(7) If the social services official or an authorized agency acting pursuant to a purchase of service agreement is notified by the commissioner of another State agency to which a report was submitted that such agency is not responsible for determining and recommending adult services for the child, the social services official or the authorized agency which is so notified shall forward the report to another commissioner of a State agency authorized to receive such reports whom the social services official or the agency considers responsible for such determination and recommendation; provided, however, that where such official or agency determines that there exists a dispute as to which State agency has the responsibility for determining and recommending adult services for a child, the authorized agency, if it prepared and submitted the initial report, shall submit the report to the appropriate social services official and the social services official may forward such report and the replies of such State agencies to the Council on Children and Families for the resolution of such dispute.

(8) If the social services official or the authorized agency acting pursuant to a purchase of service agreement which originated the report is notified by another social services official to whom a report has been sent pursuant to paragraph (4) of this subdivision that such other official is not responsible for determining or recommending adult services for the child, the social services official or the authorized agency which originated the report shall submit the report to another social services official or the State agency who or which is responsible for determining and recommending adult services for the child; provided, however, that if there continues to be a dispute as to which social services official is responsible for determining and recommending adult services for the child, the social services official or the authorized agency shall forward the report and the replies of the other social services official(s) to the department for resolution of the dispute or for direction as to which State agency should be sent the report in accordance with the provisions of paragraph (3) or (4) of this subdivision.

(9) Each social services official shall prepare and submit an annual report to the department on October 1, 1985, and thereafter on or before October 1st of each year. Such report shall contain the following without referring to personally identifying information:

(i) the number of cases submitted to each commissioner pursuant to paragraph (3) of this subdivision, including the type and severity of the handicapping condition of such cases;

(ii) the number of cases submitted to other social services officials pursuant to paragraph (4) of this subdivision, including the type and severity of the handicapping condition of such cases;

(iii) the number of reports retained by the official pursuant to paragraph (4) of this subdivision, including the type and severity of the handicapping condition of such cases;

(iv) the number of replies received which deny responsibility for determining and recommending adult services, and from whom received;

(v) the number of cases referred to the department for resolution of disputes between social services officials;

(vi) the number of cases referred to the Council on Children and Families for the resolution of disputes between State agencies; and

(vii) other information requested by the department as necessary for the department and the Council on Children and Families to monitor the need for adult services.
(b) Additional requirements applicable to handicapped children in foster care who attain the age of 18. (1) In order to provide for continuity of services to persons in need, there is established a program of assistance to the parent(s) or guardian of a child who is developmentally disabled as such term is defined in section 1.03 of the Mental Hygiene Law, emotionally disturbed or physically handicapped, who is receiving care in a group home, agency boarding home, or any child care facility operated by an authorized agency with a capacity of 15 or more, and who attains the age of 18 and who will continue in care after the age of 18.

(2) For each such child, the social services official or an authorized agency acting pursuant to a purchase of service agreement with such official for the care of the child shall notify the parent(s) or guardian of the child that foster care payments and services will terminate when the child reaches the age of 21, that assistance in determining services needed after the age of 21 is available from the department and other appropriate State agencies and that, upon the written consent of the parent(s) or guardian, a report containing the child's name, handicapping condition and other information will be forwarded to an appropriate State agency for the purpose of determining and recommending services for the child after the age of 21. Such notice shall be in writing in such form as the department may require and shall be sent to the parent(s) within 30 days of the first service plan review following the child's 18th birthday.

(3) Upon the written consent of the parent(s) or guardian of the child, the social services official or an authorized agency acting pursuant to a purchase of service agreement shall submit a report of the child's condition and possible need for services after age 21 to the Commissioner of Mental Health, Commissioner of Mental Retardation and Developmental Disabilities, Commissioner of Education, or the Commissioner of Social Services or their designee(s) for the purposes of obtaining a determination and recommendation of needed services in accordance with section 7.37 or 13.37 of the Mental Hygiene Law or subdivision 10 of section 4403 of the Education Law. The social services official or an authorized agency acting pursuant to a purchase of service agreement shall determine which commissioner or designee shall receive the report by considering the child's primary handicapping condition, in accordance with the following criteria:

(i) For a referral to the Commissioner of Mental Health:
   (a) the child shall exhibit the presence of an identifiable mental disorder other than mental retardation, developmental disorders, alcoholism, drug dependence or drug abuse; and
   (b) the child shall have an IQ above 70.

(ii) For a referral to the Commissioner of Mental Retardation and Developmental Disabilities:
   (a) the child shall be diagnosed as having a developmental disability in accordance with the provisions of section 1.03 of the Mental Hygiene Law; and
   (b) the child shall have an IQ below 60.

(iii) For any child who meets the criteria of subparagraph (i) or (ii) of this paragraph but who has an IQ between 50 and 70, the report shall be referred to the dispute resolution committee of the Department of Mental Hygiene for a determination as to which commissioner shall receive the report.

(iv) For a referral to the Commissioner of Education:
   (a) the child shall have a disability other than legal blindness which constitutes or is in a substantial handicap to obtaining and/or maintaining a gainful

CHAPTER II DEPARTMENT REGULATIONS

(b) there is a reasonable expectation that vocational rehabilitation services may benefit the individual in terms of employability.

(v) For a referral to the Commissioner of Social Services:
   (a) there is a need for adult services as defined in the comprehensive services plan of the department; and
   (b) the child shall exhibit none of the criteria in subparagraphs (i) through (iv) of this paragraph.

(4) If the social services official or an authorized agency acting pursuant to a purchase of service agreement determines that the child shall be referred in accordance with the criteria provided in subparagraph 33) of this subdivision, and that these services will be provided by such official, the social services official shall retain the report or the authorized agency shall submit the report to the social services official who shall retain it and perform the services described in subdivision (e) of this section. If, however, the needed services are or will be the responsibility of another social services district, the social services official or authorized agency making the report shall forward such report to such other social services district. The social services official of such other district shall then perform the services required in subdivision (e) of this section.

(5) The content of the report requesting the determination and recommendation of needed services shall be in accordance with the following requirements:

(i) for referral to the Commissioner of Mental Health, the following items shall be included in the report:
   (a) a copy of the written consent of the parent(s) or guardian to the submission of a report for the determination and recommendation of needed services;
   (b) a copy of the assessment portion of the uniform case record documentation which establishes the child's condition and/or need for services;
   (c) a summary of the child's family/social history;
   (d) copies of the most recent medical history, general physical examination and any psychiatric or psychological evaluations, which address such areas as:
      (i) mental status;
      (ii) diagnosis;
      (iii) history of treatment;
      (iv) medication summary;
      (v) assessments of intellectual functioning (IQ) and sensory motorfunction;
      (vi) assessment of social-affective functioning;
      (vii) self-help skills; and
      (viii) educational/vocational evaluation/summary; and
   (e) other records or reports necessary to assist the Commissioner of Mental Health in determining the child's need for services.

(ii) For referral to the Commissioner of Mental Retardation and Developmental Disabilities, the following items shall be included in the report:
   (a) a copy of the written consent of the parent(s) or guardian to the submission of a report for the determination and recommendation of needed services;
   (b) a copy of the assessment portion of the uniform case record establishing the child's condition and/or need for services;
   (c) a summary of the child's family/social history;
CHAPTER II DEPARTMENT REGULATIONS

1. Departmental regulations are necessary for the effective operation of the department and to ensure compliance with legal and statutory requirements. They provide a framework for the administration of the department and are designed to facilitate the delivery of services in an efficient and effective manner.

2. The regulations cover a wide range of topics, including personnel management, financial management, procurement, and service delivery. They are regularly reviewed and updated to reflect changes in legislation and best practices.

3. The regulations are enforced by departmental officials who are responsible for ensuring compliance with the rules and regulations set out in the document. Non-compliance with the regulations can result in disciplinary action.

4. The regulations are available for public consultation and feedback is welcome. This helps to ensure that the regulations are relevant and responsive to the needs of the community.

5. The regulations are reviewed on a regular basis to ensure that they remain relevant and effective. Feedback and suggestions from stakeholders are considered during the review process.

6. The regulations are available on the department’s website and can also be obtained from the department’s offices.

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