

DATE: November 1, 2007

Transmittal #213

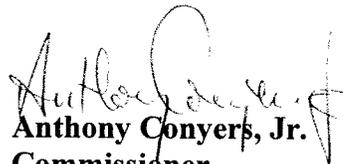
The following revisions have been made to Volume VII, Section IV, Chapter E, Adult Services policy. The policy becomes effective upon receipt and incorporates changes resulting from the Adult Services Approved Providers Regulations (22VAC40-771) that take effect on November 1, 2007. The policy and transmittal #213 are available on the Virginia Department of Social Services website at:
<http://www.localagency.dss.state.va.us/divisions/dfs/as/manual.cgi>.

Significant changes to Chapter E include:

Significant Changes to Adult Services Policy Version 11/07 Volume VII, Section IV, Chapter E “Adult Services Providers”		
<i>Remove Version 1/04 and replace with Version 11/07</i>		
Language from the regulation (22VAC40-771) is capitalized throughout the chapter. Some sections have been moved or revised and section numbering has changed to comport with the new regulation.		
§	Page #	Comments
Table of Contents		Reformatted and renumber to reflect new Sections.
2	1	Added definitions of ACTIVITIES OF DAILY LIVING, ADULT FOSTER CARE, ADULT SERVICES, CLIENT, HOME-BASED SERVICES, HOMEMAKER SERVICES, INSTRUMENTAL ACTIVITIES OF DAILY LIVING, LOCAL BOARD, LOCAL DEPARTMENT APPROVED PROVIDER, and PERSONAL CARE SERVICES.
4.2	4	Requires a criminal records check through the State Police Central Criminal Records Exchange at approval or renewal. Authorizes the local department to access the Exchange directly. Outlines procedure for accessing the Exchange.
4.2.4	6	Establishes that conviction of barrier crimes listed in § 63.2-1719 will prohibit the approval of a provider. Approval will also be prohibited if certain household members have a criminal record showing conviction of the barrier crimes.
14	14	Indicates that the adult in care has extensive rights specified by the regulations. Requires that all adults in care, or their representatives, receive a copy of these rights and indicate acceptance of these rights by signing a copy which is maintained in the client’s record. Requires that all approved providers receive a copy of these rights and indicate acceptance of these rights by signing a copy which is maintained in the provider’s record.
15	14	Outlines the responsibilities of adults in Adult Foster Care or Adult Day Services.

§	Page #	Comments
24.1	22	Requires a criminal records check of the provider and household members prior to granting emergency approval of a provider.
30	26	Defines the Right of Review by the provider/applicant of an agency's action and describes the procedures.
Appendix A	30	Copy of the Rights of Adults in Care. Also available on the Adult Services web site.
Appendix B	34	Sample: Reference/employment Verification
Appendix C	35	Sample: Emergency Approval or Denial
Appendix D	36	Sample: Provisional, Suspension, or Revocation of Approval
Appendix E	37	Sample: Request for Fire Inspection
Appendix F	38	Sample: Request for Sanitation Inspection
Appendix G	39	Sample: Authorization to Act as Agent on Adult's Behalf
Appendix H	40	Sample: Request for Tuberculosis Statement
Appendix I	42	<i>Code of Virginia: § 19.2-389, "Dissemination of criminal records information", and § 63.2-1601.1, "Criminal history check for agency approved providers of services to adults"</i>
Appendix J	44	<i>Code of Virginia: § 63.2-1719, "Definitions" of Barrier Crimes.</i>

If you have questions about any of these policy changes, please contact your Adult Services regional consultant.


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Commissioner