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## Treatment Plan and Hearings

### Sec. 17a-15-1. Treatment plan

“Treatment plan” shall be defined as the department of children and families’ written document placed within each child’s case record setting forth the plan for care and treatment on behalf of each child, and shall consist of an assessment, diagnosis, and plan of action. The department staff member having primary responsibility for arranging for or providing services for the child committed to, placed by, or otherwise receiving services from the commissioner shall prepare and maintain the treatment plan.

(a) “Assessment” is a process which shall include but not be limited to a review of individual, developmental, family, social, educational, financial, medical, and legal status considerations.

(b) “Diagnosis” is a written analysis of the presenting information and identification of problems, and a conclusion as to the child’s condition.

(c) “Plan of action” is a written statement addressing goals, objectives, and activities to be undertaken which shall include but not be limited to the role of the department in arranging for, providing, or purchasing services; and consideration of appropriate living arrangement, any needed therapy, educational plans, and medical treatment.

(Effective February 1, 1994)

### Sec. 17a-15-2. Review of treatment plan

At least every six months, the treatment plan shall be reviewed and revised if appropriate. Such review shall be accomplished by the department staff member having primary responsibility for arranging or providing services for the child.

(Effective February 1, 1994)

### Sec. 17a-15-3. Access to treatment plan

Any child, parent, or his respective attorney or representative may request information concerning the treatment plan from the staff member responsible for its formulation. Such request shall be dealt with in accordance with section 17a-28, Connecticut General Statutes. The attorney of record for the child or for the parent may request, in writing, a copy of the treatment plan from the department’s regional office, institution, facility, or program. The copy shall be provided within ten business days of the receipt of the request.

(Effective February 1, 1994)

### Sec. 17a-15-4. Right to a hearing

Any child, or his parent, aggrieved by any provision of a treatment plan prepared under subsection (a) of Connecticut General Statutes section 17a-15, or any child or his parent aggrieved by a refusal of any other services from the commissioner to which he is entitled, shall be provided a hearing within thirty days following a written request specifying the issues about which he is aggrieved, directed to the commissioner.

(Effective February 1, 1994)

### Sec. 17a-15-5. Purpose of hearing

To determine whether the child’s treatment plan is appropriate for his needs. Such consideration shall be based upon a determination of the issues raised by the aggrieved party.

(Effective February 1, 1994)

**Sec. 17a-15-6. Notice of hearing**

Written notice of the hearing shall be given at least five business days in advance of the date set for the hearing to the child, his parent, and all other interested parties of:

- (a) the time, place, statutory references, and nature of the hearing;
  - (b) The purpose of the hearing and the principal issues to be asserted therein.
- (Effective February 1, 1994)

**Sec. 17a-15-7. Right to counsel**

The child and parent shall be informed of their right to be represented at the hearing by legal counsel or other representative of their choice from the community at their own expense.

(Effective February 1, 1994)

**Sec. 17a-15-8. Hearing officers**

A trained hearing officer from the department will be responsible for conducting the hearing. No person shall hear a case who made or participated in any decision that is an issue at the hearing or who has had any prior personal involvement with the child which might result in bias or prejudice.

(Effective February 1, 1994)

**Sec. 17a-15-9. Hearing procedure**

All hearings shall be held in accordance with the Uniform Administrative Procedures Act, sections 4-177 to 4-181, inclusive, of the General Statutes. Hearings shall be conducted in an informal, impartial, and orderly manner consistent with due process and fairness. All parties shall be given the opportunity to present and respond to all evidence without interruption.

(Effective February 1, 1994)

**Sec. 17a-15-10. Disposition**

The hearing officer may dispose of the action by taking one of the following steps:

- (a) He may conclude that the treatment plan which was the subject of the hearing is appropriate to the child's needs;
- (b) He may conclude that the treatment plan with respect to the issues raised is deficient in one or more respects. In this event, he shall set forth the deficiencies and the necessary changes for the plan and communicate these to the appropriate administrator for further action.

(Effective February 1, 1994)

**Sec. 17a-15-11. Written decision**

The hearing officer must deliver a written decision to all interested parties within fifteen days from the date of the hearing. The written decision shall include the issues that were the basis for the hearing, the legal references, stipulations, findings of fact, ruling on motions, a summary of the evidence relied upon in making the decision, and a clear and concise statement of the disposition.

(Effective February 1, 1994)