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Web site: <https://dcs.az.gov/about/dcs-rules-rulemaking>

5. An agency's justification and reason why the proposed expedited rule should be made, amended, repealed or renumbered under A.R.S. 41-1027(A), to include an explanation about the rulemaking:

The proposed amendments are justified under A.R.S. § 41-1027(A)(7) because they will not increase the cost of regulatory compliance, increase a fee, or reduce procedural rights of persons regulated. The proposed amendments will implement, without material change, courses of action proposed in the Department's Five-Year-Review Report approved by the Governor's Regulatory Review Council on June 2, 2020.

The rules in A.A.C. R21-5-421(1) states that a final written report shall be filed with the court at least 14 calendar days before the final adoption hearing, while A.R.S. § 8-112 states that a social study (report) shall be submitted ten days before the hearing on the petition to adopt. As written, the discrepancy between A.A.C. and A.R.S. manifests when there is a state holiday. The proposed amendment will align the timeframes in rule with the timeframes in statute in an effort to reduce potential confusion.

6. A showing of good cause why the rulemaking is necessary to promote a statewide interest if the rulemaking will diminish a previous grant of authority of a political subdivision of this state:

Not applicable

7. A reference to any study relevant to the rule that the agency reviewed and proposes either to rely on or not to rely on in its evaluation of or justification for the rule, where the public may obtain

or review each study, all data underlying each study, and any analysis of each study and other supporting material:

The Department of Child Safety (DCS) did not review or rely on any study for this rulemaking.

8. The preliminary summary of the economic, small business, and consumer impact:

Under A.R.S. § 41-1055(D)(2), the Department is not required to provide an economic, small business, and consumer impact statement.

9. The agency's contact person who can answer questions about the economic, small business and consumer impact statement:

Not applicable

10. The time, place, and nature of the proceedings to make, amend, repeal, or renumber the rule, or if no proceeding is scheduled, where, when, and how persons may request an oral proceeding on the proposed rule:

Close of record: Friday, May 13, 2022, 5:00 p.m.

The Department does not intend to hold oral proceedings on these rules unless a written request for an oral proceeding is requested by the close of record. Written requests for an oral proceeding and written comments may be submitted via:

Email: DCSrulemaking@azdcs.gov

Mail: Arizona Department of Child Safety

Office of Legislative Affairs and Codification

P.O. Box 6030

Phoenix, AZ 85005

11. All agencies shall list other matters prescribed by statute applicable to the specific agency or to any specific rule or class of rules. Additional matters shall include but are not limited to:

a. Whether the rule requires a permit, license, or agency authorization under A.R.S. 41-1037(A) and whether a general permit is used and if not, the reasons why a general permit is not used:

The rules in this Article do not require the issuance of a regulatory permit. A general permit is not applicable.

b. Whether a person submitted an analysis to the agency that compares the rule's impact of the competitiveness of business in this state to the impact on business in other states:

No such analysis was submitted.

12. A list of any incorporated by reference material as specified in A.R.S. § 41-1028 and its location in the rule:

None

13. The full text of the rules follows:

TITLE 21. CHILD SAFETY

CHAPTER 5. DEPARTMENT OF CHILD SAFETY - PERMANENCY AND SUPPORT

SERVICES

ARTICLE 4. ADOPTION ENTITY SERVICES

Section

R21-5-421. Finalizing the Placement

ARTICLE 4. ADOPTION ENTITY SERVICES

R21-5-421. Finalizing the Placement

An adoption entity shall cooperate with the adoptive parent and the attorney, if any, retained by the adoptive parent, to finalize the adoption.

1. The entity shall provide all information and documents needed to finalize the adoption and shall file a final written report to the court at least ~~14 calendar~~ 10 days before the final adoption hearing, or at such other time as the Court may require. The report shall include the information listed in this subsection, unless the entity has already provided this information in an earlier report, and the information has not changed since the earlier report.
 - a. The name and age of each adoptive parent and the relationship, if any, of each adoptive parent to the child to be adopted;
 - b. The name, age, and birthplace of the child to be adopted, and whether any or all of this information is unknown to the adoptive parent;
 - c. The entity or other source from which the adoptive parent received the child to be adopted;
 - d. The circumstances surrounding the surrender of the child to the entity;
 - e. The results of the entity's evaluation of the child and of the adoptive parent, including:
 - i. A description of the care the child is receiving;
 - ii. The adjustment of the child and parent; and
 - iii. A summary statement of the entity's recommendation to the court regarding finalization;
 - f. A full description of any property belonging to the child to be adopted;
2. No Change

3. No Change