

HAWAII ADMINISTRATIVE RULES

TITLE 17

DEPARTMENT OF HUMAN SERVICES

SUBTITLE 6 FAMILY AND ADULT SERVICES DIVISION

CHAPTER 806

CHILD WELFARE COUNSELING SERVICES

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§17-806-1 Goals. Child welfare counseling services shall be directed at helping individuals meet the following goals:

- (1) Self sufficiency by assisting individuals to attain or maintain a level of personal functioning, consistent with individual capabilities;
- (2) Preventing or remedying abuse, neglect, or exploitation of children, or preserving, rehabilitating, or reuniting families;
- (3) Preventing or reducing institutionalization of children; or
- (4) Securing admission to institutional care when other forms of care are not appropriate. [Eff 7/19/82; am and comp JUL 30 1992] (Auth: HRS §346-14) (Imp: HRS §346-14; 45 C.F.R. §1392.55)

§17-806-2 Definitions. For the purpose of this chapter:

"Counseling services" means the casework, counseling, or related services specified in section 17-806-5 provided to individuals who live at home or in relatives' homes, which focus on helping individuals achieve or maintain an optimal level of social,

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personal, and interpersonal functioning. [Eff 7/19/82; am and comp JUL 30 1992] (Auth: HRS §346-14) (Imp: HRS §346-14)

§17-806-3 Eligibility requirements. (a) In order to be eligible for counseling services, the child shall meet the following conditions:

- (1) There shall be an absence of care, maintenance, and supervision of a child due to the death, illness, incapacity, or desertion of legally responsible parents, guardians, or caretakers; or
- (2) Unsatisfactory adjustment shall exist between the child and the school, the home, or the community for which services are needed by the child, the parents, guardians, or caretakers; and
- (3) The child requires services to remain at home or in the home of relatives or friends, or to move into a foster care, medical, or residential treatment arrangement.

(b) In addition, the child shall not be eligible for the same services under title XX social services. [Eff 7/19/82; am and comp JUL 30 1992] (Auth: HRS §346-14) (Imp: 45 C.F.R. §§1392.40, 1392.49)

§17-806-4 Geographic area of service. Counseling services shall be provided by department staff to eligible individuals throughout the State. [Eff 7/19/82; comp JUL 30 1992] (Auth: HRS §346-14) (Imp: HRS §346-14; 45 C.F.R. §1392.40)

§17-806-5 Scope of service. (a) Counseling services shall include one or more of the following activities:

- (1) Casework services to strengthen or sustain recipients at home by improving individual or family functioning through the resolution of personal or interpersonal problems. These casework services may include:
 - (A) Activities to resolve problems such as parent-child conflicts, child rearing difficulties, stresses that may lead to delinquency;
 - (B) Activities of assessing, preparing, and

- arranging for or referring the recipient to appropriate community resources;
- (2) Short term casework services directed at helping recipients continue normal family living and home-management activities during or following the absence or incapacity of the primary caretaker; or
 - (3) Pre-placement or placement services for reasons other than protection by:
 - (A) Assessing the child's needs and locating an appropriate placement for the child;
 - (B) Assisting the child and family understand and accept the reasons for the child's placement;
 - (C) Preparing and arranging for the child's placement out of the home; and
 - (D) Assisting the child in adjusting to the new setting.

(b) The provisions of chapter 17-945 apply to families and children receiving services under this chapter. [Eff 7/19/82; am 3/21/88; am and comp JUL 3 1992] (Auth: HRS §346-14) (Imp: 45 C.F.R. §§1392.40, 1392.49, 42 U.S.C. §627)

§17-806-6 Authorization for service. Counseling services provided by department staff shall be authorized when staffing resources are available for individuals who have applied for and who meet the eligibility requirements of section 17-806-3. [Eff 7/19/82; am and comp JUL 3 1992] (Auth: HRS §346-14) (Imp: 45 C.F.R. §1392.49)

§17-806-7 Termination of service. (a) Counseling services shall be terminated when one or more of the following conditions are present:

- (1) The social worker's assessment, based upon observation and discussion with the recipient, is that the family is able to cope with the situation, manage independently, or adjust satisfactorily if living at home, and no longer requires casework services to maintain the level of adjustment;
- (2) The social worker's assessment or the recipient's statement or actions indicate that although the recipient's situation remains the same, the recipient no longer

- wants casework services;
- (3) The recipient no longer meets the eligibility requirements specified in section 17-806-3;
 - (4) The recipient leaves the State;
 - (5) The recipient's whereabouts are unknown; or
 - (6) The recipient dies.
- (b) Counseling services shall be terminated upon mutual agreement between the client and the department or after written notice of the intent to terminate and the reasons for termination have been given the client.
- [Eff 7/19/82; am and comp JUL 30 1992] (Auth: HRS §346-14) (Imp: 45 C.F.R. §1392.49)