

HAWAII ADMINISTRATIVE RULES

TITLE 17

DEPARTMENT OF HUMAN SERVICES

SUBTITLE 6 FAMILY AND ADULT SERVICES DIVISION

CHAPTER 834

STATE PROVIDED FOSTER CARE SPECIAL SERVICES

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Historical Note: This chapter is based substantially upon Rule 15 §5008.19 "Governing Social Services to Family and Children's Services," Public Welfare Division, Department of Social Services and Housing. [Eff as Rule 23 §5001.9 4/26/76; ren to Rule 64 §2008.19 10/21/77; ren to Rule 15 10/31/78; R 7/19/82]

§17-834-1 Goals. Special services shall be directed at meeting one of the following goals:

- (1) Achieving or maintaining self sufficiency, including the reduction or prevention of dependency; or
- (2) Preventing or remedying abuse, neglect, or exploitation of children unable to protect their own interests, or preserving, rehabilitating, or reuniting families; or
- (3) Preventing or reducing institutionalization of children. [Eff 7/19/82; am and comp 7/30/92; comp NOV 26 1993] (Auth: HRS §346-14) (Imp: HRS §346-14)

§17-834-2 Definitions. For the purpose of this chapter:

"Foster child" means any child under eighteen

years of age who is not related to the foster parent by blood, marriage, or adoption and who is in need of substitute parenting care; or any child upon attaining age eighteen years, who resides in a foster family boarding home with a goal towards independent living and needs continued care to complete high school education or equivalent within six months or within the following school year.

"Foster family boarding home" means a home which meets state licensing requirements that provides twenty-four hour care to foster children apart from the parents or guardian.

"Foster parents" means any adult person who is licensed to provide parenting care and maintenance to a foster child.

"Special service cost" means the payment for special services provided by a licensed foster family boarding home which is above the basic room and board payments.

"Special services" means the services provided by licensed, specially trained foster parents to foster children with physical, psychological, or emotional problems. [Eff 7/19/82; am 10/28/83; comp 7/30/92; am and comp NOV 26 1993] (Auth: HRS §346-14) (Imp: HRS §§346-14, 346-16)

§17-834-3 Eligibility requirements. In order to be eligible for foster care special services, the following conditions shall be met:

- (1) The foster child shall need an identified special service because of a physical or mental health condition, or an emotional or behavioral problem;
- (2) The need for special service shall be recommended in writing by an appropriately - qualified professional person, other than the placement worker; and
- (3) The department social worker shall determine in accordance with a written service plan that special services are needed to help the child grow and develop as normally as possible. [Eff 7/19/82; comp 7/30/92; am and comp NOV 26 1993] (Auth: HRS §346-14) (Imp: HRS §§346-14, 346-17)

§17-834-4 Geographic area of service. Special

service costs shall be available to licensed foster family boarding homes statewide. [Eff 7/19/82; comp 7/30/92; comp NOV 26 1993] (Auth: HRS §346-14) (Imp: HRS §§346-14; 346-17)

§17-834-5 Scope of service. (a) The special services which foster parents shall provide to eligible foster children with physical, psychological, or emotional problems include but are not limited to:

- (1) Participating as a treatment team member to modify a disturbed child's behavior;
- (2) Training a developmentally disabled child to acquire personal care and self-help skills;
- (3) Providing physical therapy, special exercises, or both, for a handicapped child;
- (4) Providing nursing care to a child recuperating from an illness or injury;
- (5) Administering medication and monitoring the effects of the medication; and
- (6) Counseling children exhibiting excessive withdrawal, self-destructiveness, hostility, aggressiveness, or other socially maladaptive behavior.

(b) The foster parents shall be capable of providing the needed service by virtue of special training or experience; and shall comply with this requirement within six months of the initiation date of special service cost payments. [Eff 7/19/82; comp 7/30/92; am and comp NOV 26 1993] (Auth: HRS §346-14) (Imp: HRS §§346-14, 346-17)

§17-834-6 Authorization for special service. (a) Special services shall be authorized for individuals meeting eligibility requirements specified in section 17-834-3 and shall be provided in accordance with a social service plan developed by the department social worker.

(b) Payment for special services shall be made directly to the foster boarding home parents at the rate of \$4.75 per hour for documented hours of service.

(c) Payment shall be made monthly after the end of each month of service and shall be for the actual number of hours special service is given, up to a maximum of one hundred twenty hours per month. [Eff 7/19/82; am and comp 7/30/92; am and comp

NOV 26 1993] (Auth: HRS §346-14) (Imp: HRS

§§346-14, 346-17)

§17-834-7 Termination of service. Special services shall be terminated when one of the following conditions is met:

- (1) The child's condition has improved to the extent that special services are no longer needed;
- (2) The department social worker has determined that the child can no longer benefit from special services;
- (3) The child is no longer in foster care; or
- (4) The foster parents have not received special training or are not providing the needed service as required within six months of the special service cost initiation date. [Eff 7/19/82; comp 7/30/92; am and comp NOV 26 1993] (Auth: HRS §346-14) (Imp: HRS §§346-14, 346-17)