

10A CAR 70E .0602 - DEFINITIONS

Except when the context of the Rule indicates that the term has a different meaning the following definitions shall apply to the rules in Subchapter 70E:

- (1) "Agency" means a child placing agency that is authorized by law to receive children for purposes of placement in foster homes or adoptive homes.
- (2) "Family Foster Home" means the home of an individual or family fully licensed or approved as meeting the standards established by the Division, which provides 24-hour out-of-home care for children.
 - (A) Anything less than full licensure is insufficient for meeting IV-E eligibility requirements.
- (3) "Family Foster Care" means a planned, goal-directed service in which the temporary protection and care of children take place in a family foster home. Family foster care is a child welfare service for children and their parents who must live apart from each other for a period of time due to maltreatment or other circumstances necessitating out-of-home care.
- (4) "Licensee" means the holder of a foster care license issued by PHHS or another jurisdiction having authority and responsibility to license.
- (5) "Licensor" means the person authorized by the Eastern Band of Cherokee Indians Public Health and Human Services Division to ensure all applicants seeking licensure complete the required process.
- (6) "Licensing Authority" means the Eastern Band of Cherokee Indians Public Health and Human Services Division.
- (7) "Licensed residential family-based treatment facility for substance abuse" means a treatment facility provides, as part of the treatment for substance abuse, parenting skills training, parent education, and individual and family counseling; under and organizational structure and treatment framework that involves understanding, recognizing, and responding to the effects of all types of trauma and in accordance with recognized principles of a trauma-informed approach and trauma-specific interventions to address the consequences of trauma and facilitate healing.
- ~~(78)~~ "Owner" means any person who holds an ownership interest of five percent or more of the applicant. A person includes a sole proprietor, co-owner, partner or shareholder, principal or affiliate, or any person who is the applicant or any owner of the applicant.
- ~~(89)~~ "Reasonable and Prudent Parent Standard" means the standard characterized by careful and sensible parental decisions that maintain the health, safety, and best interests of a child while at the same time encouraging the emotional and developmental growth of the child, that a caregiver shall use when determining whether to allow a child in foster care under the responsibility of the Department to participate in extracurricular, enrichment, cultural, and social activities.
 - (a) In this context, 'caregiver' means a foster parent with whom a child in foster care has been placed or a designated official for a child care institution in which a child in foster care has been placed.
- ~~(910)~~ "Supervising Agency" means the Human Services Program authorized to receive children for purposes of placement in foster homes or adoptive homes. Supervising agencies are responsible for recruiting, training, and supporting foster parents. Supervising agencies recommend the licensure of foster homes to the licensing authority.

| (~~4011~~) "Therapeutic Foster Care" means a foster home where the foster parent has received additional training in providing care to children with behavioral mental health or substance abuse problems.