

Behavior Support and Discipline Practices Policy

Oregon Administrative Rule (OAR) 411-346-0190 (7), governing the certification of foster homes for children, states:

- (a) Foster parents will teach and discipline children with respect, kindness, and understanding using positive behavior management techniques. Unacceptable punishments include, but are not limited to:
 - A) Physical force, spanking and/or threat of physical force inflicted in any manor upon the child;
 - B) Verbal abuse, including derogatory remarks about the child or the child's family that undermine a child's self-respect;
 - C) Denial of food, clothing, or shelter;
 - D) Denial of visits or contact with family member, except when otherwise indicated in the ISP or, if applicable the DHS-CW case plan;
 - E) Assignment of extremely strenuous exercise or work;
 - F) Threatened or unauthorized use of physical interventions;
 - G) Threatened or unauthorized use of mechanical restraints;
 - H) Punishment for bed-wetting or punishment related to toilet training;
 - I) Delegating or permitting punishment of a child by another child;
 - J) Threat of removal from the foster home as punishment;
 - K) Use of shower or aversive stimuli as punishment; and
 - L) Group discipline for misbehavior of one child.
- (b) Foster parents must set clear expectations, limits and consequences of behavior in a non-punitive manner.
- (c) If time-out separation from others is used to manage behavior, it must be included on the child's ISP and the foster providers must provide it in an unlocked, lighted well-ventilated room of at least 50 square feet. The ISP must include whether the child needs to be within hearing distance or within sight of an adult during the time-out. The time limit must take into consideration the child's chronological age, emotional condition, and development level. Time-out is to be used for short duration and frequency as approved by ISP Team.
- (d) No child in foster care or other child in a foster home shall be subject to physical abuse, sexual abuse, sexual exploitation, neglect, emotional abuse, mental injury or threats of harm as defined in ORS 419B.005 and OAR 407-045-0260.
- (e) Behavior Support Plan (BSP). For a child who have demonstrated a serious threat to self, others or property and for whom it has been decided a BSP is needed, the BSP must be developed with the approval of the ISP team.

- (f) A protective physical intervention must be used only for health and safety reasons and under the following conditions:
 - A) As part of the child's ISP team approved BSP.
 - i) When protective physical intervention shall be employed as part of the BSP, the foster provider and alternative caregivers must complete OIS training prior to the implementation of the BSP.
 - ii) The use of any modified OIS protective physical intervention must have approval from the OIS Steering Committee in writing prior to their implementation. Documentation of the approval must be maintained in the child's records.
 - B) As in health-related protection prescribed by a physician, or qualified health care provider, but only if absolutely necessary during the conduct of a specific medical or surgical procedure, or only if absolutely necessary for protection during the time that a medical condition exists.
 - C) As an emergency measure, if absolutely necessary to protect the child or others from immediate injury and only until the child is no longer an immediate threat to self or others.
- (g) Mechanical restraints.
 - A) The Foster Provider must not use mechanical restraints on a child in foster care other than car seat belts or normally acceptable infant safety products, unless ordered by a physician, or health care provider, and with an agreement of the ISP team.
 - B) The foster provider must maintain the original order in the child's records, and forward a copy to the CDDP service coordinator and guardian.
- (h) Documentation and notification of use of protective physical intervention.
 - A) The foster provider must document the use of all protective physical interventions or mechanical restraints in an incident report. A copy of the incident report must be provided to the CDDP services coordinator and guardian.
 - B) If an approved protective physical intervention is used, the foster provider must send a copy of the incident report within five (5) working days to the services coordinator and guardian.
 - C) If an emergency or non-ISP team approved protective physical intervention is used, the foster provider must send a copy of the incident report within twenty-four (24) hours to the services coordinator and guardian. The foster provider must make verbal notification to the CDDP services coordinator and guardian no later than the next working day.
 - D) The original incident report must be on file with the foster provider in the child's record.
 - E) The incident report must include:
 - i) The name of the child to whom the protective physical intervention was applied;

- ii) The date, location, type and duration of entire incident and protective physical intervention;
- iii) The name of the provider and/or witnesses or persons involved in applying the protective physical intervention;
- iv) The name and position of the person notified regarding the use of the protective physical intervention; and
- v) A description of the incident, including precipitating factors, preventive techniques applied, description of the environment, description of any physical injury resulting from the incident, and follow-up recommendations.

By signing this form, I have read and understand the Behavior Support and Discipline Practices Policy and I agree to adhere to the above rules regarding Behavior Support and Discipline Practices of foster children with developmental disabilities.

Provider/applicant signature

Date

Printed name

Co-provider/applicant signature

Date

Printed name

The child Foster Home Behavior Support and Discipline Practices Policy has been reviewed with foster provider applicant(s).

Signature of certifier

Date