



CDSS

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EDMUND G. BROWN JR.
GOVERNOR

February 5, 2016

COUNTY FISCAL LETTER NO. 15/16-44

TO: ALL COUNTY WELFARE DIRECTORS
ALL COUNTY CHILD WELFARE DIRECTORS
ALL CHIEF PROBATION OFFICERS
ALL CHILD WELFARE SERVICES PROGRAM MANAGERS

SUBJECT: FISCAL YEAR 2015-16 POST 2011 REALIGNMENT CHILD
WELFARE SERVICES PROGRAM ALLOCATIONS – AFTER 18
TERMINATED GUARDIANSHIP AND ADOPTION, AFTER 18
SUPERVISED INDEPENDENT LIVING PLACEMENT INFANT
PAYMENT, SIBLING VISITATIONS

REFERENCE: [ASSEMBLY BILL 2668 \(CHAPTER 770, STATUTES OF 2014\)](#)
[PROJECT TERMS AND CONDITIONS SECTION 4.2.2.3.](#)
[SENATE BILL 1013 \(CHAPTER 35, STATUTES OF 2012\)](#)
[SENATE BILL 1099 \(CHAPTER 773, STATUTES OF 2014\)](#)
[ALL COUNTY INFORMATION NOTICE NO. I-76-15](#)
[ALL COUNTY LETTER NO. 15-67, DATED SEPTEMBER 3, 2015](#)
[ALL COUNTY LETTER NO. 15-77, DATED OCTOBER 14, 2015](#)
[ALL COUNTY LETTER NO. 15-100, DATED JANUARY 14, 2016](#)
[COUNTY FISCAL LETTER NO. 15/16-32,](#)
[DATED NOVEMBER 7, 2015](#)
[COUNTY FISCAL LETTER NO. 14/15-37,](#)
[DATED JANUARY 16, 2015](#)

The California Department of Social Services (CDSS), in collaboration with the County Welfare Directors Association (CWDA) and the Department of Finance, has created a new Fiscal Year (FY) 2015-16 Post 2011 Realignment Child Welfare Services (CWS) allocation that will include all CWS premises resulting from new legislation, regulations, executive orders or administrative directives, plans or waivers, including amendments to plans or waivers, and judicial and administrative proceedings, both federal and state, which have the overall effect of increasing costs borne by the child welfare agency.

The Budget Act of 2015 includes costs for several state and federally required activities since the passage of 2011 Realignment related to CWS, which includes the following:

- After 18 Terminated Guardianship and Adoption
- After 18 Supervised Independent Living Placement Infant Payment
- Another Planned Permanent Living Arrangement (Strengthening Families Act)
- CWS Case Record Reviews
- Foster Youth Case Plans/Credit Reports (Strengthening Families Act)
- Notification of Relatives (Strengthening Families Act)
- Pregnant/Parenting Minors and Nonminor Dependents (Strengthening Families Act)
- Reasonable and Prudent Parent Standard (Strengthening Families Act)
- Sibling Visitations

The allocation of funding for CWS Case Record Reviews was provided in County Fiscal Letter (CFL) 15/16-32 dated November 17, 2015. In consultation with the CWDA, this CFL provides the allocation methodologies for the following three premises:

- After 18 Terminated Guardianship and Adoption
- After 18 Supervised Independent Living Placement Infant Payment
- Sibling Visitations

Attachment I - Allocation distribution by premise (General Fund (GF) only)

Attachment II – Premise description, allocation methodology and claiming instructions

As stated in [Proposition 30 \(The Schools and Local Public Safety Protection Act of 2012\) – California Constitution Article XIII Section 36 \(b\)\(4\)\(A\) and \(B\)](#) “(A) Legislation enacted after September 30, 2012, that has an overall effect of increasing the costs already borne by a local agency for programs or levels of service mandated by the 2011 Realignment Legislation shall apply to local agencies only to the extent that the State provides annual funding for the cost increase. Local agencies shall not be obligated to provide programs or levels of service required by legislation, described in this subparagraph, above the level for which funding has been provided. (B) Regulations, executive orders, or administrative directives, implemented after October 9, 2011, that are not necessary to implement the 2011 Realignment Legislation, and that have an overall effect of increasing the costs already borne by a local agency for programs or levels of service mandated by the 2011 Realignment Legislation, shall apply to local agencies only to the extent that the State provides annual funding for the cost increase. Local agencies shall not be obligated to provide programs or levels of service pursuant to new regulations, executive orders, or administrative directives, described in this subparagraph, above the level for which funding has been provided.” Therefore, all new

costs imposed by the state will be funded up to the amount in the 2015 Budget Act and counties are not obligated to provide services beyond that point.

In addition, as stated in the [California Constitution Article XIII Section 36 \(5\)\(A\)](#), "...if there are subsequent changes in federal statutes or regulations that alter the conditions under which federal matching funds as described in the 2011 Realignment Legislation are obtained, and have the overall effect of increasing the costs incurred by a local agency, the State shall annually provide at least 50 percent of the nonfederal share of those costs as determined by the State." Therefore, the nonfederal portion of costs associated with this federal mandate is funded at 50 percent GF and 50 percent county funds, up to each county's FY 2015-16 Post 2011 Realignment CWS allocation. This applies to any federally mandated programs/activities implemented by new legislation after the passage of Senate Bill 1013 (Chapter 35, Statutes of 2012).

The CDSS has collaborated with the CWDA to establish a claiming structure for the CWS programs and premises established in FY 2015-16. This new claiming structure will be applied to most CWS programs and premises resulting from new legislation, both state and federal. Within this claiming structure, legislation that requires additional time for caseworkers to complete specific activities will be claimed using existing Program Codes (PCs), unless otherwise stated. Depending on the intent of the new legislation, there may be exceptions in which the CDSS will determine the need to establish the claiming for the activity outside of this new claiming structure.

For the After 18 Terminated Guardianship and Adoption, After 18 Supervised Independent Living Placement Infant Payment, and Sibling Visitations premises, a percentage of costs claimed to the existing PCs will shift to the new Post 2011 Realignment CWS Programs ledger, via State Use Only (SUO) codes 937 (SUO-REDUCE GF% FOR POST 2011) and 938 (SUO-Move GF% TO POST 2011) to access the GF. The percentages, established in conjunction with CWDA, were derived based on a percent to total of the estimated additional time for the new activities based on caseload projections to the total time study hours claimed in the last two quarters.

The SUO code 937 will reduce the state share of expenses claimed to existing PCs for programs and premises allotting additional social worker time based upon percentages established in conjunction with CWDA. The SUO code 938 will shift the reduced share of the state expenditure to Ledger 163 - Post 2011 Realignment CWS (formerly CWS Case Reviews).

Legislation resulting in new programs and/or activities that cannot be claimed within the existing claiming structure will result in new PCs being established.

For counties participating in the Title IV-E California Well-Being Project (Project), the Title IV-E funding for these new activities was not included in the federal Project

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base. However, these costs will be tracked against each county's federal capped allocation. Only the GF amount will be provided to participating counties for these activities. Since these activities are Title IV-E eligible, the activities will draw from the capped allocation; however, the federal allocation cannot be increased unless the capped amount is renegotiated due to the trigger provisions in the [Project Terms and Conditions section 4.2.2.3](#). The FY 2015-16 Post Realignment CWS allocation for the counties participating in the Project will also be shown in the forthcoming waiver CFL.

Please direct any questions regarding this CFL to the Fiscal Systems Bureau at fiscal.systems@dss.ca.gov.

Sincerely,

Original Document Signed By:

LILIA A. YOUNG, Chief
Financial Management and Contracts Branch

Attachments

**FISCAL YEAR 2015-16 POST 2011 REALIGNMENT CHILD WELFARE SERVICES PROGRAM
GENERAL FUND ALLOCATION**

County	Case Record Review <small>CFL No. 15/16-32</small>	After 18 Supervised Independent Living Placement Infant Payment	After 18 Terminated Guardianship and Adoption	Sibling Visitation	Total Post 2011 Realignment
Alameda*	\$169,125	\$0	\$3,558	\$280,814	\$453,497
Alpine	\$42,617	\$0	\$0	\$619	\$43,236
Amador	\$42,617	\$0	\$0	\$9,791	\$52,408
Butte*	\$126,844	\$0	\$8,150	\$60,388	\$195,382
Calaveras	\$85,235	\$0	\$0	\$15,970	\$101,205
Colusa	\$42,617	\$0	\$0	\$3,327	\$45,944
Contra Costa	\$170,470	\$0	\$574	\$147,767	\$318,811
Del Norte	\$85,235	\$0	\$1,378	\$10,457	\$97,070
El Dorado	\$127,852	\$0	\$1,492	\$26,617	\$155,961
Fresno	\$170,470	\$240	\$1,378	\$209,888	\$381,976
Glenn	\$85,235	\$0	\$345	\$9,696	\$95,276
Humboldt	\$127,852	\$0	\$0	\$35,694	\$163,546
Imperial	\$127,852	\$0	\$0	\$41,018	\$168,870
Inyo	\$42,617	\$0	\$115	\$2,186	\$44,918
Kern	\$170,470	\$320	\$918	\$228,757	\$400,465
Kings	\$127,852	\$0	\$345	\$41,826	\$170,023
Lake*	\$84,562	\$0	\$918	\$14,772	\$100,252
Lassen	\$42,617	\$0	\$0	\$11,549	\$54,166
Los Angeles*	\$169,125	\$320	\$17,327	\$2,314,125	\$2,500,897
Madera	\$127,852	\$0	\$688	\$37,453	\$165,993
Marin	\$85,235	\$0	\$459	\$8,413	\$94,107
Mariposa	\$42,617	\$80	\$0	\$2,900	\$45,597
Mendocino	\$127,852	\$0	\$574	\$36,028	\$164,454
Merced	\$127,852	\$0	\$574	\$78,850	\$207,276
Modoc	\$42,617	\$0	\$0	\$1,330	\$43,947
Mono	\$42,617	\$0	\$0	\$1,140	\$43,757
Monterey	\$127,852	\$80	\$688	\$49,335	\$177,955
Napa	\$85,235	\$0	\$459	\$20,057	\$105,751
Nevada	\$85,235	\$0	\$0	\$8,840	\$94,075
Orange	\$170,470	\$0	\$1,263	\$241,448	\$413,181
Placer	\$127,852	\$0	\$345	\$39,022	\$167,219
Plumas	\$42,617	\$0	\$0	\$4,515	\$47,132
Riverside	\$170,470	\$160	\$3,329	\$459,080	\$633,039
Sacramento*	\$169,125	\$240	\$2,410	\$357,489	\$529,264
San Benito	\$85,235	\$0	\$115	\$8,364	\$93,714
San Bernardino	\$170,470	\$240	\$3,788	\$417,590	\$592,088
San Diego*	\$169,125	\$240	\$1,837	\$381,816	\$553,018
San Francisco*	\$169,125	\$0	\$11,478	\$144,106	\$324,709
San Joaquin	\$170,470	\$0	\$115	\$174,954	\$345,539
San Luis Obispo	\$127,852	\$0	\$459	\$37,882	\$166,193
San Mateo	\$127,852	\$0	\$345	\$37,976	\$166,173
Santa Barbara	\$127,852	\$0	\$115	\$69,155	\$197,122
Santa Clara*	\$169,125	\$0	\$574	\$173,211	\$342,910
Santa Cruz	\$127,852	\$0	\$688	\$29,515	\$158,055
Shasta	\$127,852	\$0	\$229	\$64,307	\$192,388
Sierra	\$42,617	\$0	\$0	\$619	\$43,236
Siskiyou	\$85,235	\$0	\$688	\$12,072	\$97,995
Solano	\$127,852	\$0	\$345	\$59,506	\$187,703
Sonoma*	\$126,844	\$0	\$459	\$61,279	\$188,582
Stanislaus	\$170,470	\$0	\$0	\$95,486	\$265,956
Sutter	\$85,235	\$0	\$0	\$14,782	\$100,017
Tehama	\$85,235	\$0	\$115	\$23,812	\$109,162
Trinity	\$42,678	\$0	\$345	\$7,082	\$50,105
Tulare	\$170,470	\$0	\$345	\$112,548	\$283,363
Tuolumne	\$85,235	\$0	\$0	\$12,120	\$97,355
Ventura	\$170,470	\$80	\$688	\$89,497	\$260,735
Yolo	\$127,852	\$0	\$115	\$23,099	\$151,066
Yuba	\$85,235	\$0	\$2,870	\$18,061	\$106,166
Total	\$6,595,000	\$2,000	\$73,000	\$6,880,000	\$13,550,000

*The allocations for the counties participating in the Title IV-E California Well Being Project will also be reflected in the forthcoming waiver County Fiscal Letter.

Methodology and Claiming Instructions

Child Welfare Services (CWS) Case Record Reviews (Federal Requirement)

A total of \$6.6 million General Fund (GF) was allocated per [County Fiscal Letter \(CFL\) NO. 15/16-32](#) for the CWS Case Record Reviews, which are federally required. For implementation details please refer to [All County Letter \(ACL\) No. 15-77](#).

Counties should claim costs to Program Code (PC) 922 – CWS CASE REVIEW. The State Use Only (SUO) code 923 (SUO-NON-FEDERAL CWS CASE REVIEW) will be used to capture non-federally eligible costs after the Title IV-E nonfederal discount rate is applied. Expenditures exceeding the GF allocation will be shifted to county only funding via SUO 924 (SUO CWS-POST 2011 REALIGNMENT OVERMATCH). For claiming instructions, please refer to [CFL NO. 14/15-37](#).

After 18 Supervised Independent Living Placement (SILP) Infant Payment (State Requirement)

The After 18 SILP Infant Payment provides funding for non-minor dependent parents living in a supervised independent living placement who have developed a parenting support plan between themselves, an identified responsible adult and the County Welfare Department. Refer to [ACL No. 15-67](#) for additional information identifying additional support and activity as described in [WIC 16501.26 as amended by AB 2668](#).

A total of \$73,000 GF is allocated based on average monthly caseloads for FY 2014-15, as reported on the Cash Assistance 800 claim for Kin-GAP, Fed-GAP and Adoptions Assistance Program. Funds were distributed using a percent-to-statewide total based on the caseload.

The youth eligible under this program create additional After 18 Program administrative costs. Expenditures associated with After 18 Terminated Guardianship and Adoption should be claimed to PC 842 (EFC CASE MANAGEMENT). These activities are funded at (50/50/00/00) (Federal/State/Health/County).

The California Department of Social Services (CDSS) will utilize the SUO code 937 to reduce the state portion of expenditures claimed to PC 842 by 2.58 percent to account for After 18 Terminated Guardianship and Adoption activities. The SUO code 938 will shift these costs to Ledger 163 (Post 2011 Realignment CWS) to access the GF allocation. Expenditures exceeding the GF allocation will be shifted to county only funding via SUO 924 (SUO CWS-POST 2011 REALIGNMENT OVERMATCH).

Probation:

The County Probation Departments (CPDs) will utilize the Program Identifier Number (PIN) 851059 (EFC Probation Case Management) to claim expenses for administrative activities related to After 18 Terminated Guardianship and Adoptions. Expenditures claimed to PIN 851059 are funded at 50/00/00/50 (Federal/State/Health/County).

After 18 Supervised Independent Living Placement (SILP) Infant Payment (State Requirement)

The After 18 SILP Infant Payment provides funding for non-minor dependent parents living in a supervised independent living placement who have developed a parenting support plan between themselves, an identified responsible adult and the County Welfare Department. Refer to [ACL No. 15-67](#) for additional information identifying additional support and activity as described in [WIC 16501.26 as amended by AB 2668](#).

A total of \$2,000 GF is allocated based on the caseloads of non-minor dependents in a SILP who have a child as reported from the CWS and Case Management System (CWS/CMS) database. Funds were distributed using a percent-to-statewide total based on the caseload.

Administrative expenditures associated with the Parent Support Plan payment should be claimed to PC 842 (EFC CASE MANAGEMENT).

The CDSS will utilize the SUO Code 937 to reduce the state portion of expenses claimed to PC 842 by 0.13 percent, to account for After 18 SILP Infant Payment expenditures. The SUO code 938 will shift these costs to Ledger 163 (Post 2011 Realignment CWS) to access the GF allocation. These activities will be funded at (50/50/00/00) (Federal/State/Health/County). Expenditures exceeding the GF allocation will be shifted to "County Only" using SUO Code 924.

Probation:

The CPDs will utilize the PIN 851059 (EFC Probation Case Management) to claim expenses for administrative activities related to After 18 SILP Infant Payment. Expenditures claimed to PIN 851059 are funded at 50/00/00/50 (Federal/State/Health/County).

Sibling Visitations (State Requirement)

[Senate Bill \(SB\) 1099 \(Chapter 773, Statutes of 2014\)](#), requires county child welfare and probation social workers to provide additional detailed information in court reports

regarding sibling visitation of children in FC. Social workers will also be required to assess sibling relationships between dependent and non-dependent siblings. Dependent siblings can now petition the court to assert a relationship and request visitation with a non-dependent sibling residing with a common legal or biological parent. For additional information, refer to [ACL No. 15-100](#).

A total of \$6.8 million GF is allocated based on caseload data from CWS/CMS for Only Dependent Siblings, Dependent and Non-Dependent Siblings and Only Non- Dependent Siblings. A minimum floor of three cases is assigned. The caseload is then multiplied by the estimated additional social worker time and by the hourly social worker cost. The allocation was prorated based on the approved amounts in the Budget Act of 2015.

The expenditures associated with the additional one hour of social worker time for sibling visitations should be claimed to PC 148 (CWS CASE MANAGEMENT).

The CDSS will utilize the SUO Code 937 to reduce the state portion of expenses claimed to PC 148 by 17.66 percent to account for Sibling Visitation expenditures. The SUO code 938 will shift these costs to Ledger 163 (CWS Post 2011 Realignment) to access the GF allocation. Case Management expenditures for activities related to sibling visitations will be funded at 50/50/00/00 (Federal/State/Health/County). Expenditures exceeding the GF allocation will be shifted to "County Only" using SUO Code 924.

Probation:

The CPDs will utilize the appropriate case management PIN, as indicated in [CFL No. 14/15-29](#), to claim expenses for administrative activities related to sibling visitations. Expenditures claimed to the CPD case management PINs are funded at 50/00/00/50 (Federal/State/Health/County).