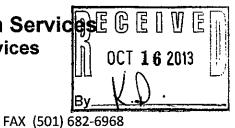


# Arkansas Department of Human Services Division of Children and Family Services

700 Main Street, Donaghey Plaza South, 5<sup>th</sup> Floor P.O. Box 1437, Slot S560 Little Rock, Arkansas 72203-1437 Telephone (501) 682-8008 TDD (501) 682-1442



**EXHIBIT C-1b** 

October 16, 2013

Varnaria Vickers-Smith, Legislative Analyst
Senate Interim Children and Youth Committee and the
House Aging, Children and Youth, Legislative and Military Affairs Committee
Arkansas Bureau of Legislative Research
One Capital Mall, 5<sup>th</sup> Floor, Room R-516
Little Rock, AR 72201

RE: Initial Filing - Regular Promulgation

Dear Ms. Vickers-Smith:

Please place the Division of Children & Family Services on the Children & Youth Committee agenda for review of the Rules as listed on the Questionnaire. The public comment period is from October 16, 2013 to October 14, 2013, with an effective date of January 1, 2014.

Enclosed are copies of the Questionnaire, Summary of Changes, Financial Impact Statement and Rule.

If you have any questions or comments, please contact Christin Harper, Policy & Professional Development Administrator, Division of Children and Family Services, P.O. Box 1437, (Slot S570), Little Rock, Arkansas 72203-1437; phone 682-8541; email <a href="mailto:christin.harper@arkansas.gov">christin.harper@arkansas.gov</a> or fax 682-6968.

Sincerely,

Cecile Blucker

Director, Division of Children and Family Services

#### **BUREAU OF LEGISLATIVE RESEARCH**

DEPARTMENT OF HUMAN SERVICES
Division of Children and Family Services
AMENDING ADMINISTRATIVE REGULATIONS

TITLE:

#### **Revised Rule**

- CACD-223-T4: Child Maltreatment True Investigative Determination
   Notice to Alleged Juvenile Offender (if currently age 18 or older)
- CFS-223-T4: Child Maltreatment True Investigative Determination
   Notice to Alleged Juvenile Offender (if currently age 18 or older)

PROPOSED EFFECTIVE DATE:

January 1, 2014

STATUTORY AUTHORITY:

A.C.A. 9-28-103

**NECESSITY AND FUNCTION:** 

#### **Revised Rule**

- CACD-223-T4: Child Maltreatment True Investigative Determination
   Notice to Alleged Juvenile Offender (if currently age 18 or older)
  - Revised to reflect change in definition of age of underaged juvenile offender per Act 1006 of the 89<sup>th</sup> General Assembly, Regular Session 2013
  - Removed language regarding children 13 to 15 years of age found true for sexual abuse with or without criminal conviction or adjudication per Act 1006 of the 89<sup>th</sup> General Assembly, Regular Session 2013
- CFS-223-T4: Child Maltreatment True Investigative Determination
   Notice to Alleged Juvenile Offender (if currently age 18 or older)
  - Revised to reflect change in definition of age of underaged juvenile offender per Act 1006 of the 89<sup>th</sup> General Assembly, Regular Session 2013
  - Removed language regarding children 13 to 15 years of age found true for sexual abuse with or without criminal conviction or or adjudication per Act 1006 of the 89<sup>th</sup> General Assembly, Regular Session 2013

PAGES FILED:

Name:

Cecile Blucker

Title: Director

Section:

Division of Children and Family Services

**Department of Human Services** 

**PROMULGATION DATES:** 

October 16, 2013-November 14, 2013

**CONTACT PERSON:** 

**Christin Harper** 

**DHS-DCFS Policy Unit** Phone: (501) 682-8541 Fax: (501) 683-4854

Email: christin.harper@arkansas.gov

## QUESTIONNAIRE FOR FILING PROPOSED RULES AND REGULATIONS WITH THE ARKANSAS LEGISLATIVE COUNCIL AND JOINT INTERIM COMMITTEE

DEPARTMENT/AGENCY_	Department of Hur	nan Services			
DIVISION	Division of Childre	en and Family Ser	vices		
DIVISION DIRECTOR	Cecile Blucker				
CONTACT PERSON	Christin Harper, Po	olicy & Profession	nal Develop	ment Adn	ninistrator
ADDRESS	P. O. Box 1437, Sl		ock, AR 722	203-1437	
PHONE NO. (501)682-85 NAME OF PRESENTER AT MEETING		(501) 683-4854 Christ	E- MAIL tin Harper	christin.l	harper@arkansas.gov
PRESENTER E-MAIL chi	istin harner@arkan	<del></del>	in Harpor		<del></del>
TRESENTER E-MAIL CIII		STRUCTIONS			<del></del>
Arkansas Leg Bureau of Leg	ion <u>completely</u> usindexing your rules this questionnaire tosed rule and requis te Rules Review Se tislative Council tislative Research	ng layman terms s, please give the and financial im uired documents	proposed o	citation al	fter "Short Title of thed to the front of
One Capitol I Little Rock, A	Mall, 5 <sup>th</sup> Floor .R 72201				
**********	******	*****	*******	******	*****
1. What is the short title of the rule?		reatment True Inv Juvenile Offende			tion Notice Forms or older)
2. What is the subject of the prule?	proposed Upd 1006	ated CFS and CA 5 of the 89 <sup>th</sup> Gene	.CD version ral Assemb	s of form ly, Regula	to comply with Act or Session 2013
3. Is this rule required to com If yes, please provide the fe		, ,	-	Yes 🗌	No 🖂
4. Was this rule filed under the Procedure Act? If yes, what is the effective rule?	• • • •			Yes 🗌	No 🔀
When does the emergency expire?	rule				

	Will this emergency rule be promulgated under the permanent provisions of the Administrative Procedure Act?	Yes 🗌	No 🔀
5.	Is this a new rule? Yes No No No If yes, please provide a brief summary explaining the regulation.		
	Does this repeal an existing rule? Yes No No If yes, a copy of the repealed rule is to be included with your completed replaced with a new rule, please provide a summary of the rule giving an does.		
rul	Is this an amendment to an existing e? Yes No No Clark If yes, please attach a mark-up showing the changes in the existing rule changes. Note: The summary should explain what the amendment should be clearly labeled "mark-up."	and a summary does, and the r	of the substantive nark-up copy
6.	Cite the state law that grants the authority for this proposed rule? If codi Code citation. A.C.A. 9-28-103	fied, please giv	e the Arkansas
	What is the purpose of this proposed rule? Why is it necessary?		
	<ul> <li>CACD-223-T4: Child Maltreatment True Investigative Determination Offender (if currently age 18 or older)</li> <li>o Revised to reflect change in definition of age of underaged juvenil 89th General Assembly, Regular Session 2013</li> <li>o Removed language regarding children 13 to 15 years of age found without criminal conviction or adjudication per Act 1006 of the 89 Session 2013</li> </ul>	e offender per a	Act 1006 of the abuse with or
	<ul> <li>CFS-223-T4: Child Maltreatment True Investigative Determination Noffender (if currently age 18 or older)         <ul> <li>Revised to reflect change in definition of age of underaged juvenil 89th General Assembly, Regular Session 2013</li> <li>Removed language regarding children 13 to 15 years of age found without criminal conviction or adjudication per Act 1006 of the 89 Session 2013</li> </ul> </li> </ul>	e offender per .	Act 1006 of the abuse with or
	Please provide the address where this rule is publicly accessible in elect required by Arkansas Code § 25-19-108(b).  Secretary of State Website	ronic form via	the Internet as

DHS/DCFS CHRIS public:

 $\underline{https://ardhs.sharepointsite.net/CW/Notice\%20of\%20Rule\%20Making/Forms/AllItems.aspx}$ 

	Date:
	Time:
	Place:
10.	When does the public comment period expire for permanent promulgation? (Must provide a date.)
	vember 14, 2013
11.	What is the proposed effective date of this proposed rule? (Must provide a date.)
	What is the proposed effective date of this proposed rule? (Must provide a date.) uary 1, 2014
Jan	uary 1, 2014
<u>Jan</u>	uary 1, 2014  Do you expect this rule to be controversial? Yes \( \square \) No \( \square \)
<u>Jan</u>	uary 1, 2014
<u>Jan</u>	uary 1, 2014  Do you expect this rule to be controversial? Yes No No No Sexplain.
<u>Jan</u> 12.	uary 1, 2014  Do you expect this rule to be controversial? Yes \( \scale= \) No \( \scale= \)

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#### FINANCIAL IMPACT STATEMENT

#### PLEASE ANSWER ALL QUESTIONS COMPLETELY

DE	PART	<b>IMENT</b>	Department of I	Human Services	,		
DI	VISIO						<u>.</u>
PE	RSON	I COMPLE	TING THIS ST	ATEMENT Greg	Crawford		
TE	LEPH	IONE NO.	(501)682-6248	FAX NO. <u>(501)682</u>	-6968 EMAIL: greg	.crawford@	arkansas.gov
To Sta	comp etemen	oly with Ark.	Code Ann. § 25- o copies with the	-15-204(e), please co e questionnaire and p	omplete the following proposed rules.	g Financial I	mpact
SF	IORT	TITLE OF	THIS RULE		True Investigative I uvenile Offender (if o		
1.	Does	this propos	ed, amended, or r	repealed rule have a	financial impact?	Yes 🗌	No 🔀
2.	econ	omic, or oth	er evidence and i	nably obtainable scion nformation available ernatives to the rule	concerning the	Yes 🔀	No 🗌
3.				s to this rule, was this rule considered?	s rule determined	Yes 🔀	No 🗌
	If an	agency is pr	oposing a more o	costly rule, please sta	ate the following:		
	(a)	How the ad	ditional benefits	of the more costly re	ıle justify its additior	nal cost;	
	(b)	The reason	for adoption of the	he more costly rule;			
	(c)		e more costly rule explain; and;	e is based on the inte	erests of public health	ı, safety, or v	welfare, and
	(d)	Whether the explain.	e reason is withir	n the scope of the ag	ency's statutory auth	ority; and if	so, please
4.	If the	purpose of t	his rule is to imple	ement a federal rule o	r regulation, please sta	ate the follow	ving:
	(a)	What is the	cost to impleme	nt the federal rule or	regulation?		
	Cur	rent Fiscal	<u>Year</u>		Next Fiscal Year		
	Fed Cas Spe	eral Revenu eral Funds h Funds cial Revenu er (Identify)	e		General Revenue Federal Funds Cash Funds Special Revenue Other (Identify)		

Total	0.00	Total	0.00
(b) What is	the additional cost of the stat	e rule?	
Current Fi	iscal Year	Next Fiscal Year	
General Rev		General Revenue	
Federal Fur		T 1 1 T 1	
Cash Funds		Cach Funds	
	venue		
Other (Iden	atify)		
Total	0.00	Total	0.00
explain how  Current Fiscal  \$ 0.00	they are affected.	Identify the entity(ies) subject to the subject tof	
		year to state, county, and municip ne program or grant? Please expla	
affected.			
<b>Current Fiscal</b>	<u>l Year</u>	Next Fiscal Y	<u>ear</u>
\$ 0.00		\$ _0.00	
or obligatio	n of at least one hundred thou	Questions #5 and #6 above, is ther usand dollars (\$100,000) per year t	to a private individual,
	ty, private business, state gov nore of those entities combine	ernment, county government, mur ed?	nicipal government, or to
		Yes 🗌 No 🛛	
time of filin	ng the financial impact statem	ode Ann. § 25-15-204(e)(4) to file tent. The written findings shall be shall include, without limitation, the	filed simultaneously
(1) a statem	ent of the rule's basis and pu	rpose;	
	olem the agency seeks to addr required by statute;	ess with the proposed rule, includi	ng a statement of whethe
	ption of the factual evidence		
(a) J	ustifies the agency's need for	tne proposed rule; and	

- (b) describes how the benefits of the rule meet the relevant statutory objectives and justify the rule's costs;
- (4) a list of less costly alternatives to the proposed rule and the reasons why the alternatives do not adequately address the problem to be solved by the proposed rule;
- (5) a list of alternatives to the proposed rule that were suggested as a result of public comment and the reasons why the alternatives do not adequately address the problem to be solved by the proposed rule;
- (6) a statement of whether existing rules have created or contributed to the problem the agency seeks to address with the proposed rule and, if existing rules have created or contributed to the problem, an explanation of why amendment or repeal of the rule creating or contributing to the problem is not a sufficient response; and
- (7) an agency plan for review of the rule no less than every ten (10) years to determine whether, based upon the evidence, there remains a need for the rule including, without limitation, whether:
  - (a) the rule is achieving the statutory objectives;
  - (b) the benefits of the rule continue to justify its costs; and
  - (c) the rule can be amended or repealed to reduce costs while continuing to achieve the statutory objectives.

#### DCFS SUMMARY OF CHANGES FOR OCTOBER 2013 PROMULGATION

#### **SUMMARY OF DCFS REGULAR PROMULGATION**

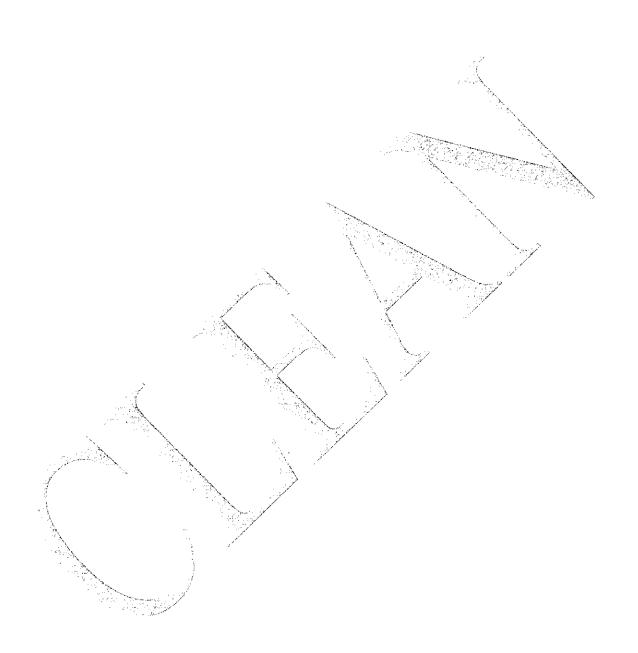
The purpose of this regular promulgation is to comply with Act 1006 of the 89th General Assembly, Regular Session 2013 by revising the CFS and CACD Child Maltreatment True Investigative Determination Notice to Alleged Juvenile Offender (if currently age 18 or older) forms to reflect the change in definition of age of underaged juvenile offender and remove language regarding children 13 to 15 years of age found true for sexual abuse with or without criminal conviction or adjudication.



# ARKANSAS STATE POLICE CRIMES AGAINST CHILDREN DIVISION

Child Maltreatment True Investigative Determination Notice to Alleged Juvenile Offender (if currently age 18 or older)

		•	
		C. Agentage	
		The state of the s	
	CHRIS Refer	ral#	
der:			>
luring the time you were 14 throu	ugh 17 years of age. The	incident was reported on (da	ite)
determined the allegation for section that resulted in the true first the parent can decline the autoric Hearing, SLOT N401, P.O. B cally unless the offender, his property of the parent can be seen address listed above).  ived, the offender's name will lead to the classes of public and private ment or ability to provide volunt atment Central Registry. If one's stances, one's name may be autoone year.  's name will not be placed on that the charing or the day the administration.	exual abuse to be frue. Juding will automatically natic administrative hear ox 1437, Little Rock, A parent, guardian, or atto made within 30 days of the placed on the Child ant Central Registry as an te persons, including emteer services may be advis name is placed on the pomatically removed or or the Child Maltreatment Constrative law judge uphole 10.00 check or money or the control of the child Maltreatment Constrative law judge uphole 10.00 check or money or the child Constrative law judge uphole 10.00 check or money or the child Constrative law judge uphole 10.00 check or money or the child Constrative law judge uphole 10.00 check or money or the child Constrative law judge uphole 10.00 check or money or the child Constrative law judge uphole 10.00 check or money or the child Constraints and the child Constraints and the child Constraints are the child Constraints and the child Constraints are the child Constra	weniles, 14 to 17 years old have an administrative hering by submitting a, signed at 72203. Administrative hering asks that the hearing this notice and mailed to the Maltreatment Central Registrative and volunteer agent wersely affected if their name at Child Maltreatment Central ne may be able to petition to Central Registry until the reads the true investigative determined to the detailed with a written not detailed and many with a written not detailed to the detailed and the submitted and t	at the time aring. The request to: earings are be held in e Office of try. Under e identified acies. As a e is placed 1 Registry, have their
	imes Against Children Division is large to the box that is next to the box that is next to the box that is letter is to infect determined the allegation for second that resulted in the true first the parent can decline the autonomation Hearing, SLOT N401, P.O. Becally unless the offender, his proposed to the control of	imes Against Children Division received an allegation of Juring the time you were 14 through 17 years of age. The below that is next to the box that is checked. Only the indetermined the allegation for sexual abuse to be true. It determined the allegation for sexual abuse to be true. It ion that resulted in the true finding will automatically the parent can decline the automatic administrative hear Hearing, SLOT N401, P.O. Box 1437, Little Rock, A cally unless the offender, his parent, guardian, or attofor an in-person hearing must be made within 30 days of see address listed above).  In the Child Maltreatment Central Registry as an ain classes of public and private persons, including en ment or ability to provide volunteer services may be adatment Central Registry. If one's name is placed on the stances, one's name may be automatically removed or of one year.  It is name will not be placed on the Child Maltreatment Central Registry as an ain classes one's name may be automatically removed or of one year.  It is name will not be placed on the Child Maltreatment Central Registry and the administrative law judge uphole the investigative report, send a \$10.00 check or money or	imes Against Children Division received an allegation of suspected child maltreatmenturing the time you were. It through 17 years of age. The incident was reported on (day below that is next to the box that is checked. Only the information next to the checked below that is next to the box that is checked. Only the information next to the checked determined the allegation for sexual abuse to be true. Juveniles, I4 to 17 years old in that resulted in the true finding will automatically have an administrative he the parent can decline the automatic administrative hearing by submitting a, signed a Hearing, SLOT N401, P.O. Box 1437, Little Rock, AR 72203. Administrative he cally, unless the offender, his parent, guardian, or attorney asks that the hearing for an in-person hearing must be made within 30 days of this notice and mailed to the see address listed above).  Ived, the offender's name will be placed on the Child Maltreatment Central Regist is listed in the Child Maltreatment Central Registry as an offender in a true report are ain classes of public and private persons, including employers and volunteer agent ment or ability to provide volunteer services may be adversely affected if their name atment Central Registry. If one's name is placed on the Child Maltreatment Central stances, one's name may be automatically removed or one may be able to petition to one year.



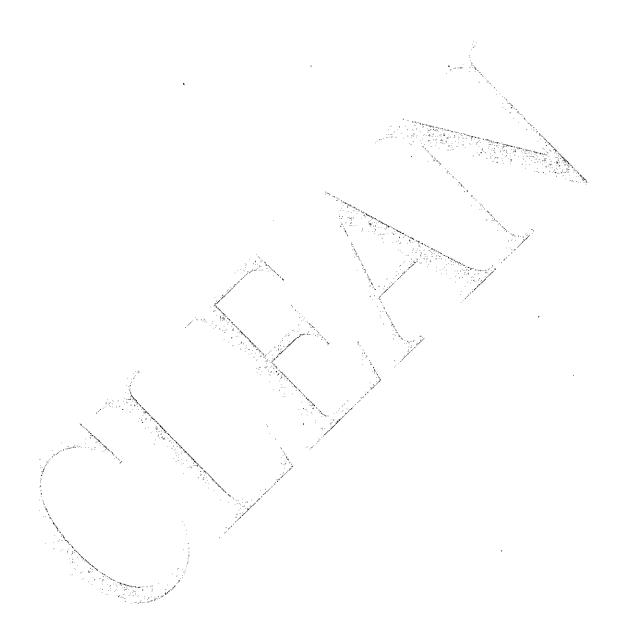


### **Arkansas Department of Human Services**

Division of Children and Family Services
Child Maltreatment True Investigative Determination Notice
to Alleged Juvenile Offender (if currently age 18 or older)

To:				
Addre	ess:			
From:			<del></del>	
			<u>-</u> 	
Title:				
Phone	:		- Company	
Count	y Office:			M. Comments of the Comment of the Co
Date:		أراز والأختاري الرازات	Referral #	The same of the sa
Re: Na	ame of Alleged Offender:			
Nar	ne of Alleged Victim:			
The inci	vision of Children and Family Services or Arkar on of suspected child maltreatment involving ye ident was reported on (date)	ou at some point during the	time you were 14 th	rough 17 years of age.
Please r pertains	eview the information below that is next to the to you and your case.	box that is checked. Only t	the information next	to the checked box
	Pursuant to A.C.A. § 12-18-703, this letter is investigative agency determined the allegation of the act or omission that resulted in the tijuvenile offender or the parent can decline the Office of Appeals & Hearing, SLOT N401, conducted telephonically, unless the offender person. The request for an in-person hearing in Appeals & Hearing (see address listed above).	ror sexual abuse to be true finding will automatic administrative P.O. Box 1437, Little Roor, his parent, guardian, or nust be made within 30 days	ue. Juveniles, 14 to 1 ically have an admir hearing by submitting, AR 72203. Admir attorney asks that ys of this notice and	7 years old at the time nistrative hearing. The ng a, signed request to: inistrative hearings are the hearing be held in mailed to the Office of
	If the hearing is waived, the offender's name Arkansas law, persons listed in the Child Malt upon request to certain classes of public and result, one's employment or ability to provide on the Child Maltreatment Central Registry. under certain circumstances, one's name may name removed after one year.	reatment Central Registry I private persons, includin volunteer services may b If one's name is placed or	as an offender in a tr g employers and vo e adversely affected n the Child Maltreat	ue report are identified lunteer agencies. As a if their name is placed
	The alleged offender's name will not be place waiver of the automatic hearing or the day the	ed on the Child Maltreatm administrative law judge u	ent Central Registry pholds the true inves	until the receipt of the tigative determination.
	To obtain a copy of the investigative report, request to the Division of Children & Family Rock, AR 72203. The request must contain you	' Services, Central Registr	v Unit PO Rov 14	37 SLOT \$566 Little
	You have the right to an attorney. If you canno	t afford one, contact Legal	Services.	

### DCFS INVESTIGATOR PRINTED NAME





# **Arkansas Department of Human Services Division of Children and Family Services**

Child Maltreatment True Investigative Determination Notice to Alleged Juvenile Offender (if currently age 18 or older)

To:	
Address:	
From:	
Title:	
Phone:	
County Office:	
Date:	CHRIS Referral #
	CIING REIEFFAI #
Re: Name of Alleged Offender:	
Name of Alleged Victim:	
The Division of Children and Family Services or Arkansas S	Strite Police Cultura Annia del III.
anegation of suspected clind matteaument involving you at	some point during the time you were 13-14 through 17 years of
age. The incident was reported on (date)	The type of maltreatment was
Please review the information below that is next to the box t	hat is checked: Only the information next to the checked box
pertains to you and your case.	The state of the s
Dureyant to A C A & 12-19 702 41: 1	
mresugative agency determined ine anegation to b	nform you that based on the preponderance of the evidence, the etrue. Because you have been named as a juvenile offender and
mayo also occir adjudicated dominatement have blear	180-91111V note contenders or been found quilty of an affirm
- 1. The state of	rt, you will automatically have an administrative hearing.
The juvenile offender or the parent can decline the	-automatic administrative hearing by submitting a signed request
conducted telephonically, unless the offender, his	- 1908-1437, Little Rock, AR 72203. Administrative hearings are
poison. The request retail in person nearing must	be made within 30 days of this notice and mailed to the Office of
reproduce treating (see address listed above).	
If the hearing is waived, the offender's name will I	be placed on the Arkansas Child Maltreatment Central Registry.
identified upon request to certain classes of public	Mattreatment-Central Registry as an offender in a true report are
The distance of the state of th	P Vallinieer ceruices may be adversally affine 1 if it.
praced on the child width cathlett Central Reguler	Vall one's name is placed on the Child Makes in a contract to
have their name removed after one-year.	may be automatically removed or one may be able to petition to
The alleged offender's name will not be placed on	the Child Maltreatment Central Registry until the receipt of the
waiver of the automatic hearing or the day the admin	nistrative law judge upholds the true investigative determination.
To obtain a copy of the investigative report, send-	a \$10.00 check or maney order along with a writer
request to the Division of Children & Family Serv	ices, Central-Registry Unit, P.O. Box 1437, SLOT-S566, Little ame, address and the names of the child (ren) involved.
You have the right to an attorney. If you cannot affo	rd one, contact Legal Services.

Pursuant to A.C.A. § 12-18-703, this letter is to inform you that based on the preponderance of the evidence, the investigative agency determined the allegation for sexual abuse to be true. Although you have been named as a juvenile offender, at this point in time your name will not be placed on the Arkansas Child Maltreatment Central Registry due to your age (13-15 years of age) at the time of the allegation and the fact that you have not been adjudicated delinquent or have not pleaded guilty, noto contendere, or been found guilty of an offense on the same set of facts contained in the report. Since your name will not be placed on the registry at this point in time, there will not be an automatic administrative hearing. You may ask for an administrative hearing by submitting a signed, request to: Office of Appeals & Hearing, SLOT N401, P.O. Box 1437, Little Rock, AR 72203; however, the request will be placed on hold until the conclusion of the investigation and prosecution-If there is a criminal conviction or juvenile adjudication based on the same set of facts in the report at the conclusion of the criminal investigation, then DHS will refer you for an automatic administrative hearing. The juvenile offender or the parent can decline the automatic administrative hearing by submitting a, signed request to: Office of Appeals & Hearing, SLOT N401, P.O. Box 1437, Little Rock, AR 72203. Administrative hearings are conducted telephonically, unless the offender, his parent, guardian, or attorney asks that the hearing be held in person. The request for an in person hearing must be made within 30 days of this notice and mailed to the Office of Appeals & Hearing (see address listed above). If the hearing is waived, the offender's name will be placed on the Arkansas Child Maltreatment Central Registry. Under-Arkansas law, persons listed on the Child Maltreatment Central Registry as an offender in a true report are identified upon request to certain classes of public and private persons, including employers and volunteer agencies. As a result, one's employment or ability to provide volunteer services may be adversely affected if their name is placed on the Child Maltreatment Central Registry. If one's name is placed on the Child Maltreatment Central Registry, under certain circumstances, one's name may be automatically removed or one may be able to petition to have their name removed after-one-year. The alleged offender's name will not be placed on the Child Maltreatment Central Registry until the receipt of the waiver of the automatic hearing or the day the administrative law judge upholds the true investigative determination. To obtain a copy of the investigative report, send a \$10.00 check or money order along with a written, notarized request to the Division of Children and Family Services, Central Registry Unit, P.O. Box 1437, SLOT \$566, Little Rock, AR 72203. The request must contain your name, address, and the names of the child(ren) involved. You have the right to an attorney. If you cannot afford one, contact Legal Services. Pursuant to A.C.A. § 12-18-703, this letter is to inform you that based on the preponderance of the evidence, the investigative agency determined the allegation for sexual abuse to be true. Juveniles, 16-14 to 17 years old at the time of the act or omission that resulted in the true finding will automatically have an administrative hearing. The juvenile offender or the parent can decline the automatic administrative hearing by submitting a, signed request to: Office of Appeals & Hearing, SLOT N401, P.O. Box 1437, Little Rock, AR 72203. Administrative hearings are conducted telephonically, unless the offender, his parent, guardian, or attorney asks that the hearing be held in person. The request for an in-person hearing must be made within 30 days of this notice and mailed to the Office of Appeals & Hearing (see address listed above). If the hearing is waived, the offender's name will be placed on the Child Maltreatment Central Registry. Under Arkansas law, persons listed in the Child Maltreatment Central Registry as an offender in a true report are identified upon request to certain classes of public and private persons, including employers and volunteer agencies. As a result, one's employment or ability to provide volunteer services may be adversely affected if their name is placed

on the Child Maltreatment Central Registry. If one's name is placed on the Child Maltreatment Central Registry, under certain circumstances, one's name may be automatically removed or one may be able to petition to have their name removed after one year.

The alleged offender's name will not be placed on the Child Maltreatment Central Registry until the receipt of the waiver of the automatic hearing or the day the administrative law judge upholds the true investigative determination.

To obtain a copy of the investigative report, send a \$10.00 check or money order along with a written, notarized request to the Division of Children & Family Services, Central Registry Unit, P.O. Box 1437, SLOT S566, Little Rock, AR 72203. The request must contain your name, address and the names of the child(ren) involved.

You have the right to an attorney. If you cannot afford one, contact Legal Services.

#### DCFS INVESTIGATOR PRINTED NAME





### ARKANSAS STATE POLICE CRIMES AGAINST CHILDREN DIVISION

Child Maltreatment True Investigative Determination Notice to Alleged Juvenile Offender (if currently age 18 or older)

To:	
Address:	····
From:	
Title:	
Phone:	
County Office:	
Date:	CHRIS Referral #
Re: Name of Alleged Offender:	
Name of Alleged Victim:	
The Arkansas State Police Crimes Against Children Division involving you at some point during the time you were 13-14 the The type of maltreatment was	rough 17 years of age. The incident was reported on (date)
Please review the information below that is next to the box the pertains to you and your case.	it is checked. Only the information next to the checked box
Pursuant to A.C.A. 12-18-703, this notice is to infe	rm you that based on the preponderance of the evidence, the
have also been adjudicated delinquent or have pleade the same set of facts contained in the report.  The juvenile offender or the parent can decline the a to. Office of Appeals & Hearing, SLOT N401, P.O. conducted telephonically, unless the offender, his parent can be seen that the confidence of the	true. Because you have been named as a juvenile offender and a guilty, noto contendere, or been found guilty of an offense on you will automatically have an administrative hearing utomatic administrative hearing by submitting a signed request Box 1437, Little Rock, AR-72203. Administrative hearings are parent; guardian, or attorney asks that the hearing be held in made within 30 days of this notice and mailed to the Office of
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Pursuant to A.C.A. § 12 18-703, this letter is to inform you that based on the preponderance of the evidence, the investigative agency determined the allegation for sexual abuse to be true. Although you have been named as a juvenile offender, at this point in time your name will not be placed on the Arkansas Child Makreutment Central Registry due to your age (13-15 years of age) at the time of the allegation and the fact that you have not been adjudicated delinquent or have not pleaded guilty, noto contendere, or been found guilty of an offense on the same set of facts contained in the report. Since your name will not be placed on the registry at this point in time, there will not be an automatic administrative hearing. You may ask for an administrative hearing by submitting a signed, request to: Office of Appeals & Hearing, SLOT N401, P.O. Box 1437, Little Rock, AR 72203; however, the request will be placed on hold until the conclusion of the investigation and prosecution-If there is a criminal conviction or juvenile adjudication based on the same set of facts in the report at the conclusion of the criminal investigation, then DHS will refer you for an automatic administrative hearing. The juvenile offender or the parent can decline the automatic administrative hearing by submitting a, signed request to Office of Appeals & Hearing, SLOT N401, P.O. Box 1437, Little Rock, AR 72203. Administrative hearings are conducted telephonically, unless the offender, his parent, guardian, or attorney asks that the hearing be held in person. The request for an in person hearing must be made within 30 days of this notice and mailed to the Office of Appeals & Hearing (see address listed above). If the hearing is waived, the offender's name will be placed on the Arkanias Child Maltreatment Central Registry. Under Arkansas law, persons listed on the Child Maltreatment Central-Registry as an offender in a true report are identified upon request to certain classes of public and private persons, including employers and volunteer agencies. As a result; one's employment or ability to provide volunteer services may be adversely affected if their name is placed on the Child Maltreatment Central Registry. If one's name is placed on the Child Maltreatment Central Registry, under certain circumstances, one's name may be automatically removed or one may be able to petition to have their name removed after one-year. The alleged offender's name will not be placed on the Child Maltreaument Central Registry until the receipt of the waiver of the automatic hearing or the day the administrative law judge upholds the true investigative determination. To obtain a copy of the investigative report, send a \$10.00 check or money order along with a written, notarized request to the Division of Children & Family Services, Central Registry Unit, P.O. Box 1437, SLOT S566, Little Rock, AR 72203. The request-must contain your name, address and the names of the child(ren) involved-You have the right to an attorney. If you cannot afford one, contact Legal Services. Pursuant to A.C.A. § 12-18-703; this letter is to inform you that based on the preponderance of the evidence, the investigative agency determined the allegation for sexual abuse to be true. Juveniles, 16-14 to 17 years old at the time of the act or omission that resulted in the true finding will automatically have an administrative hearing. The juvenile offender or the parent can decline the automatic administrative hearing by submitting a, signed request to: Office of Appeals & Hearing, SLOT N401, P.O. Box 1437, Little Rock, AR 72203. Administrative hearings are conducted telephonically, unless the offender, his parent, guardian, or attorney asks that the hearing be held in person. The request for an in-person hearing must be made within 30 days of this notice and mailed to the Office of Appeals & Hearing (see address listed above). If the hearing is waived, the offender's name will be placed on the Child Maltreatment Central Registry. Under Arkansas law, persons listed in the Child Maltreatment Central Registry as an offender in a true report are identified upon request to certain classes of public and private persons, including employers and volunteer agencies. As a result, one's employment or ability to provide volunteer services may be adversely affected if their name is placed on the Child Maltreatment Central Registry. If one's name is placed on the Child Maltreatment Central Registry, under certain circumstances, one's name may be automatically removed or one may be able to petition to have their name removed after one year. The alleged offender's name will not be placed on the Child Maltreatment Central Registry until the receipt of the waiver of the automatic hearing or the day the administrative law judge upholds the true investigative determination.

To obtain a copy of the investigative report, send a \$10.00 check or money order along with a written, notarized request to the Division of Children & Family Services, Central Registry Unit, P.O. Box 1437, SLOT S566, Little Rock, AR 72203. The request must contain your name, address and the names of the child(ren) involved.

You have the right to an attorney. If you cannot afford one, contact Legal Services.

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