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NEW YORK STATE
OFFICE OF CHILDREN & FAMILY SERVICES
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John A. Johnson
Commissioner

Local Commissioners Memorandum

Transmittal:	04-OCFS-LCM-12 Revised
To:	Local District Commissioners
Issuing Division/Office:	Administration/Budget Management
Date:	September 30, 2004
Subject:	SFY 2004-2005 Child Welfare Services and Other Related Allocations
Contact Person(s):	Deborah J. Hanor, Director Agency Budget Services
Attachments:	(A)(B) SFY 2004-2005 TANF Transfer to Title XX Allocations (C) SFY 2004-2005 TANF-EAF Set-Aside for Child Welfare Allocations (D) SFY 2004-2005 Allocations for TANF-EAF JD/PINS (E)(F) FFY 2003-2004 Social Services Block Grant (Title XX) Allocations
Attachments Available On – Line:	Yes

I. Purpose

The purpose of this memorandum is to provide social services districts with their allocations for State Fiscal Year (SFY) 2004-2005 (April 1, 2004 through March 31, 2005) of the following funds:

Temporary Assistance to Needy Families (TANF) Transfer to Title XX (Title XX Below 200 Percent)	\$119,000,000
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TANF-Emergency Assistance to Families (EAF) Set-Aside for Child Welfare	\$140,000,000
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TANF-EAF for Juvenile Delinquents and Persons In Need of Supervision (JD/PINS)	\$ 105,000,000
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TANF-EAF for New York City Tuition	\$ 41,000,000
Social Services Block Grant (Title XX)	\$106,692,093

Local social services districts' allocations of the SFY 2004-2005 Foster Care Block Grant will be the subject of a separate Local Commissioners Memorandum.

II. Background

Chapter 53 of the Laws of 2004 authorizes the transfer of Temporary Assistance to Needy Families (TANF) funds to Title XX, or the set-aside of these funds for application to various child welfare expenditures. These allocations are based on formulas contained in Chapter 53 of the Laws of 2004 as described below.

Chapter 53 of the Laws of 2004 directs the use of the Social Services Block Grant (Title XX) funds. Sixty-six million dollars are set aside for the reimbursement of local district expenditures for Adult Protective and Domestic Violence Services, and the remainder may be used to reimburse other eligible Title XX service expenditures.

III. TANF Transfer to Title XX (Attachments A and B) (Title XX Below 200 Percent)

The TANF funds transferred to Title XX (Title XX Below 200 Percent) must be expended for services to children and their families with incomes less than 200 percent of the Federal poverty level for the family size. All Title XX rules apply to these funds, including the prohibition for use for foster care maintenance payments. Chapter 53 of the Laws of 2004 directs a total of \$119,000,000 of TANF funds be transferred to Title XX and allocated to local social services districts. Claims submitted for expenditures from October 1, 2003 through September 30, 2004 will be accepted through March 31, 2005.

Attachment A: Of the \$119,000,000, \$86,410,788 is set aside to provide 100 percent reimbursement to local social services districts for otherwise eligible Preventive Services, Child Protective Services, Aftercare Services and Adoption Services expenditures incurred on or after October 1, 2003, that are reimbursable on or after April 1, 2004. Eligible expenditures are limited to those for services to children and their families whose income is less than 200 percent of the Federal poverty level applicable to the family size involved (as defined by the Federal Office of Management and Budget and revised annually). Disbursements of these funds will reduce the amount appropriated for State reimbursement for Child Welfare Services by 65 percent of the amount disbursed.

Allocations of these funds are based on each district's claims submitted for such Preventive Services, Child Protective Services, Aftercare Services and Adoption Services costs under the Social Services Block Grant (Title XX) adjusted by the applicable cost allocation methodology and net of any retroactive payments for the twelve-month period ending June 30, 2003. If the total amount of a local social services district's claims for eligible services is less than the amount allocated to the district for such claims, the Office of Children and

Family Services may reallocate the unused funds to other local social services districts with eligible claims that exceed their allocation. If there are still insufficient claims resulting in unused funds, the remainder will be returned to the Office of Temporary and Disability Assistance.

Attachment B: Of the \$119,000,000, \$32,589,212 is set aside to provide 100 percent reimbursement to local social services districts for otherwise eligible Title XX Services expenditures. Reimbursement is limited to expenditures for services to children or their families whose income is less than 200 percent of the Federal poverty level applicable to the family size involved (as defined by the Federal Office of Management and Budget and revised annually). Allocations of these funds are based on each district's claims submitted for Title XX services (not including Preventive, Child Protective, Aftercare or Adoption Services) adjusted by the applicable cost allocation methodology and net of any retroactive payments for the twelve-month period ending June 30, 2003. Claims submitted for expenditures from October 1, 2003 through September 30, 2004 will be accepted through March 31, 2005.

If a local social services district does not fully expend its allocation, the funds may be reallocated to other districts with eligible claims that exceed their allocations. If there are still insufficient claims resulting in unused funds, the remainder will be returned to the Office of Temporary and Disability Assistance.

IV. TANF-EAF Set-Aside for Child Welfare (Attachment C)

Chapter 53 of the Laws of 2004 authorizes \$140,000,000 in TANF funds to be set aside for 100 percent reimbursement of Child Welfare expenditures, exclusive of foster care maintenance, tuition and administration and of juvenile justice expenditures up to the district's allocation. The services provided with these funds are subject to TANF-EAF eligibility and need requirements. Each district's eligible child protective predetermination administrative costs shall be reimbursed from the district's allocation of these funds before reimbursement shall be available for other eligible costs. This will be accomplished through the settlement process. Eligible child protective predetermination costs do not require an eligibility determination in order to qualify for TANF-EAF funding.

Under Federal requirements, using these TANF funds for on-going cash assistance, such as Preventive Housing Services rent subsidies to families with an adult or minor-head of household although provided under Preventive Services eligibility standards, would result in the family being considered to be receiving TANF assistance. Consequently, each month that such family receives on-going cash assistance from these funds would count towards the family's 60-month lifetime limit for TANF assistance. It would also result in the family having to be included in the district's work participation rate calculations. It is, therefore, recommended that districts use these funds for on-going cash assistance, such as Preventive Housing Services rent subsidies, only for families with an adult or minor-head of household who is already receiving TANF benefits. Preventive Housing can also be funded under Title XX Below 200 Percent for eligible cases without impact to the family's 60-month lifetime limit for TANF assistance or the district's work participation rate calculations.

The \$140,000,000 allocation for EAF Child Preventive and EAF Child Protective Services is based on local social services expenditures net of any retroactive payments for the twelve-month period ending June 30, 2003.

If a local social services district does not fully expend its allocation, the funds may be reallocated to other districts with eligible claims that exceed their allocations.

V. TANF Reimbursement for EAF Foster Care

Effective October 1, 2003, TANF funds are available above the \$140,000,000 set aside allocation for eligible foster care EAF expenditures. Eligible foster care EAF expenditures made on or after October 1, 2003, will be 100 percent reimbursed with TANF funds for those who are eligible for EAF, as such reimbursement was in effect on September 30, 1995. Federal financial participation in the cost of eligible temporary assistance expenses will be reduced dollar for dollar to the extent funds are provided for foster care EAF.

These funds are not available for JD/PINS expenditures or for EAF tuition costs of social services districts with a population in excess of two million. Separate allocations of Federal funds for application to these expenditures can be found below.

VI. TANF-EAF JD/PINS (Attachment D)

Chapter 53 of the Laws of 2004 authorizes \$105 million in TANF funds to be set aside for 100 percent reimbursement of district expenditures for care, maintenance, supervision and tuition for Juvenile Delinquents (JD) and Persons-In-Need-of-Supervision (PINS) who are placed in residential programs operated by authorized agencies and who are eligible for Emergency Assistance to Families (EAF), as such reimbursement was in effect on September 30, 1995. Claims submitted for expenditures from October 1, 2003 through September 30, 2004 will be accepted through February 2, 2005.

Attachment D: Allocations of these funds are based on each district's claims submitted for such EAF JD/PINS costs under the EAF program adjusted by the applicable cost allocation methodology and net of any retroactive payments for the twelve-month period ending September 30, 2003. Disbursements of these funds shall reduce the district's allocation of the amount appropriated for the SFY 2004-2005 Foster Care Block Grant by 50 percent of the amount disbursed (\$52,500,000) or from other funds payable to the district if there are insufficient Foster Care Block Grant funds available.

If a local social services district does not fully expend its allocation, the funds may be reallocated to other districts with eligible claims that exceed their allocations.

VII. TANF-EAF Tuition (New York City)

Chapter 53 of the Laws of 2004 authorizes \$41,000,000 in TANF funds to be set aside for 100 percent reimbursement of EAF-eligible tuition expenditures disbursed by New York City

on or after October 1, 2003. The Foster Care Block Grant allocation for New York City in State Fiscal Year (SFY) 2004-2005 will be reduced by \$20.5 million.

VIII. Social Services Block Grant (Title XX) (Attachments E and F)

The national appropriation for Title XX for FFY 2003-2004 is \$1.7 billion. New York State's share is \$112,307,466.

Five percent of the total New York State allotment has been withheld for training purposes, leaving \$106,692,093 for local district allocations. Chapter 53 of the Laws of 2004 directs \$66,000,000 to the reimbursement of local district expenditures for Adult Protective and Domestic Violence Services, with the remainder available to reimburse other eligible Title XX service expenditures. Claims submitted for expenditures from October 1, 2003 through September 30, 2004 will be accepted through March 31, 2005.

Attachment E: Of the \$106,692,093, \$66,000,000 is set aside to provide 100 percent reimbursement to local social services districts for eligible Title XX Services expenditures for Adult Protective and Domestic Violence Services, incurred on or after October 1, 2003, that are otherwise reimbursable on or after April 1, 2004. Allocations of these funds are based on each district's claims submitted for those services adjusted by the applicable cost allocation methodology and net of any retroactive payments for the twelve-month period ending June 30, 2003.

If a local social services district does not fully expend its allocation, the funds may be reallocated to other districts with eligible claims that exceed their allocations.

It should be noted that Adult Protective and Domestic Violence Services to children and their families with incomes less than 200 percent of the Federal Poverty Income level for the family size might also be funded from the \$32,589,212 Title XX Below 200 Percent allocation.

Attachment F: The remaining funds, \$40,692,093, may be used to reimburse other eligible Title XX service expenditures incurred on or after October 1, 2003, that are otherwise reimbursable on or after April 1, 2004. Allocations of these funds are based on each district's claims submitted for eligible Title XX services, exclusive of Preventive Services, Child Protective Services, Aftercare Services, Adoption Services, Adult Protective Services and Domestic Violence Services, adjusted by the applicable cost allocation methodology and net of any retroactive payments for the twelve-month period ending June 30, 2003.

If a local social services district does not fully expend its allocation, the funds may be reallocated to other districts with eligible claims that exceed their allocations.

IX. Claiming

Expenditures for allocations included in this publication are claimed as follows.

Title XX Below 200 Percent	Schedule D2	LDSS-2347-B
	Schedule G	LDSS-1372
	Schedule H	LDSS-4283
	(Dual Eligibility)	
TANF Set Aside for Child Welfare	Schedule D2	LDSS-2347-B
	Schedule H	LDSS-4283
TANF-EAF for JD/PINS	Schedule H	LDSS-4283
TANF-EAF for NYC Tuition	Schedule H	LDSS-4283
Title XX	Schedule D2	LDSS-2347-B
	Schedule G	LDSS-1372

Instructions for claiming non-administrative expenditures can be found in the Fiscal Reference Manual, Volume 2, Chapter 3. Instructions for claiming administrative expenditures can be found in the Fiscal Reference Manual, Volume 4, Chapter 9 (New York City) and Volume 3, Chapter 9 (Rest of State).

X. Information/Questions Contact

Questions pertaining to the allocations may be directed to:

Deborah J. Hanor, Director, Bureau of Budget Management, 518-474-1361

Questions pertaining to claiming may be directed to the Office of Temporary and Disability Assistance, Bureau of Financial Services:

Marian Borenstein, Region VI - New York City, 212-961-8250,
Marian.Borenstein@dfa.state.ny.us

Michael Borenstein, Region V, 631-854-9704, Michael.Borenstein@dfa.state.ny.us

Virginia Scala, Regions I-IV - Upstate Office, 518-474-7549, extension 4-7549, or 518-474-7549, Virginia.Scala@dfa.state.ny.us

Susan A. Costello s/s

Issued By:

Name: Susan A. Costello

Title: Deputy Commissioner

Division/Office: Administration

ATTACHMENT A

TANF Transfer to Title XX
Title XX Below 200 Percent
Preventive, Child Protective, Aftercare and Adoption Services
SFY 2004-2005

District	Allocation	District	Allocation
Albany	1,821,921	Ontario	281,381
Allegany	175,243	Orange	1,641,902
Broome	739,351	Orleans	88,221
Cattaraugus	227,727	Oswego	712,380
Cayuga	182,295	Otsego	279,343
Chautauqua	291,149	Putnam	204,700
Chemung	305,647	Rensselaer	478,827
Chenango	156,213	Rockland	791,164
Clinton	249,895	St. Lawrence	426,576
Columbia	258,438	Saratoga	333,674
Cortland	177,469	Schenectady	781,513
Delaware	444,870	Schoharie	110,715
Dutchess	620,871	Schuyler	94,596
Erie	3,068,647	Seneca	260,977
Essex	146,171	Steuben	484,606
Franklin	112,355	Suffolk	2,383,568
Fulton	94,395	Sullivan	289,584
Genesee	185,653	Tioga	126,974
Greene	121,478	Tompkins	380,365
Hamilton	4,209	Ulster	754,503
Herkimer	144,126	Warren	121,067
Jefferson	301,094	Washington	171,593
Lewis	49,320	Wayne	199,501
Livingston	151,155	Westchester	3,763,601
Madison	232,993	Wyoming	54,644
Monroe	1,998,681	Yates	61,785
Montgomery	118,164		
Nassau	2,354,287	Upstate Totals	34,103,165
Niagara	501,023		
Oneida	1,648,156	New York City	52,307,623
Onondaga	1,942,409		
		Statewide Totals	86,410,788

ATTACHMENT B

**TANF Transfer to Title XX
Title XX Below 200 Percent
Other Title XX Services
SFY 2004-2005**

District	Allocation	District	Allocation
Albany	295,281	Ontario	55,426
Allegany	35,567	Orange	164,942
Broome	113,638	Orleans	18,028
Cattaraugus	41,333	Oswego	90,502
Cayuga	28,740	Otsego	43,277
Chautauqua	87,453	Putnam	37,089
Chemung	76,287	Rensselaer	98,091
Chenango	25,112	Rockland	198,871
Clinton	53,633	St. Lawrence	48,820
Columbia	83,450	Saratoga	53,693
Cortland	34,197	Schenectady	703,634
Delaware	37,671	Schoharie	63,389
Dutchess	220,445	Schuyler	13,738
Erie	603,782	Seneca	25,099
Essex	22,711	Steuben	115,869
Franklin	28,053	Suffolk	1,059,009
Fulton	25,861	Sullivan	79,199
Genesee	42,069	Tioga	24,586
Greene	36,068	Tompkins	60,563
Hamilton	4,024	Ulster	135,229
Herkimer	37,053	Warren	28,297
Jefferson	87,967	Washington	32,043
Lewis	14,514	Wayne	43,172
Livingston	58,177	Westchester	892,381
Madison	26,957	Wyoming	21,236
Monroe	756,670	Yates	17,331
Montgomery	25,206		
Nassau	2,014,146	Upstate Totals	9,539,761
Niagara	90,037		
Oneida	81,991	New York City	23,049,451
Onondaga	328,154		
		Statewide Totals	32,589,212

ATTACHMENT C

TANF-EAF Set-Aside for Child Welfare
SFY 2004-2005

District	Allocation	District	Allocation
Albany	1,580,498	Ontario	535,090
Allegany	261,115	Orange	2,259,838
Broome	1,421,362	Orleans	226,784
Cattaraugus	432,662	Oswego	852,438
Cayuga	352,787	Otsego	449,479
Chautauqua	908,930	Putnam	296,230
Chemung	721,187	Rensselaer	763,855
Chenango	245,833	Rockland	2,029,358
Clinton	575,559	St. Lawrence	599,966
Columbia	456,127	Saratoga	605,744
Cortland	358,471	Schenectady	1,749,810
Delaware	424,547	Schoharie	222,998
Dutchess	1,496,065	Schuyler	140,197
Erie	5,243,406	Seneca	250,347
Essex	240,913	Steuben	632,831
Franklin	313,810	Suffolk	5,840,752
Fulton	294,478	Sullivan	594,335
Genesee	424,410	Tioga	258,235
Greene	316,660	Tompkins	551,116
Hamilton	15,034	Ulster	1,461,892
Herkimer	303,807	Warren	311,028
Jefferson	666,095	Washington	328,420
Lewis	153,211	Wayne	445,319
Livingston	455,217	Westchester	5,638,553
Madison	383,423	Wyoming	175,465
Monroe	5,316,109	Yates	126,707
Montgomery	243,588		
Nassau	4,038,786	Upstate Totals	61,783,730
Niagara	1,107,391		
Oneida	1,661,141	New York City	78,216,270
Onondaga	4,024,321		
		Statewide Totals	140,000,000

ATTACHMENT D**TANF-EAF JD/PINS
SFY 2004-2005**

District	Allocation	District	Allocation
Albany	5,299,850	Ontario	284,573
Allegany	410,408	Orange	2,721,768
Broome	2,741,911	Orleans	24,163
Cattaraugus	1,719,648	Oswego	3,206,087
Cayuga	1,219,409	Otsego	396,140
Chautauqua	127,656	Putnam	183,011
Chemung	2,000,313	Rensselaer	2,445,251
Chenango	405,906	Rockland	1,855,059
Clinton	69,226	St. Lawrence	282,525
Columbia	1,750,897	Saratoga	3,146,644
Cortland	335,225	Schenectady	1,815,644
Delaware	-	Schoharie	709,424
Dutchess	4,530,889	Schuyler	343,156
Erie	8,378,245	Seneca	557,901
Essex	198,694	Steuben	995,193
Franklin	443,397	Suffolk	9,042,902
Fulton	1,335,738	Sullivan	665,722
Genesee	176,067	Tioga	476,699
Greene	1,137,795	Tompkins	699,154
Hamilton	-	Ulster	1,754,979
Herkimer	571,289	Warren	1,153,552
Jefferson	976,362	Washington	233,265
Lewis	146,482	Wayne	843,898
Livingston	345,251	Westchester	6,281,023
Madison	311,069	Wyoming	251,198
Monroe	4,605,742	Yates	145,176
Montgomery	245,199		
Nassau	7,087,751	Upstate Totals	94,989,707
Niagara	2,148,766		
Oneida	3,985,737	New York City	10,010,293
Onondaga	1,770,678		
		Statewide Totals	105,000,000

ATTACHMENT E

Title XX
FFY 2003-2004
Adult Protective and Domestic Violence Services

District	Allocation	District	Allocation
Albany	1,255,557	Ontario	187,300
Allegany	84,597	Orange	824,092
Broome	493,442	Orleans	79,578
Cattaraugus	159,961	Oswego	278,387
Cayuga	179,816	Otsego	155,616
Chautauqua	322,861	Putnam	151,959
Chemung	293,971	Rensselaer	326,971
Chenango	114,183	Rockland	897,182
Clinton	187,152	St. Lawrence	230,274
Columbia	160,137	Saratoga	211,995
Cortland	147,400	Schenectady	621,116
Delaware	304,748	Schoharie	119,921
Dutchess	721,561	Schuyler	46,924
Erie	3,147,508	Seneca	84,300
Essex	136,021	Steuben	235,049
Franklin	176,157	Suffolk	3,180,477
Fulton	162,391	Sullivan	209,022
Genesee	176,661	Tioga	109,981
Greene	134,583	Tompkins	253,954
Hamilton	10,183	Ulster	442,747
Herkimer	126,877	Warren	164,457
Jefferson	245,475	Washington	164,921
Lewis	70,426	Wayne	156,975
Livingston	157,963	Westchester	3,292,688
Madison	223,677	Wyoming	56,572
Monroe	1,598,754	Yates	41,264
Montgomery	109,427		
Nassau	1,969,894	Upstate Totals	27,600,513
Niagara	576,667		
Oneida	338,668	New York City	38,399,487
Onondaga	1,290,073		
		Statewide Totals	66,000,000

ATTACHMENT F

Title XX
FFY 2003-2004
All Eligible Title XX Services

District	Allocation	District	Allocation
Albany	368,698	Ontario	69,207
Allegany	44,410	Orange	205,952
Broome	141,892	Orleans	22,510
Cattaraugus	51,610	Oswego	113,004
Cayuga	35,886	Otsego	54,038
Chautauqua	109,196	Putnam	46,311
Chemung	95,254	Rensselaer	122,480
Chenango	31,356	Rockland	248,318
Clinton	66,968	St. Lawrence	60,959
Columbia	104,198	Saratoga	67,044
Cortland	42,699	Schenectady	878,584
Delaware	47,038	Schoharie	79,149
Dutchess	275,256	Schuyler	17,154
Erie	753,904	Seneca	31,339
Essex	28,358	Steuben	144,678
Franklin	35,028	Suffolk	1,322,318
Fulton	32,291	Sullivan	98,891
Genesee	52,529	Tioga	30,699
Greene	45,036	Tompkins	75,621
Hamilton	5,025	Ulster	168,852
Herkimer	46,266	Warren	35,333
Jefferson	109,839	Washington	40,009
Lewis	18,122	Wayne	53,906
Livingston	72,641	Westchester	1,114,259
Madison	33,660	Wyoming	26,516
Monroe	944,807	Yates	21,640
Montgomery	31,473		
Nassau	2,514,937	Upstate Totals	11,911,693
Niagara	112,423		
Oneida	102,377	New York City	28,780,400
Onondaga	409,745		
		Statewide Totals	40,692,093