



WILL LIGHTBOURNE
DIRECTOR

STATE OF CALIFORNIA—HEALTH AND HUMAN SERVICES AGENCY
DEPARTMENT OF SOCIAL SERVICES
744 P Street • Sacramento, CA 95814 • www.cdss.ca.gov



EDMUND G. BROWN JR.
GOVERNOR

February 15, 2012

COUNTY FISCAL LETTER (CFL) NO. 11/12-40

TO: ALL COUNTY WELFARE DIRECTORS
ALL COUNTY FISCAL OFFICERS
ALL COUNTY AUDITOR CONTROLLERS
ALL COUNTY PROBATION OFFICERS

SUBJECT: CLARIFYING CLAIMING INSTRUCTIONS FOR THE IN-HOME
SUPPORTIVE SERVICES (IHSS) COUNTY ANTI-FRAUD PLANS

REFERENCE: CFL 09/10-43E, DATED DECEMBER APRIL 8, 2010
CFL 09/10-43, DATED DECEMBER 28, 2009

This CFL provides County Welfare Departments (CWDs) with clarifying claiming instructions for the Fiscal Year (FY) 2011-12 IHSS Anti-Fraud Plan expenditures.

Background

For FY 2011-12, the Budget Act of 2011 (Amendment to Assembly Bill 121, Fourth Extraordinary Session, Chapter 41, Statutes of 2011) included a trigger that eliminated the General Fund (GF) portion for IHSS Anti-Fraud Plan costs. Additional information was released in a letter to the County Boards of Supervisors by the Adult Programs Division of the California Department of Social Services (CDSS) on January 13, 2012 (See Attachment I).

Claiming Instructions

Although the GF for IHSS Anti-Fraud Plan expenditures is no longer available, counties may still claim these respective costs to Program Codes (PCs) 740 and 741, retroactive to July 1, 2011. Claiming costs to PC 741 will enable counties to continue to draw down federal funding despite the lack of GF. ***Please note that before utilizing PCs 740 and 741, counties must have had a fraud plan approved by the state.*** See Attachment I for additional information regarding requirements for county anti-fraud plans.

PC 740 IHSS Non-PCSP/Plus Option Anti-Fraud Plan

PC 740 and its associated program identifier number (PIN) codes are available for claiming costs related to approved non-Title XIX activities subsequent to approval of the county fraud plan.

PC	740	IHSS Non-PCSP-Plus Option Anti-Fraud
PIN	740024	Investigations
PIN	740031	Contracted Services
PIN	740092	Casework OT/CTO Costs
PIN	740093	Support Staff OT/CTO Costs
PIN	740094	Start-Up/Nonrecurring Costs
PIN	740088-91	Support Operating

Costs in PC 740 will be funded at 00/70/00/30 (Federal/State/Health/County). Since the allocation will be set to zero, State Use Only (SUO) code 742 will shift costs to 100 percent county share pursuant to the Budget Act of 2011 as described above.

PC 741 IHSS PCSP/Plus Option Anti-Fraud Plan

PC 741 and its associated PIN codes are available for claiming costs related to approved Title XIX activities subsequent to approval of the county fraud plan.

PC	741	IHSS PCSP-Plus Option Anti-Fraud
PIN	741024	Investigations
PIN	741031	Contracted Services
PIN	741092	Casework OT/CTO Costs
PIN	741093	Support Staff OT/CTO Costs
PIN	741094	Start-Up/Nonrecurring Costs
PIN	741088-91	Support Operating

Costs in PC 741 will be funded at 00/35/50/15 (Federal/State/Health/County). Since the allocation will be set to zero, SUO Code 742 will shift the 35 percent state share of costs to the county share pursuant to the Budget Act of 2011 as described above.

Time Study Instructions

Counties may enter the time associated with IHSS Anti-Fraud Plan activities to any of the following time study codes (TSC), consistent with the program code descriptions (See Attachment II):

TSC	7401	IHSS Non-PCSP-Plus Option Anti-Fraud
TSC	7411	IHSS PCSP-Plus Option Anti-Fraud

Support staff performing direct-to-program activities will be time studied to the codes shown below:

A70	IHSS Non-PCSP-Plus Option Anti-Fraud
A80	IHSS PCSP-Plus Option Anti-Fraud

Adjustment Claims in Lieu of the Trigger

Since the trigger did not occur until January 2012, the September 2011 quarter County Expense Claim was processed with the allocation in place. Therefore, costs were not shifted to county share. The GF portion of these claims will not be paid and will be fixed during the regular September 2011 adjustment claim cycle.

Questions regarding this letter can be directed to: Fiscal.Systems@dss.ca.gov.

Sincerely,

Original Document Signed By:

FRAN MUELLER
Deputy Director
Administrative Division

Attachments



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EDMUND G. BROWN JR.
GOVERNOR

January 13, 2012

TO: COUNTY BOARD OF SUPERVISORS

SUBJECT: **ADMINISTRATIVE CLAIMING, MEDI-CAL FEDERAL FINANCIAL PARTICIPATION FOR FRAUD INVESTIGATIONS AND PROGRAM INTEGRITY EFFORTS RELATED TO THE IN-HOME SUPPORTIVE SERVICES PROGRAM FOR FISCAL YEAR 2011/12**

Honorable Chairman and Board Members:

This letter is in follow-up to the California Department of Social Services (CDSS) letter dated December 21, 2011, announcing the elimination of the \$10 million appropriation of state funds in the Budget Act of 2011 for the purpose of fraud prevention and additional program integrity efforts related to the In-Home Supportive Services (IHSS) program. The December 21, 2011 letter also clarified that those counties with approved Fiscal Year (FY) 2011/12 IHSS County Fraud Plans will be permitted to administratively claim Medi-Cal Federal Financial Participation (FFP) for allowable county expenditures retroactive to July 1, 2011.

On September 22, 2011, CDSS sent a letter and fact sheet pertaining to the FY 2011/12 IHSS County Fraud Plan funding. The fact sheet laid out a two-phase submission process. By October 28, 2011 counties were required to submit a County Board of Supervisors' approved budget and notice of intent to participate. By January 15, 2012, they were required to submit a complete county plan that addresses specified requirements. The county's plan and budget must be coordinated and developed in conjunction with the County Welfare Director and District Attorney, as well as approved by the County Board of Supervisors prior to submission.

In light of the elimination of state funding, counties that have submitted a County Board of Supervisors' approved budget may extend their FY 2010/11 County Fraud Plans through FY 2011/12. The notice of extension must reflect coordination with the County Welfare Director, District Attorney and the County Board of Supervisors. The notice and approved budget will satisfy the fraud plan requirements necessary to permit administrative claiming. Also, if counties are pending Board of Supervisors approval of their budget, they may submit the proposed budget with scheduled date for Board approval by January 15, 2012; then follow with board approval documentation when completed.

County Board of Supervisors
Page Two

Please contact Ms. Andrea Kauppila at (916) 651-2769 or Andrea.Kauppila@dss.ca.gov should you have any questions or need assistance.

Sincerely,



Eileen Carroll

For
EILEEN CARROLL
Deputy Director
Adult Programs Division

c: County Welfare Directors
District Attorneys
IHSS Program Managers
CWDA

CODE 7401 IHSS Non PCSP/PLUS OPTION ANTI-FRAUD PLAN

Includes all non-Title XIX eligible activities specified in a county's anti-fraud plan, approved by the appropriate County Board of Supervisors and CDSS. This includes implementation activities related to the provision of fraud prevention, detection, referral, investigation and program integrity, which must not be duplicated by other activities claimed to other IHSS codes.

CODE 7411 IHSS PCSP/PLUS OPTION ANTI-FRAUD PLAN

Includes all Title XIX eligible activities specified in a county's anti-fraud plan, approved by the appropriate County Board of Supervisors and CDSS. This includes implementation activities related to the provision of fraud prevention, detection, referral, investigation and program integrity, which must not be duplicated by other activities claimed to other IHSS codes.