

~~(2) MODIFY EXISTING REGULATIONS AND ADOPT REGULATIONS CONSISTENT WITH THIS SECTION GOVERNING ANY PROGRAM ADMINISTERED BY THE DEPARTMENT; AND~~

~~(3) INFORM AND TRAIN PROGRAM STAFF AND DEPARTMENT PERSONNEL REGARDING THE REQUIREMENTS OF THIS SECTION.~~

Article 49D - Office for Children, Youth, and Families

FAMILY PRESERVATION SERVICES

37.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) "FAMILY" MEANS THE PARENTS AND OTHER PERSONS WHO MAKE UP THE LIVING UNIT IN A CHILD'S HOME.

(C) "FAMILY PRESERVATION SERVICES" MEAN STATE, LOCAL, OR PRIVATE AGENCY SERVICES AND ASSISTANCE DESIGNED:

(1) TO ALLOW CHILDREN TO REMAIN SAFELY WITH THEIR FAMILIES AND TO PREVENT OUT-OF-HOME PLACEMENTS BY ASSISTING FAMILIES TO ADDRESS THE CIRCUMSTANCES OR CONDITIONS WHICH MAY CAUSE OUT-OF-HOME PLACEMENTS AND TO CARE FOR THEIR CHILDREN; OR

(2) TO ALLOW CHILDREN TO RETURN SAFELY TO THEIR FAMILIES FROM OUT-OF-HOME PLACEMENTS AND TO ASSIST FAMILIES TO ADDRESS CIRCUMSTANCES OR CONDITIONS WHICH CAUSED OUT-OF-HOME PLACEMENTS AND TO CARE FOR THEIR CHILDREN.

(D) "OUT-OF-HOME PLACEMENT" MEANS:

(1) THE REMOVAL OF A CHILD FROM THE CHILD'S FAMILY;  
AND

(2) THE PLACEMENT OF THE CHILD BY AN AUTHORIZED AGENCY OR COURT IN A PUBLIC OR PRIVATE FACILITY OR WITH OTHER PERSONS WHO ASSUME RESPONSIBILITY FOR THE DAILY CARE AND SUPERVISION OF THE CHILD.

(E) "PARENT" MEANS A CHILD'S NATURAL OR ADOPTIVE PARENT, GUARDIAN, OR CUSTODIAN WHO IS PRIMARILY RESPONSIBLE FOR THE CARE OF THE CHILD.

38.

(A) IT IS THE POLICY OF THE STATE, WITH CERTAIN EXCEPTIONS, TO PREVENT THE REMOVAL OF A CHILD FROM THE CHILD'S FAMILY FOR OUT-OF-HOME PLACEMENT WITHOUT FIRST PROVIDING THE FAMILY