

# Resource Family Approval Written Directives



**VERSION 7**

EFFECTIVE DATE: 01/13/2021

Prepared by:

California Department of Social Services



## RESOURCE FAMILY APPROVAL PROGRAM

Single-underlined text with yellow highlights – Reflect changes made to the Written Directives in Version **7**.

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- (1) The review of an application shall be as specified in Section 5-03B(d). For an appeal, notice of defense or action for the record related to an application denial or criminal record exemption denial or criminal record exemption rescission, the review shall be governed by the law and Written Directives in effect at the time of a final decision and order.
  - (2) The review of a Resource Family's compliance with the requirements to maintain approval shall be as specified in Section 9-01(d).
  - (3) Nothing in this subsection shall supersede any provision of federal or state law or any regulation adopted pursuant to federal or state law.
- (e) The Written Directives shall be known and may be cited as the California Department of Social Services Resource Family Approval Written Directives (Cal. Dept. of Social Services, RFA Writ. Dir.).
- (f) References to the Administrative Procedures Act in this Article shall mean the act governing administrative review procedures for government agencies commencing with Section 11370 of the Government Code.

### **SECTION 12-02: Legal Consultation and Representation**

- (a) A County may enter into an agreement with the Department for the Legal Division to provide legal consultation and legal representation related to Resource Family Approval. The Legal Division may represent a County on matters heard by the State Hearings Division or the Office of Administrative Hearings.

### **SECTION 12-03: Resolution Prior to Formal Administrative Action**

- (a) A County shall use best efforts to address any concerns with an applicant or a Resource Family prior to or in lieu of issuing a Notice of Action, Accusation, or Statement of Issues in order to assist an applicant or Resource Family in obtaining or maintaining approval. A County may require a Resource Parent, applicant, or associated individual to participate in any of the following:
- (1) Conformance conferences or meetings.
  - (2) Correction of any condition in the home that may adversely impact the health and safety, protection, or well-being of a child or nonminor dependent.
  - (3) Submission of any required documentation.
  - (4) The completion of classes, trainings, or counseling.
  - (5) Any other action deemed necessary by the County.
- (b) An attempt to resolve a concern prior to the issuance of a Notice of Action, Accusation, or Statement of Issues shall not preclude a County or the Department from subsequently issuing a Notice of Action, Accusation, or Statement of Issues.

### **SECTION 12-04: Legal Consultation Requirement**

- (a) A County shall consult with the Legal Division, or a County attorney if the Legal Division is not representing the County, as follows: