



PAT LEARY
ACTING DIRECTOR

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



GAVIN NEWSOM
GOVERNOR

April 3, 2019

ALL COUNTY LETTER NO. 18-143

TO: ALL COUNTY WELFARE DIRECTORS
ALL CHIEF PROBATION OFFICERS OF CALIFORNIA
ALL FOSTER CARE MANAGERS
ALL TITLE IV-E AGREEMENT TRIBES
ALL COUNTY WELFARE FISCAL OFFICERS
ALL COUNTY CHILD WELFARE SERVICES PROGRAM MANAGERS

SUBJECT: **COUNTY-OPTIONAL BLOCK GRANT FOR THE INTERAGENCY
CHILD ABUSE AND NEGLECT (ICAN) REPORTING MANDATE**

REFERENCE: [PENAL CODE \(PC\) SECTIONS 11165.9-11174.34](#); [GOVERNMENT CODE \(GOV\) SECTION 17560](#); [THE BUDGET ACT OF 2015](#); [THE BUDGET ACT OF 2018](#); [COMMISSION ON STATE MANDATES, STATEMENT OF DECISION AND PARAMETERS AND GUIDELINES, ICAN INVESTIGATIVE REPORTS, CSM-00-TC-22](#)

This ACL addresses the county-optional block grant used to fund activities identified as reimbursable by the Commission on State Mandates (Commission) under the ICAN Investigation Reports [\(CSM-00-TC-22\)](#) mandate. This mandate requires interagency cross-reporting of child abuse and neglect allegations, which is crucial in the protection of the health, safety, and well-being of children who may be victims of abuse or neglect. The Budget Act of 2018 appropriated \$4 million for this county-optional block grant (herein referred to as the ICAN Block Grant) to be distributed to participating local agencies to fund the county share for these activities during Fiscal Year (FY) 2018-19.

Suspension of the ICAN Mandate

In December 2007, the Commission found that the ICAN reporting mandate statutes imposed a partially reimbursable state mandated program on local agencies. In December 2013, the Commission adopted the Statement of Decision and Parameters and Guidelines setting forth the reimbursable activities of the ICAN mandate. In September 2014, the Commission adopted a statewide cost estimate of prior year reimbursable costs related to the ICAN mandate. The website of the State of California

Commission on State Mandates contains all of the documents pertaining to the [ICAN Investigation Reports](#) claim and the Commission's decision.

Pursuant to state law, the presentation of the Commission's statewide cost estimate to the Legislature triggered the constitutional obligation to fund, repeal or suspend the mandate. The Budget Act of 2015 first suspended the ICAN mandate and appropriated \$4 million for the California Department of Social Services (CDSS) to administer a county-optional ICAN Block Grant program.

County-Optional ICAN Block Grant

The Budget Act of 2018 continues the suspension of the ICAN mandate and appropriation of \$4 million for CDSS to administer the optional ICAN Block Grant program for FY 2018-19. Recognizing that counties have continued to voluntarily perform cross-reporting activities under the suspended ICAN mandate to protect the health, safety and well-being of children who may be victims of abuse or neglect, the ICAN Block Grant program for FY 2018-19 will continue to be an "opt-out" program allowing counties to receive funding unless they specifically choose not to accept funds for voluntarily performing these activities. Counties will be allocated and receive funding for the activities of the suspended ICAN mandate, as set forth in Attachment I.

Counties who do not opt-out and receive ICAN Block Grant funding are committing to perform the following cross-reporting activities under the suspended ICAN reporting mandate. As a condition of receiving funds under the ICAN Block Grant, County Welfare Departments (CWDs) that do not opt-out must maintain all of the following cross-reporting requirements for FY 2018-19:

- Completion and submittal of the Child Abuse Summary Report (SS 8583) to the Department of Justice (DOJ), pursuant to [PC sections 11165.9 - 11174.34](#).
- Completion and submittal of the Suspected Child Abuse Report (SS 8572) to the appropriate jurisdiction, pursuant to [PC section 11166](#).
- Completion and submittal of the Notice of Child Abuse Central Index Listing (SOC 832) to the alleged suspect, pursuant to [PC section 11169](#).

The ICAN Block Grant is available only for identified activities in FY 2018-19. Furthermore, counties that participate in the ICAN Block Grant FY 2018-19 program will not be eligible for any other reimbursements for activities identified in the ICAN Investigation Reports mandate, [CSM-00-TC-22](#) for FY 2018-19. Participating counties will not be eligible to submit additional claims to the State Controller's Office under [GOV Code section 17560](#) for any costs related to the reimbursable state-mandate activities identified in the ICAN Investigation Reports decision, [CSM-00-TC-22](#) incurred in FY 2018-19.

Cross-reporting to appropriate jurisdictions, such as law enforcement and the DOJ, provides notification and allows the appropriate agencies to take steps to respond to protect the health, safety and well-being of children. The goal of this intervention is to protect children from further maltreatment. Due to the ICAN mandate suspension, counties are not required to perform the suspended mandate activities if they opt-out. Although the ICAN mandate activities are suspended, CDSS strongly encourages CWDs to continue to perform cross-reporting activities to promote child safety regardless of whether or not they choose to participate in the optional block grant program. The CDSS recommends CWDs work closely with their county counsel in order to fully evaluate any risks to child safety and potential liability to the county child welfare agency when examining county policies and practices regarding cross-reporting activities.

For those counties who choose to opt-out of receiving funding from the FY 2018-19 ICAN Block Grant, Attachment I (County Opt-Out Letter) must be received by CDSS by **May 31, 2019**, at the address below:

California Department of Social Services
Attention: Child Welfare Policy and Program Development Bureau
744 P Street, MS 8-11-87
Sacramento, CA 95814

Attachment II displays planning allocations for all counties. A final allocation distribution and claiming instructions will be provided in a forthcoming County Fiscal Letter after the May 31, 2019, opt-out deadline. The CDSS will redistribute the planning allocation of any counties who choose to opt-out to the remaining participating counties.

Questions regarding this letter should be directed to the Child Welfare Policy and Program Development Bureau, at ChildProtection@dss.ca.gov or call (916) 651-6160.

Sincerely,

Original Document Signed By:

GREGORY E. ROSE
Deputy Director
Children and Family Services Division

C: County Welfare Directors Association

Attachments I and II

April 3, 2019

California Department of Social Services
Attention: Child Welfare Policy and Program Development Bureau
744 P Street, MS 8-11-87
Sacramento, CA 95814

Acting Director Pat Leary:

The purpose of this letter is to inform the California Department of Social Services (CDSS) that _____ County elects to opt-out of the Interagency Child Abuse and Neglect (ICAN) Reporting County-Optional Block Grant (herein referred to as the ICAN Block Grant) for fiscal year (FY) 2018-19.

By choosing not to participate in the ICAN Block Grant, _____ County understands they will not receive funding through the ICAN County Block Grant to continue performing the activities of the suspected ICAN mandate identified in the ICAN Investigation Reports Decision, CSM-00-TC-22.

This opt-out is only for FY 2018-19.

The County Opt-Out Letter must be received by the Child Welfare Policy and Program Development Bureau (CWPPDB) on or before **May 31, 2019**.

Signature of Authorized County Representative

Date

FY 2018-19 ICAN GENERAL FUND ALLOCATION	
COUNTIES	ALLOCATION
Alameda	\$83,780
Alpine	\$289
Amador	\$4,225
Butte	\$26,438
Calaveras	\$5,665
Colusa	\$2,371
Contra Costa	\$77,091
Del Norte	\$5,719
El Dorado	\$16,806
Fresno	\$157,655
Glenn	\$4,131
Humboldt	\$20,124
Imperial	\$27,228
Inyo	\$2,410
Kern	\$140,293
Kings	\$21,062
Lake	\$7,652
Lassen	\$4,115
Los Angeles	\$1,007,534
Madera	\$30,193
Marin	\$9,960
Mariposa	\$1,682
Mendocino	\$14,850
Merced	\$44,441
Modoc	\$2,222
Mono	\$1,424
Monterey	\$35,725
Napa	\$14,177
Nevada	\$9,498
Orange	\$248,289
Placer	\$25,452
Plumas	\$1,901
Riverside	\$310,788
Sacramento	\$168,257
San Benito	\$4,867
San Bernardino	\$263,202
San Diego	\$399,121
San Francisco	\$40,004

FY 2018-19 ICAN GENERAL FUND ALLOCATION	
COUNTIES	ALLOCATION
San Joaquin	\$75,158
San Luis Obispo	\$30,326
San Mateo	\$40,302
Santa Barbara	\$40,826
Santa Clara	\$108,668
Santa Cruz	\$20,773
Shasta	\$28,339
Sierra	\$243
Siskiyou	\$5,993
Solano	\$48,306
Sonoma	\$46,021
Stanislaus	\$78,734
Sutter	\$8,677
Tehama	\$11,767
Trinity	\$1,948
Tulare	\$87,317
Tuolumne	\$6,643
Ventura	\$88,373
Yolo	\$19,318
Yuba	\$11,627
Total	\$4,000,000