

SUBCOMMITTEE #: 5

NAME: Residential Services/Contracts

Regulation Citation (if applicable)	Specific Proposed Change	Brief Rationale for Proposal	Comments
453.4 ...emergency services must be provided directly by the operator of the facility or, in the case of medical services, through a linkage agreement.	Substitute “linkage agreement” with “plan for obtaining appropriate medical services”	No definition of “linkage agreement” and it is not a widely-used term. Also, it seems to imply a written agreement, which is too formal and not the general practice in the field.	
453.4(a) ...staff...must be knowledgeable about the dynamics of domestic violence intervention...	Delete “intervention”	The word “intervention” is unnecessary.	
453.4(b)(1) Information and referral...must be provided to any battering spouse or	Delete last sentence of this section.	Not appropriate for residential service providers to provide this service to the batterer. Batterer could be abuser	

partner requesting services		of someone living in shelter.	
453.4(b)(2) ...programs which may be reasonably required by victims...	Delete "may be reasonably required by" and replace with "are relevant to"	Makes more sense.	
453.4(b)(2)	Substitute "other dependent family" with "family or household" members	This excludes household members and requires dependency. The reality of those served is broader than this.	
453.4(c) Staff persons...responsible for advocacy services must be knowledgeable about community services...	Replace "knowledgeable" with "oriented on an ongoing basis"	Knowledgeable is vague and would be difficult to prove. Orientation to community services should be on an on going basis as these services frequently change.	
453.4(c) Advocacy which means the provision by a program of liaison services or active intervention...	Replace the word "or" with the word "and"		
453.4(d)	Replace "stresses self-		There was not a consensus among committee members regarding this

<p>Counseling, which means the provision by a program of individual counseling which stresses self-sufficiency.</p>	<p>sufficiency” with “supports self-determination.”</p>		<p>change. The majority of committee members agreed that self-determination was a better description of the goals of counseling because self-sufficiency refers more to economic self-sufficiency. They felt that self-determination encompassed a broader number of issues and did not carry the negative connotations of the word self-sufficiency. A couple members of the committee disagreed with this revision and felt that self-sufficiency was an essential component of counseling for domestic violence victims and was an integral part of plans for local districts.</p>
<p>453.4(d)</p>	<p>Replace “address” with “include”</p>	<p>Reads better.</p>	
<p>453.4(d) Counseling which means the provision by a program of individual counseling...”</p>	<p>Add individual counseling “and crisis intervention”</p>	<p>More descriptive.</p>	
<p>453.4(d)(2) Counseling provided must address...options to ensure a resident’s safety</p>	<p>Replace “options to ensure a resident’s safety” with “safety planning”</p>		

453.4(d)(3) Counseling provided must address...an understanding of the nature of family violence	Replace “nature of family violence” with “dynamics of domestic violence”	The term family violence is introduced here, is inconsistent with the rest of the document and lacks specificity.	
453.4(d)(4) Counseling provided must address...legal options	Add “information on legal resources and options”	Concern that just stating “legal options” could encourage counselors to provide legal advice, rather than just information.	
453.4(d)(5) Counseling provided must address...skills in problem solving.	Delete	Problem solving skills is not related to being victim of domestic violence.	
453.4(e)(1) Children services which mean the program...making appropriate arrangements to, provide for the education of school-aged children in compliance with article 65 of the New York			There was confusion among the committee about why article 65 of the NY State Education Law, part 1; section 3201 was being referenced here as it addresses discrimination in admission to public schools on the account of race, creed, color or national origin. The committee wondered if Part 100.2(x), which addresses education of homeless children, should be referenced here instead.

State Education Law, part 1, section 3201 et. seq.			
453.4(e)(3) Children services which mean the program...offering age appropriate recreational and social activities on a daily basis during regular business hours for children residing in the facility	Replace "offering" with "providing". Delete "on a daily basis during regular business hours" and replace with "weekdays and when feasible, weekends"	Children are in school during "regular business hours" and shelter not fully staffed on weekends.	
453.4(e)(4) ...providing appropriate counseling services to children...	Add "age" appropriate counseling to children... Add "and/or supportive" services	Depending on age of child, counseling may not be applicable – more descriptive to add "supportive services"	
453.4(f) Support groups which means the provision...of peer support...about family violence.	Replace "family violence" with "domestic violence."	The term family violence is introduced here, is inconsistent with the rest of the document, and lacks specificity.	
453.4(f)	Delete "when requested"	Language is confusing	

<p>Such groups must be coordinated by a qualified employee or trained volunteer and must not replace individual counseling when requested by the resident.</p>	<p>by the resident.”</p>	<p>and superfluous.</p>	
<p>453.4(h)(1) Medical services which means: The program having an established linkage, documented by a letter of agreement, with a fully accredited medical institution or clinic or with qualified medical personnel...</p>	<p>Revise as follows: The program having a plan for the referral of residents to a fully accredited medical institution or clinic with qualified medical personnel, which include a physician, physician's assistant or nurse practitioner, for preliminary health examinations and follow-up visits, when requested and/or necessary.</p>	<p>Not the general practice to have a formal written agreement or MOU with medical provider. The important issue is that there is a plan for referral to medical services.</p>	
<p>453.4(i) Transportation</p>			<p>Committee members felt that it was important to distinguish between intra-</p>

			<p>district and inter-district travel. Many programs do not have the capacity to pay for out of county transportation, but many districts expect this service without paying for it.</p>
<p>453.4(j) Community education/outreach</p>	<p>Delete entire section.</p>		<p>A majority of committee members agreed that community education and outreach activities are better addressed by non-residential service providers. This requirement is burdensome on residential service providers who rarely have staff devoted to this function. Also, because of shelter's confidentiality, it may be difficult to do these types of activities (e.g. utilize media, etc.)</p> <p>However, one committee member felt that outreach and education by residential providers (who may not have non-res component) is</p>

			essential in the establishment of relations with community service providers. This is especially pertinent in seeking community resources for clients including day care services, summer programs/camps, after school programs, precinct relations, etc. Generally this has been a function of shelter administrators and should be maintained.