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| LOCAL COMMISSIONERS MEMORANDUM |
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Transmittal No: 90 LCM-158

Date: October 5, 1990

Division: Commissioner's
Office

TO: Local District Commissioners

SUBJECT: Filed Regulation Part 313

ATTACHMENTS: Attachment listed below
(Attachment available on-line)

The following changes to the Official Regulations of the State Department of Social Services have been filed for adoption with the Secretary of State.

18 NYCRR Part 313 relating to post institutional services planning.

The final rule - Filed: 10/2/90 - Effective: 10/17/90.

Michael J. McNaughton
Director, Local District
Policy Communications

Subdivision (a) of Section 313.2 is hereby repealed and a new subdivision (a) is added to read as follows:

(a) Each social services district must, in addition to the requirements set forth in section 313.1 of this Part, provide certain State-charge clients with follow-up visits as follows:

(1) For persons in living arrangements other than those certified by the department, State Office of Mental Health or State Office of Mental Retardation and Developmental Disabilities, social services districts must maintain contact for five years following the discharge or release by:

(i) making quarterly visits to the client in the first year following discharge or release, with the first visit occurring within 30 days of discharge or release; and

(ii) making semi-annual visits to the client for the following four years.

Social services districts may make more frequent visits and/or continue visits beyond the five-year period if determined appropriate by the district.

(2) For persons living in family-type homes certified by the department, clients must be visited in accordance with the provisions of Part 458 of this Title, provided, however, that such visits must be made at least semi-annually for the duration of the client's placement.

(3) Social services districts may visit persons in other Department-certified facilities or in facilities certified by the State Department of Health, State Office of Mental Health or State Office of Mental Retardation and Developmental Disabilities if the district determines that such visits are necessary to assure the provision of essential services.

Subdivision (b) of Section 313.2 is amended to read as follows:

(b) Such visits [and contacts shall] must verify and evaluate:

- (1) receipt of requested or needed services[.];
- (2) adequacy of the present level of care and living arrangements in terms of physical and mental health[.] ; and

(3) [review of] the ongoing appropriateness of the individual service plan.

(Deleted material [brackets] ; new material underlined.)