRS §346-14) (Imp: 45 C.F.R. §§1392.16, 1392.40, 1392.62)

§17-807-4 Geographic area of service. Child welfare service payments shall be available to eligible children statewide. [Eff 7/19/82; comp JUL 3 0 1992] (Auth: HRS §346-14) (Imp: 45 C.F.R. §1392.40)

§17-807-5 Scope of service. Child welfare service payments shall be available to eligible children for the following needs to the extent that funds are available:
(1) Group activity fees such as, but not limited to, girl scouts, boy scouts, YMCA, and YWCA;
(2) Costs related to pre-adoption picture taking;
(3) Car beds and infant seats needed by social work staff to facilitate placement of children;
(4) Transportation costs for return to the family. Approval for out-of-state transportation costs for children under the department's placement responsibility shall be obtained from the family and adult services division administrator prior to the child's being sent out-of-state and after the placement has been approved by the receiving state's interstate compact on the placement of children's office;
(5) Emergency medical treatment when the parents have no medical insurance coverage and otherwise are refusing to meet payment or apply for medical assistance. A court order shall be requested by the department for parents to meet the responsibility;
(6) Pre-placement physical examinations;
(7) Equipment for emergency placement of children; and
(8) Basic essentials for licensed department emergency shelter homes, including a resource supply of clothing and personal essentials. [Eff 7/19/82; am 3/21/88; am and comp JUL 3 0 1992] (Auth: HRS §346-14) (Imp:

45 C.F.R. §§1392.55, 1392.62; HRS Chapter
350E)

§17-807-6 <u>Authorization for child welfare service</u>
<u>costs.</u> (a) To the extent that funds are available,
the department shall authorize child welfare service
costs when the child meets the eligibility requirements
as specified in section 17-807-3.
(b) The department shall make payments through
purchase order directly to the authorized provider.
(c) Payment shall be made for the actual cost of
the service requested. [Eff 7/19/82; am and comp
JUL 3 0 1992] (Auth: HRS §346-14) (Imp: 45
C.F.R. §1392.62)

§17-807-7 <u>Termination of service.</u> Child welfare
service payments shall be terminated when one of the
following conditions is met:
(1) The child is no longer in need of the
specified services;
(2) The department social worker determines that
the child is not benefitting from or using
the services appropriately; or
(3) The child becomes eligible for payments from
other resources. [Eff 7/19/82; comp
JUL 3 0 1992] (Auth: HRS §346-14) (Imp:
HRS §346-14).