

Glossary and Acronyms

Adjudication Hearing – The trial stage of child dependency proceedings during which the court determines, by clear and convincing evidence, whether allegations of abuse, neglect or dependency concerning a child are sustained by the evidence and, if so, are legally sufficient to support state intervention on behalf of the child (see Chapter 7: Adjudication).

Adoption and Safe Families Act of 1997 (AFSA) – This Act amended titles IV-B and IV-E of the Social Security Act to clarify certain provisions of P.L. 96-272 and to speed the process of finding permanent homes for children. AFSA imposes upon states the requirement to focus on the child’s need for permanency rather than the parent’s actions or inactions (42 U.S.C. § 671 *et seq.*) (see Chapter 21: Overview of Federal and State Child Welfare Legislation).

Adoption – Adoption is the legal and permanent establishment of a relationship between adult individual(s) who are not the biological parents and a child of biological parents whose parental rights have been terminated. When a child cannot safely return home, adoption is the preferred legal permanency option under ASFA and the Juvenile Act. Under the adoptive relationship, the child becomes the heir and is entitled to all other privileges belonging to a natural child of the adopting parent (see Chapter 19: Adoption).

Adoption Disruption – Termination of an adoptive placement prior to the finalization. Failure of an adoption after finalization is termed “dissolution.”

Adoption Hearing – Court proceeding in which a permanent parental relationship is legally established between adult individual(s) who are not the biological parents and a child of biological parents whose parental rights have been terminated (see Chapter 19: Adoption).

Aggravated Circumstances – Particular situations or offenses, defined by the Juvenile Act, where no attempts need to be made to reunite a child, who has been adjudicated dependent, with his or her family. These situations arise when a court determines, by clear and convincing evidence, that a parent has subjected a child to aggravated circumstances and further determines that reasonable efforts need not be extended (see Chapter 20: General Issues, section 20.2).

Alternative Dispute Resolution (ADR) – ADR approaches provide an opportunity for parents to be empowered to determine their own solutions. This is a shift from the traditional adversarial court approach to a more family focused, strength-based and solution-focused approach. The initiation of these approaches requires a significant change in traditional court directed resolution or litigation, but its benefits far override any difficulties with implementation. These approaches are typically voluntary for the family, but all seek to engage the family in identification of needed services preferably prior to court intervention. Some ADR approaches include, but are not limited to: Family Group Decision Making, Mediation, Facilitation and pre-trial conferences.

Another Planned Permanent Living Arrangement (APPLA) – ASFA defines APPLA as “any permanent living arrangement not enumerated in the statute” (42 U.S.C. § 475(5)(C)). It is the least preferred option for ensuring permanency for a child and may only be used for a youth aged 16 or older. ASFA and the Juvenile Act require the agency provide the court with a “compelling reason” why one of the other permanency options (reunification, adoption, legal custodianship, permanent placement with a fit and willing relative) is not available to the child. APPLA is not to be viewed as a catchall or as long-term foster care; the placement should be both planned and permanent (see Chapter 12: Permanency Options).

Child Abuse Prevention and Treatment Act (CAPTA) – The Child Abuse Prevention and Treatment Act (1974) was most recently reauthorized by Victims of Child Abuse Act Reauthorization Act of 2018. The Act provides federal funding to states in support of assessment, prevention, prosecution, investigation and treatment activities. It also sets forth a minimum definition of child abuse and neglect (see Chapter 21: Overview of Federal and State Child Welfare Legislation).

Child’s Permanency Plan (CPP) – Upon placement of a child, the county children and youth agency is required to collaborate with all stakeholders to develop and prepare a CPP (amendment to the Family Service Plan) for each child. The CPP should never be developed in isolation. The county children and youth agency must involve the parents, child, youth, relatives, kin and other stakeholders in the development of the CPP. The CPP also provides a wide variety of information for the courts and should be provided to all parties. The CPP includes specific information regarding the child, such as: circumstances which made placement necessary, the child’s permanency goal and concurrent planning goal, the placement type and location, medical and educational information, appropriateness of the placement, justification for the placement’s level of restrictiveness and anticipated duration of the placement.

Children’s Roundtable Initiative – The Children’s Roundtable Initiative, supported by the Office of Children and Families in the Courts (OCFC) within the Administrative Office of Pennsylvania Courts (AOPC) was established by the Supreme Court of Pennsylvania in 2006. The Children’s Roundtable embodies a collaborative, cross-system statewide infrastructure that allows for effective administration and communication via a three-tiered system. The first tier of the infrastructure is comprised of local Children’s Roundtables. These exist in each judicial district, are convened by a judge and collaboratively facilitated with the child welfare administrator. The intermediate level (tier 2) of the infrastructure is comprised of Leadership Roundtables. There are eight Leadership Roundtables dividing Pennsylvania’s sixty judicial districts into groups based on size. Membership includes the lead dependency judge, child welfare administrator and one additional local children’s roundtable member. Issues are identified during Leadership Roundtable meetings and common themes are brought to the highest roundtable level (tier 3) the State Roundtable. The State Roundtable is comprised of at least two members from each Leadership Roundtable and others with specific expertise in child dependency matters (see Chapter 1: The Charge for Pennsylvania’s Dependency System).

Common Pleas Court Management System (CPCMS) Dependency Module –

CPCMS was developed by the Supreme Court of Pennsylvania, Administrative Office of Pennsylvania Courts as a means to unify dependency court orders and data throughout the Commonwealth. Forms for the CPCMS Dependency Module can be found on the Unified Judicial System of Pennsylvania website at <http://www.pacourts.us/Forms/dependency.htm> (see Chapter 20: General Issues, section 20.5).

Concurrent Planning – A foster care case management strategy where the caseworker works intensively toward reunification of a child with his or her own family while, at the same time, implements an alternative plan for the child’s permanency. The purpose is to overcome barriers and delays in securing permanent families for children who are in out-of-home care, by doing concurrent rather than sequential planning (see Chapter 10: Disposition Hearing and Chapter 13: Permanency Hearing).

Congregate Care – A state-licensed placement setting that consists of twenty-four hour supervision for children in settings such as group homes (7-12 children), childcare institutions (12 or more children) or residential treatment facilities.

Court Appointed Special Advocate (CASA) – A specially screened and trained volunteer, appointed by the court, who conducts an independent investigation of child abuse, neglect or other dependency matters, and submits a formal report(s) to the court offering advisory recommendations as to the best interests of the child (see Chapter 20 General Issues, section 20.9).

Crisis Response Family Meeting – Styled after an Ohana conference, a crisis response meeting happens immediately to twenty-four hours after an emergent event threatening or requiring the removal of a child from their home. The meeting is narrowly focused on safely maintaining the child in his/her home or finding a relative or kin with whom the child who can safely remain.

Critical Incident – A substantiated report of child abuse occurring within a facility, formal licensing actions, certain criminal incidents or delinquent acts, all suspicious deaths and certain other events as defined by the Department of Human Services Office of Children, Youth and Families notification procedure for placement decisions.

Disposition Hearing – The court proceeding which follows the adjudication hearing and at which the court determines the resolution of the case, such as whether placement of the child in out-of-home care is necessary and what services the child and family will need to reduce risk and address the effects of maltreatment (see Chapter 10: Disposition Hearing).

Educational Decision Maker (EDM) – An educational decision maker is a responsible adult appointed by the court to make decisions regarding a child’s education when the child has no parent or guardian, or when the court has limited the parent’s or guardian’s

right to make such decisions for the child. The educational decision maker acts as the child's representative concerning all matters regarding education unless the court specifically limits the authority of the educational decision maker.

Facilitation – A method of Alternative Dispute Resolution (ADR). As with other ADR processes, facilitation is voluntary and focuses on engaging the family to help them identify their strengths and needs in an effort to develop solutions for their specific case. This process typically involves all parties and support persons, who upon agreement seek a final order from the judge or hearing officer.

Family Engagement Initiative (FEI) – An initiative developed by the Pennsylvania State Roundtable and implemented in phases throughout Pennsylvania which combines a set of casework and court practice changes aimed at enhancing safe, timely permanence for children. Practices include an updated and enhanced practice of Family Finding, utilization of Crisis and Rapid Response Family Meetings and a plan for raising the quality legal representation for children, parents and the agency. Additionally, all elements of the Permanency Practice Initiative (see that entry for definition) continue to be used.

Family Finding – A process, required by Act 55 of 2013, used to identify and engage family members (including extended family) and kin. Far more than a web-based search, this process provides the skills to engage both connected and disconnected family members and safe kin in an effort to provide permanent placements, service planning and delivery and a supportive network of connections for youth and parents. Family Finding must begin when the agency accepts a family for service and continues until the court finds it is no longer necessary. This process is particularly effective when used in conjunction with Family Group Decision Making (see Chapter 2: Act 55 of 2013: Family Finding). More information on Family Finding can be found at www.familyfinding.org/.

Family Group Decision Making – A method of bringing family members together to reach a consensus on a recommendation to the court for a safe and permanent plan for a child. Unlike traditional child welfare case conferencing, the family is “in-charge” of the meeting and responsible for creating the recommended plan. The caseworker’s participation primarily involves the sharing of information/resources and acceptance of the family’s plan (if safety concerns are adequately addressed). Unique to this practice is “private family time” that excludes any non-family member (see Chapter 20: General Issues, section 20.4).

Family Service Plan (FSP) – A plan developed for the family by the child welfare agency in junction with the family, which includes, but is not limited to, items such as: identifying information on the family members, the circumstances which necessitated placement, the services to be provided to achieve the objectives of the plan, the actions to be taken by the parents, children, the county agency or other agencies, and the dates when these actions will be completed.

Foster Family – A family providing temporary care and supervision for a child placed in their home. The foster family provides parental care and supervision and works with the agency staff to help achieve permanence for the child.

Guardian Ad Litem (GAL) – A lawyer appointed by the court to represent the best interests of an allegedly abused or neglected child. A GAL differs from legal counsel for the child who specifically represents the child’s legal interests before the court (see Chapter 5: Right to Legal Representation).

Independent Living (IL) – A service added to the Social Security Act in 1985. The Act was further amended by the Chafee Foster Care Independence Act (CFCIA) in 1999. Independent Living services must be provided to all youth in care who are age 14 years of age or older, no matter what placement they are in and regardless of their permanency plan. Independent Living services can include, but are not limited to: career counseling and placement, educational counseling and support, instruction in budgeting and home management, family-planning and sexual health counseling and instruction in self-advocacy (see Chapter 20: General Issues, section 20.8).

Individualized Education Program/Plan (IEP) – A written document developed for a child with a disability regarding the special education, related services, supplemental aid and services and other accommodations that the school district must provide to the child. The IEP also describes the child’s current educational performance and states measurable annual and short-term progress goals.

Interstate Compact on the Placement of Children (ICPC) – A federal law designed to provide the legal framework for placements, including adoptive placements, in which more than one state is involved (see Chapter 21 - Overview of Federal and State Child Welfare Legislation and Chapter 4: Jurisdiction).

Indian Child Welfare Act (ICWA) – A federal act which addresses the removal of Indian children from their home and their placement (see Chapter 21 - Overview of Federal and State Child Welfare Legislation and Chapter 4: Jurisdiction).

Kin – A person with a previously established close relationship with the child or family, such as a godparent, coach, teacher or neighbor.

Kinship Care – Care of a child by a relative or kin. The relative must become a licensed foster parent and may become the adopting parent if parental rights are terminated.

Least Restrictive – The requirement to place a child in a family-like setting when they must be removed from their family.

Mediation – A process by which a neutral mediator assists all parties in voluntarily reaching a consensual agreement about issues at hand and agreeing upon a plan of action.

Mission & Guiding Principles for Pennsylvania's Child Dependency System – The foundational document created by the Pennsylvania State Roundtable, which identifies four fundamental mission priorities for all professionals involved in Pennsylvania's child welfare system: protecting children; promoting strong families; promoting child well-being; and providing timely permanency. These mission priorities are embedded into all aspects of this Benchbook (see Chapter 1: The Charge for Pennsylvania's Dependency System for a reproduction of the Mission and Guiding Principles document).

Multiethnic Placement Act (MEPA) – A federal act intended to remove barriers to interethnic adoption (see Chapter 21: Overview of Federal and State Child Welfare Legislation).

Out-of-Home Care – Childcare, foster family care or residential care provided by a person, organization or institution to children who are placed outside their families usually under the jurisdiction of a juvenile or family court.

Permanency Goal - A permanency goal is selected based upon the particular needs and best interests of the child and is designed to provide the child continuity of relationships with nurturing parents or caretakers and the opportunity to establish lifetime family relationships. Both ASFA and the Juvenile Act identify the following hierarchical permanency goals for children: (1) reunification, (2) adoption, (3) permanent legal custodianship, (4) permanent placement with a fit and willing relative, or (5) another planned permanent living arrangement but only when the other four goals have been ruled out and the child is at least sixteen years of age. The permanency goal for the child should be identified as early as possible. The agency is required to complete a written Family Service Plan (FSP) which includes the permanency goal for the child within 60 days of accepting a family for service (see Chapter 12: Permanency Options).

Permanency Hearing – A special type of post-dispositional proceeding designed to reach a decision concerning the permanent living arrangement for a child with a family. The time of the hearing represents a deadline within which the final direction of a case is to be determined (see Chapter 13: Permanency Hearing).

Permanency Hearing to Change Goal – A permanency hearing to change a goal often referred to as a “goal change hearing” initiates the permanent removal of a child from parents. Most dependency cases begin with a permanency goal of reunification with the parents or guardians. During the permanency review process, the judge or hearing officer monitors the parents' compliance with the permanency plan and their progress toward remedying the circumstances that led to the removal of the child. When reasonable efforts have been made to reunify the child with the parents but the child has remained in care and reunification is not viable or imminent, the judge must consider changing the goal from reunification to another permanency goal (see Chapter 14: Permanency Hearing to Consider Change of Goal (“Goal Change Hearing”)).

Permanency Practice Initiative (PPI) – An initiative developed by the State Roundtable (SRT) and implemented in phases throughout Pennsylvania which combined a set of

casework and court practice changes aimed at enhancing safe, timely permanence for children. Practices included Family Group Decision Making, Family Finding, 3 month judicial reviews, CPCMS Dependency Module and local Children's Roundtables. The initiative was successfully ended by the SRT in 2017 but its practices form the foundation of the SRT's current Family Engagement Initiative.

Permanent Legal Custodianship (PLC) – In Pennsylvania, legal custodianship is the equivalent of legal guardianship under ASFA (42 U.S.C. §675(7)). It is a formal legal arrangement which transfers custody of a minor child from the natural parent to a relative or other caregiver. In the hierarchical scheme of permanency options outlined by ASFA and the Juvenile Act, legal custodianship is less desirable than reunification or adoption, but more preferred than permanent placement with a fit and willing relative, or another planned permanent living arrangement (see Chapter 12: Permanency Options).

Permanent Placement with a Fit and Willing Relative – Both ASFA and the Juvenile Act provide for permanent placement with a fit and willing relative as the fourth alternative for permanent placement – after reunification, adoption and permanent legal custodianship. Placement with a relative offers many advantages as it allows for the continuation of family bonds and may dampen the traumatic impact of removal and may preserve the child's cultural identity. It is also an exception to the termination of parental rights if the child has been out of the home for 15 of the most recent 22 months (42 Pa.C.S. §6351(f)(9)(i)). However, permanent placement with a fit and willing relative is one of the least well-defined options provided in the statute. Neither ASFA nor the Juvenile Act define "relative" or "fit and willing" nor do they create new legal authority for the relative (see Chapter 12: Permanency Options).

Putative Father – The alleged or supposed male parent; the person alleged to have biologically fathered a child whose parentage is at issue (see Locating Fathers & Establishing Paternity Benchcard).

Rapid Response Family Meeting – A rapid response meeting happens within seventy-two hours after an emergent event threatening or requiring the removal of a child from their home. The meeting is narrowly focused on safely maintaining or safely returning the child in his/her home or finding a relative or kin with whom the child can safely remain.

Reasonable Efforts – Federal law requires that "reasonable efforts" be made to prevent or eliminate the need for removal of a dependent, neglected or abused child from the home and to reunify the family if the child is removed. The requirement is designed to ensure that families are provided with services to prevent their disruption and to respond to the problems of unnecessary disruption of families and foster care drift. To enforce this provision, the court must determine, in each case where federal reimbursement is sought, whether the agency has made the required reasonable efforts (See Chapter 20: General Issues, Section 20.3: "Best Interests" and "Reasonable Efforts" Findings).

Relative – Someone related "within the third degree of consanguinity or affinity to the parent or stepparent of the child and who is at least 21 years of age" (Act 55 of 2013)

Resource Family – An adult or family unit recruited, trained and supported to serve children and families involved with a child welfare agency. Resource families may be emergency placement homes, foster families, adoptive homes, kinship families and/or respite families.

Reunification – The return of children to the custody of their biological parents when they have been involved in a period of foster care after being removed from the home (see Chapter 12: Permanency Options).

Review Hearing – Proceedings which follow disposition at which the court reviews the status of the case, examines progress made by the parties, provides for correction and revision of the case plan and generally ensures that the case is progressing (see Chapter 13: Permanency Hearing).

Risk Assessment – The process by which the caseworker assesses the current level of risk to a child to determine the likelihood of future harm, abuse or neglect as prescribed by the Pennsylvania Risk Assessment Model. Information on this can be found at www.pacode.com/secure/data/055/chapter3490/s3490.321.html

Safety Plan – A casework document developed when it is determined that the child is in imminent or potential risk of serious harm. In the safety plan, the caseworker targets the factors that are causing or contributing to the risk of imminent serious harm to the child, and identifies, along with the family, the interventions that will control them and ensure the child's protection.

Shelter Care Hearing – The first court hearing in a child abuse or neglect case which occurs either immediately before or immediately after a child is removed from home on an emergency basis. The purpose of the proceeding is to evaluate the child welfare agency's concerns that allowing the child to remain in the home would be detrimental to the child (see Chapter 6: Entering the Child Welfare System – Shelter Hearing).

Status Review Hearing – A hearing that allows the judicial officer to address one or two very specific issues prior to the next permanency review hearing.

Subsidized Permanent Legal Custodianship (SPLC) – A permanent legal custodianship arrangement, which includes a subsidy similar to foster care payments to ensure that the custodian is financially able to meet the needs of the child. The subsidy ends when the child reaches the age of 18. Therefore, SPLC may **not** be appropriate if the foster family is not willing to provide support to the child after the child turns 18 (see Chapter 12: Permanency Options).

Supervised Independent Living (SIL) Placements – Living situations in which an older youth has a greater degree of independence than would be allowed in group or institutional care; for example, a youth may be placed in an apartment, alone or with roommates (see Chapter 20: General Issues, section 20.8).

Termination of Parental Rights (TPR) – The extinguishment of the legal relationship of parent and child on the basis of abuse, neglect, abandonment or similar grounds (see Chapter 17: Termination of Parental Rights).

Transitioning Youth – Young adults between the ages of sixteen and twenty-three years. Special attention is often given to this group so that their move from the child-serving system to adulthood and/or the adult-serving system is streamlined. In many instances, transitioning youth involved in the foster care system move to the responsibilities of adulthood without the benefit of parental or family support.

Voluntary Placement Agreement (also known as Voluntary Agreement for Care or Voluntary Entrustment) – Arrangement with the child welfare agency for the temporary placement of a child into foster care, entered into prior to court involvement, and typically used in cases in which short-term placement is necessary for a defined purpose, such as when a parent enters into in-patient hospital care; a method of immediately placing a child in foster care with parental consent prior to initiating court involvement and thereby avoiding the need to petition the court for emergency removal.

Voluntary Relinquishment – A legal process through which a biological parent voluntarily gives up parental rights with the intent that the child will be adopted. (see Chapter 17: Termination of Parental Rights)

The definitions are adapted from the text of this Benchbook, *the Mission and Guiding Principles for Pennsylvania's Dependency System* and the following sources: *Resource Guidelines: Improving Court Practice in Child Abuse and Neglect Cases* (1995), NCJFCJ; *Adoption and Permanency Guidelines: Improving Court Practice in Child Abuse and Neglect Cases* (2000), NCJFCJ; and *Pennsylvania Judicial Deskbook: A Guide to Statutes, Judicial Decisions and Recommended Practices for Cases Involving Dependent Children* (2004), Juvenile Law Center and DHS OCYF bulletins 3130-12-03 & 3490-06-01.

ACRONYMS

AACWA	ADOPTION ASSISTANCE AND CHILD WELFARE ACT
AC	AGGRAVATED CIRCUMSTANCES
ACE	ADVERSE CHILDHOOD EXPERIENCE
ADR	ALTERNATE DISPUTE RESOLUTION
AFSA	ADOPTION AND SAFE FAMILIES ACT, PUBLIC LAW 105-89
ABA	AMERICAN BAR ASSOCIATION
ADR	ALTERNATIVE DISPUTE RESOLUTION
AOPC	ADMINISTRATIVE OFFICE OF PENNSYLVANIA COURTS
APPLA	ANOTHER PLANNED PERMANENCY LIVING ARRANGEMENT
CAPTA	CHILD ABUSE AND PREVENTION AND TREATMENT ACT
CASA	COURT APPOINTED SPECIAL ADVOCATES
CFCIP	CHAFEE FOSTER CARE INDEPENDENCE PROGRAM
CIP	COURT IMPROVEMENT PROGRAM
CPCMS	COMMON PLEAS CASE MANAGEMENT SYSTEM
CPP	CHILD PERMANENCY PLAN
CPS	CHILD PROTECTIVE SERVICE
CRT	CHILDREN’S ROUNDTABLE
CYS	CHILDREN AND YOUTH SERVICES (COUNTY-LEVEL AGENCIES)
D/D	DEPENDENT/DELINQUENT
DHS	DEPARTMENT OF HUMAN SERVICES
EDM	EDUCATIONAL DECISION MAKER
ESC	EMERGENCY SHELTER CARE

ESSA	EVERY STUDENT SUCCEEDS ACT
FEI	FAMILY ENGAGEMENT INITIATIVE
FF	FAMILY FINDING
FCIA	FOSTER CARE INDEPENDENCE ACT
FGDM	FAMILY GROUP DECISION MAKING
FEI	FAMILY ENGAGEMENT INITIATIVE
FSP	FAMILY SERVICE PLAN
GAL	GUARDIAN <i>AD LITEM</i>
GED	GENERAL EQUIVALENCY DIPLOMA
GPS	GENERAL PROTECTIVE SERVICE
ICPC	INTERSTATE COMPACT ON THE PLACEMENT OF CHILDREN
ICWA	INDIAN CHILD WELFARE ACT
ID	INTELLECTUAL DISABILITY (REPLACED MR)
IDEA	INDIVIDUALS WITH DISABILITIES EDUCATION ACT
IEP	INDIVIDUAL EDUCATION PLAN
IL	INDEPENDENT LIVING (SERVICE)
JCJC	JUVENILE COURT JUDGES COMMISSION
JLC	JUVENILE LAW CENTER
JPO	JUVENILE PROBATION OFFICER
LRT	LEADERSHIP ROUNDTABLE
MA	MEDICAL ASSISTANCE
MEPA	MULTIETHNIC PLACEMENT ACT
NACC	NATIONAL ASSOCIATION OF COUNSEL FOR CHILDREN

NBPB	NEEDS BASED PLAN AND BUDGET
NCSC	NATIONAL CENTER FOR STATE COURTS
NCJFCJ	NATIONAL COUNCIL OF JUVENILE AND FAMILY COURT JUDGES
OCFC	OFFICE OF CHILDREN AND FAMILIES IN THE COURT
OCYF	OFFICE OF CHILDREN, YOUTH, AND FAMILIES
PA.R.J.C.P.	PENNSYLVANIA RULES OF JUVENILE COURT PROCEDURE
PLC	PERMANENT LEGAL CUSTODIANSHIP
PPI	PERMANENCY PRACTICE INITIATIVE
PRH	PERMANENCY REVIEW HEARING
RTF	RESIDENTIAL TREATMENT FACILITY
SCM	SHARED CASE MANAGEMENT
SIL	SUPERVISED INDEPENDENT LIVING (PLACEMENT)
SPLC	SUBSIDIZED PERMANENT LEGAL CUSTODIANSHIP
SRT	STATE ROUNDTABLE
TPR	TERMINATION OF PARENTAL RIGHTS