

1 AN ACT relating to children in the custody of the state.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 194A.146 is amended to read as follows:

4 (1) There is hereby created the "Statewide Strategic Planning Committee for Children
5 in Placement" which is administratively attached to the Department for Community
6 Based Services. The committee shall be composed of the following:

7 (a) Members who shall serve by virtue of their positions: the secretary of the
8 Cabinet for Health and Family Services or the secretary's designee, the
9 commissioner of the Department for Public Health *or the commissioner's*
10 *designee*, the commissioner of the Department for Behavioral Health,
11 Developmental and Intellectual Disabilities *or the commissioner's designee*,
12 the commissioner for the Department for Medicaid Services *or the*
13 *commissioner's designee*, the commissioner of the Department for
14 Community Based Services *or the commissioner's designee*, the
15 commissioner of the Department of Juvenile Justice *or the commissioner's*
16 *designee*, the commissioner of the Department of Education *or the*
17 *commissioner's designee*, the executive director of the Administrative Office
18 of the Courts *or the executive director's designee*, the Senate co-chair of the
19 Interim Joint Committee on Health and Welfare of the General Assembly, the
20 House co-chair of the Interim Joint Committee on Health and Welfare of the
21 General Assembly, or their designees; and

22 (b) One (1) foster parent selected by the statewide organization for foster parents,
23 one (1) District Judge selected by the Chief Justice of the Kentucky Supreme
24 Court, one (1) parent of a child in placement at the time of appointment to be
25 selected by the secretary of the Cabinet for Health and Family Services, one
26 (1) youth in placement at the time of the appointment to be selected by the
27 secretary of the Cabinet for Health and Family Services, one (1) private child

1 care provider selected by the statewide organization for private child care
2 providers, and one (1) private child-placing provider selected by the secretary
3 of the Cabinet for Health and Family Services. These members shall serve a
4 term of two (2) years, and may be reappointed.

5 (2) The Statewide Strategic Planning Committee for Children in Placement shall, by
6 July 1, 2013, develop a statewide strategic plan for the coordination and delivery of
7 care and services to children in placement and their families. The plan shall be
8 submitted to the Governor, the Chief Justice of the Supreme Court, and the
9 Legislative Research Commission on or before July 1, 2013, and each July 1
10 thereafter.

11 (3) The strategic plan shall, at a minimum, include:

- 12 (a) A mission statement;
- 13 (b) Measurable goals;
- 14 (c) Principles;
- 15 (d) Strategies and objectives; and
- 16 (e) Benchmarks.

17 (4) The planning horizon shall be three (3) years. The plan shall be updated on an
18 annual basis. Strategic plan updates shall include data and statistical information
19 comparing plan benchmarks to actual services and care provided.

20 (5) The Statewide Strategic Planning Committee for Children in Placement shall, in
21 consultation with the commissioner and the statewide placement coordinator as
22 provided for in KRS 199.801, establish a statewide facilities and services plan that
23 identifies the location of existing facilities and services for children in placement,
24 identifies unmet needs, and develops strategies to meet the needs. The planning
25 horizon shall be three (3) years. The plan shall be updated on an annual basis. The
26 plan shall be used to guide, direct, and, if necessary, restrict the development of new
27 facilities and services, the expansion of existing facilities and services, and the

1 geographic location of placement alternatives.

2 (6) The Statewide Strategic Planning Committee for Children in Placement may,
3 through the promulgation of administrative regulations, establish a process that
4 results in the review and approval or denial of the development of new facilities and
5 services, the expansion of existing facilities and services, and the geographic
6 location of any facilities and services for children in placement in accordance with
7 the statewide facilities and services plan. Any process established shall include
8 adequate due process rights for individuals and entities seeking to develop new
9 services, construct new facilities, or expand existing facilities, and shall require the
10 involvement of local communities and other resource providers in those
11 communities.

12 (7) As a part of the statewide strategic plan, and in consultation with the
13 Commonwealth Office of Technology, the Statewide Strategic Planning Committee
14 for Children in Placement shall plan for the development or integration of
15 information systems that will allow information to be shared across agencies and
16 entities, so that relevant data will follow a child through the system regardless of the
17 entity or agency that is responsible for the child. The data produced shall be used to
18 establish and monitor the benchmarks required by subsection (3) of this section.
19 The data system shall, at a minimum, produce the following information on a
20 monthly basis:

- 21 (a) Number of placements per child;
- 22 (b) Reasons for placement disruptions;
- 23 (c) Length of time between removal and establishment of permanency;
- 24 (d) Reabuse or reoffense rates;
- 25 (e) Fatality rates;
- 26 (f) Injury and hospitalization rates;
- 27 (g) Health care provision rates;

- 1 (h) Educational achievement rates;
- 2 (i) Multiple placement rates;
- 3 (j) Sibling placement rates;
- 4 (k) Ethnicity matching rates;
- 5 (l) Family maintenance and preservation rate; and
- 6 (m) Adoption disruption rates.

7 (8) The Statewide Strategic Planning Committee for Children in Placement shall ensure
8 that a study is conducted to evaluate the extent to which changes in the child
9 welfare delivery model, to include contracting for a continuum of care and shared
10 decision-making with private child-caring and child placing agencies, would
11 enhance the effectiveness and outcomes for children served in the foster care
12 system. The Statewide Strategic Planning Committee shall develop a report of its
13 findings and recommendations which shall be included in the annual report due on
14 or before July 1, 2013.

15 (9) The Statewide Strategic Planning Committee for Children in Placement shall
16 publish an annual report no later than December 1 of each year that includes, but is
17 not limited to, the information outlined in subsection (7) of this section. The annual
18 report shall be filed with the Governor and the Child Welfare Oversight and
19 Advisory Committee established in KRS 6.943.