

**CHAPTER 9560**  
**DEPARTMENT OF HUMAN SERVICES**  
**SOCIAL SERVICES FOR CHILDREN**

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**9560.0020 DEFINITIONS.**

*[For text of subs 1 to 9, see M.R.]*

Subp. 9a [Repealed, 29 SR 1367]

*[For text of subs 10 to 17, see MR]*

**Statutory Authority:** *MS s 14.388*

**History:** 29 SR 1367

**9560.0040 STATE PHOTOGRAPHIC ADOPTION EXCHANGE.**

*[For text of subpart 1, see MR]*

Subp. 2 **Special needs.** The local authorized child-placing agency shall, without undue delay, seek an adoptive home which will meet the child's special needs according to Minnesota Statutes, section 259.29.

A. The placing agency shall follow the order of placement preference, and exception guidelines under Minnesota Statutes, section 259.29.

*[For text of items B and C, see M.R.]*

Subp. 3 **Recruitment.** As required in Minnesota Statutes, section 259.77, an agency shall make special efforts to recruit adoptive families from among the child's relatives, if feasible, and shall provide for the diligent recruitment of potential foster and adoptive families that reflect the ethnic and racial diversity of children in the state for whom foster and adoptive homes are needed. The agency may work with various community and religious organizations, as well as the media, and may accept offers of service and monetary contributions to successfully recruit families for adoption.

**Statutory Authority:** *MS, s 14-388,*

**History:** 29 SR 1367

**9560.0140 SERVICES TO FAMILIES APPLYING FOR ADOPTION.**

*[For text of subpart 1, see MR]*

Subp. 2. **Standards governing adoptive homes.** Local social service agencies shall consider at a minimum the basic standards in items A, B, and C when determining the suitability of prospective adoptive parents.

*[For text of items A and B, see M.R.]*

C. The applicant must not be delayed or denied the opportunity to adopt based on the race, color, or national origin of the applicant or the child involved.

*[For text of subp 3, see MR]*

**Statutory Authority:** *MS s 14.388,*

**History:** 29 SR 1367.

**9560.0220 RESPONSE TO REPORTS OF MALTREATMENT WITHIN THE FAMILY UNIT.**

*[For text of subs 1 to 5, see MR]*

Subp. 6. **Local agency determinations:** When the local agency has completed its assessment under subparts 1 to 5, the local agency shall make determinations.

*[For text of item A, see M.R.]*

B [Repealed, L 2005 c 159 art 1 s 15]

*[For text of subps 6a to 9, see M.R.]*

#### 9560.0223 PLACEMENT CONSIDERATIONS.

Items A to E must be followed when a local agency temporarily removes a child from the home in accordance with part 9560.0220, subpart 9, or from a facility in accordance with part 9560.0222, subpart 13.

*[For text of items A to D, see M.R.]*

E Placement of a child must not be delayed or denied based on the race, color, or national origin of the child or foster parent

**Statutory Authority:** *MS s 14 388*

**History:** *29 SR 1367*

#### 9560.0230 OFFICIAL RECORDS.

*[For text of subpart 1, see M.R.]*

Subp. 2 [Repealed, L 2005 c 159 art 1 s 15]

*[For text of subps 3 to 7, see M.R.]*

#### 9560.0521 DEFINITIONS.

*[For text of subps 1 and 2, see M.R.]*

Subp. 2a. **Agency.** "Agency" has the meaning given in Minnesota Statutes, section 260C.007

*[For text of subps 3 to 22, see M.R.]*

**Statutory Authority:** *MS s 14 388*

**History:** *29 SR 1367*

#### 9560.0542 CONSIDERATION OF THE CHILD'S HERITAGE.

For an Indian child, the Indian Child Welfare Act controls the placement. In all other cases, the agency must follow the requirements in Minnesota Statutes, section 260C.212

The agency may consider a foster care provider's ability to

A form a relationship with the child,

B help the child integrate with the family;

C accept the child's background and help the child cope with the child's past,

D. accept the behavior and personality of the child,

E validate the child's cultural and religious background;

F meet the child's educational, developmental, or psychological needs; and

G. meet any other needs of the child

**Statutory Authority:** *MS s 14.388*

**History:** *29 SR 1367*

#### 9560.0545 DOCUMENTATION OF PLACEMENT EFFORTS.

Subpart 1 **General requirements.** The agency must document in the child's case record.

*[For text of items A to C, see M.R.]*

D all the factors used in making the placement decision, including those listed in Minnesota Statutes, section 260C.212, subdivision 2; an Indian child's heritage must always be considered; and

*[For text of item E, see M.R.]*

Subp. 2. **Requirements for court-ordered placement.** For court-ordered placements, the agency must place in the child's record copies of the court's findings,

decisions, disposition of the case, and any other information that may aid the agency in providing services to the child.

**Statutory Authority:** *MS s 14 388*

**History:** *29 SR 1367*

#### **9560.0670 RECRUITMENT OF FOSTER CARE PROVIDERS.**

Subpart 1. **Recruitment; general.** The agency must recruit and license family foster homes from as wide a variety of backgrounds as possible

Subp. 1a. **Recruitment plan.** The agency must develop and implement a plan for diligent recruitment of foster care providers who reflect the ethnic and racial diversity of children in the state for whom foster homes are needed. The agency may develop the plan directly or through a contract with another county, tribe, or authorized child-placing agency

Subp. 1b. **Outreach for recruitment.** The agency must work diligently with community and religious organizations, Indian tribes, and other individuals and groups to recruit foster care providers who reflect the ethnic and racial diversity of children in Minnesota for whom foster care providers are needed. The agency may contact the Ombudsperson for Families and the state ethnic councils for assistance.

Subp. 1c. **Documentation of compliance with plan.** The agency must keep a record of its actions to comply with the requirements of this part.

Subp. 2. **Assistance to foster care providers.** The agency must train and assist foster care providers as necessary to assure the well-being of the child in foster care

Subp. 3. **Foster care providers as advisers.** The agency must consult with foster care providers in the development of policies and procedures pertaining to foster care

Subp. 4. **Relicensure.** Before recommending relicensure, the agency must evaluate with the foster care providers the services furnished by the foster care provider and the agency. The agency must give a copy of the evaluation to the foster care provider.

Subp. 5. **Racial bias.** The agency must work to eliminate racial, ethnic, and national origin discrimination and bias in adoption and foster care recruitment, selection, and placement procedures. The agency must assess the foster care applicant's or foster care provider's capacity for accepting children of diverse backgrounds. If the agency concludes that the applicant or provider has negative attitudes toward people of a particular race, religion, color, or national origin, the agency must refuse licensure or relicensure and not place additional children with that provider

**Statutory Authority:** *MS s 14.388*

**History:** *29 SR 1367*