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NEW YORK STATE  
OFFICE OF CHILDREN & FAMILY SERVICES  
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Commissioner

### Informational Letter

<b>Transmittal:</b>	04-OCFS-LCM-06
<b>To:</b>	Local District Commissioners
<b>Issuing Division/Office:</b>	Division of Development and Prevention Services
<b>Date:</b>	June 29, 2004
<b>Subject:</b>	Title IV-B Plan Assurances Update on Chafee Foster Care Independence Program - Tribal Consultation Requirement
<b>Suggested Distribution:</b>	Directors of Services Planning Coordinators Advisory Council Members Child Welfare supervisors
<b>Contact Person(s):</b>	Any questions concerning this release should be directed to the appropriate Regional Office, Division of Development and Prevention Services. BRO- Linda Brown (716) 847-3145 <a href="mailto:Linda.Brown@dfa.state.ny.us">Linda.Brown@dfa.state.ny.us</a> RRO- Linda Kurtz (585) 238-8201 <a href="mailto:Linda.Kurtz@dfa.state.ny.us">Linda.Kurtz@dfa.state.ny.us</a> SRO- Jack Klump (315) 423-1200 <a href="mailto:Jack.Klump@dfa.state.ny.us">Jack.Klump@dfa.state.ny.us</a> ARO-Bill McLaughlin (518) 486-7078 <a href="mailto:William.McLaughlin@dfa.state.ny.us">William.McLaughlin@dfa.state.ny.us</a> NYCRO- Fred Levitan (212) 383-1788 <a href="mailto:Fred.Levitan@dfa.state.ny.us">Fred.Levitan@dfa.state.ny.us</a> YRO- Pat Sheehy (914) 377-2080 <a href="mailto:Patricia.Sheehy@dfa.state.ny.us">Patricia.Sheehy@dfa.state.ny.us</a>
<b>Attachments:</b>	New York State Tribe/Nation Contacts For Indian Child Welfare Cases in the Seven Federally Recognized Tribes
<b>Attachment Available On – Line:</b>	yes

### Filing References

Previous ADMs/INFs	Releases Cancelled	Dept. Regs.	Soc. Serv. Law & Other Legal Ref.	Manual Ref.	Misc. Ref.
02-OCFS-LCM-05			42USC 677(b)(3)G		

## **I. Purpose**

The purpose of this release is to notify local social services districts of an update to previous policy releases required by the federal Title IV-B Children and Family Services Plan (CFSP). A new assurance is required in the CFSP impacts the Chafee Foster Care Independence Program (CFCIP). States accessing CFCIP funding are required to certify: “each Indian tribe in the State has been consulted about the programs to be carried out under the plan; there have been efforts to coordinate the programs with such tribes; and benefits and services under the programs will be made available to Indian youth in the State on the same basis as to other youth in the State [42USC 677(b)(3)(G)].”

## **II. Background**

In release 02-OCFS-LCM-05, issued February 28, 2002, social services districts were advised that OCFS had made certain assurances to the federal Department of Health and Human Services (DHHS) through the filing of the Title IV-B CFSP regarding its planned performance and compliance with regard to CFCIP requirements. Social services districts were advised that they must comply with the assurances as a condition of receiving their Independent Living (IL) allocation reimbursement and that this included cooperating with OCFS in any reporting requirements under CFCIP.

## **III. Program Implications**

Federal law requires that the state must certify that “each Indian tribe in the State has been consulted about the programs to be carried out under the plan; there have been efforts to coordinate the programs with such tribes; and benefits and services under the programs will be made available to Indian youth in the State on the same basis as to other youth in the State [42 USC 677(b)(3)(G)].”

Social services districts are advised that OCFS has made this assurance to the DHHS through the filing of the Title IV-B CFSP regarding its planned performance and compliance with regard to the CFCIP requirements. Social services districts must consult with any of the seven federally recognized Indian tribes within the district about any CFCIP carried out under the state’s Title IV-B CFSP and must coordinate the programs with the tribes and make the benefits and services under any such program available to Indian youth on the same basis as to other youth in the state. Social services districts must comply with the new assurance as a condition of receiving their IL allocation reimbursement as required by the CFSP. This includes cooperating with OCFS in any reporting requirements under CFCIP, and the establishment and enforcement of anti-fraud provisions and regulations to protect CFCIP and the IL program.

To assist the affected social services districts, the New York State Tribe/Nation Contacts for Indian Child Welfare Cases for each of the seven federally recognized tribes is attached to this release.

*Larry G. Brown s/s*

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**Issued By:**

Name: Larry G. Brown

Title: Deputy Commissioner

Division/Office: Division of Development and Prevention Services

**NEW YORK STATE TRIBE/NATION CONTACTS**  
**FOR INDIAN CHILD WELFARE CASES**

**St Regis Mohawk Tribe:**

Rhonda Mitchell, ICWA Coordinator  
 St. Regis Mohawk Tribe  
 412 State Route 37  
 Akwesasne, NY 13655  
 (518) 358-4516

**Alternate:** James Bay, Director  
 St. Regis Mohawk Tribe,  
 Human Services  
 412 State Route 37  
 Akwesasne, NY 13655  
 (518) 358-4516

**Cayuga Nation**

Sharon LeRoy, Executive Administrator  
 Assistant  
 Cayuga Nation  
 P.O. Box 11  
 Versailles, NY 14168  
 (716) 532-4847

**Alternate:** Anita Thompson, Administrator  
  
 Cayuga Nation  
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 (716) 532-4847

**Seneca Nation of Indians:**

Sheila L. Kettle, Clerk  
 Seneca Nation of Indians  
 P.O. Box 231  
 Salamanca, NY 14779  
 (716) 945-1790

**Alternate:** Geraldine Huff, Deputy Clerk  
 Seneca Nation of Indians  
 1490 Route 438  
 Irving, NY 14781  
 (716) 532-4900

**Tuscarora Nation:**

Chief Leo Henry, Clerk  
 2006 Mount Hope Road  
 Lewiston, NY 14092  
 (716) 297-0598

**Onondaga Nation:**

Chief Edwin Cook  
 Onondaga Nations Council of Chiefs  
 Onondaga Nation  
 P.O. Box 85  
 Nedrow, NY 13120  
 (315) 469-1875  
 Cellular: (315) 952-2875

**Alternate:** Chief Vince Johnson  
 Onondaga Nations Council of Chiefs  
 Onondaga Nation  
 1 Buffalo Road  
 Lafayette, NY 13084  
 (315) 677-9074  
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**Tonawanda Band of Senecas:**

Darwin Hill, Tribal Clerk  
Tonawanda Band of Senecas  
7027 Meadville Road  
Basom, NY 14013  
(716) 542-4244

**Oneida Indian Nation:**

Kim Jacobs, Chief Operating Officer  
Oneida Nation Member Benefits  
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(315) 829-8337

**Alternate:**

Jerry Raymond  
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