

ACF

Administration
for Children
and Families

**U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES
Administration for Children, Youth and Families**

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INFORMATION MEMORANDUM

TO: State Agencies Administering or Supervising the Administration of Title IV-B of the Social Security Act.

SUBJECT: Fiscal Year (FY) 1992 Allotments for Title IV-B and Procedures for Applying for:

1. Funds Representing the Difference Between What a State Has Been Awarded and Its Full Share of Funds Available Under Title IV-B in FY 1992;
2. Reallotted IV-B Funds; and
3. Funds to be Transferred from Title IV-E-Foster Care.

LEGAL AND RELATED REFERENCES: Sections 421, 422, 423, 427, 474(C) and 475 of the Social Security Act (the Act) and 45 CFR 1355.30, 1356.65, 1356.70, 1357.30 and 1357.40.

CONTENT: This transmittal establishes the procedure for States to follow in order to apply for:

1. Title IV-B funds available to a State from the remainder of its full share of FY 1992 funds;
2. Title IV-B FY 1992 funds that will become available for reallotment to other States; and
3. Transfer of funds not needed for foster care under title IV-E to title IV-B.

The procedures that a State must follow in order to receive title IV-B funds for FY 1992 are the same as those that were in effect in FY 1991. They are again detailed below, with updated information on the amounts of funds available.

ACTION REQUIRED: Date and place to send requests

To be eligible to receive any funds under title IV-B (funds allotted or reallotted under title IV-B or transferred to title IV-B) during FY 1992, States must send requests to the Administration on

Children, Youth and Families (ACYF) as detailed under items (1), (2) and (3) below. Requests will **NOT BE CONSIDERED** if they are not received by ACYF on or before August 24 or postmarked registered or certified mail no later than August 19. There will be no exceptions, since all State requests must be taken into account in determining the amount of awards.

The original request should be sent to:

Administration on Children, Youth and Families
Children's Bureau
P.O. BOX 1182
Washington, D.C. 20013
(Overnight Mail Address)

Administration on Children Youth and Families
Children's Bureau
330 C Street, S.W., Room 2070
Washington, D.C. 20201

A copy should be sent at the same time to the appropriate Administration for Children and Families' Regional Administrator([Attachment 1](#))

1. Funds available to a State from its share of FY 1992 funds Under the appropriation for FY 1992, Congress has approved a total of \$273,911,000 for title IV-B (Child Welfare Services). The allotments for each State at the levels of \$141,000,000 and \$273,911,000 are listed in [Attachment 2](#).

States are advised that, under section 428 of the Social Security Act (the Act) and 45 CFR 1357.40, direct grants are made to eligible Indian Tribal organizations (ITOs) that apply. Awards to ITOs are made from the allotment of the State(s) in which the ITO or a portion of it is located.

To receive its share of \$141,000,000, a State must meet the general requirements of the title IV-B Program, including jointly planning its child welfare services with the ACF Regional staff and submitting a properly completed Form CWS-101, including both the Annual Summary of Child Welfare Services and the Annual Budget Request.

To receive the remainder of its full share of the additional funds up to \$273,911,000, a state must, in addition to the requirements stated above:

- a. Certify that it is meeting the requirements of section 427 of the Act. (States that have certified previously that they are eligible need not recertify unless they have withdrawn their certification and have not recertified);
- b. Be meeting and continue to meet the requirements of section 427 of the Act;
- c. Submit to ACYF a revised Annual Budget Request incorporating the additional funds requested up to the State's share of \$273,911,000 or whatever portion of its share over \$141,000,000 a State can obligate during FY 1992;

- d. Jointly plan with ACF Regional staff the use of those funds applied for; and,
- e. Submit to ACYF an Annual Summary of Child Welfare Services incorporating the additional section 427 protections to be provided.

- Title IV-B FY 1992 funds that will become available for reallocation to other states

Some States may not use all of the title IV-B funds allotted to them for FY 1992, either because they do not meet the requirements of Section 427 of the Act or because they cannot obligate all of the funds during FY 1992.

To be eligible to apply for reallocated FY 1992 title IV-B funds, a State must meet all of the conditions listed under (1)(a) through (e), above.

Failure of a State to apply for its share of funds up to \$141,000,000 or \$273,911,000 by the required date will be considered equivalent to certification that the funds will not be required by the State during FY 1992, in accordance with 45 CFR 1357.30 (g)(2).

Those funds will then be available for reallocation to other States.

Transfer of funds not needed for foster care under title IV-E to title IV-B

Under 45 CFR 1356.70, a State may transfer to title IV-B funds not needed for foster care under title IV-E-Foster Care. For purposes of possible transfer, hypothetical title IV-E foster care allotments have been calculated on the same basis as if they were mandatory ([Attachment 3](#)). The Act mandates that a State's allotment limitation be the higher amount under paragraph (A) or (B) of section 474(b)(3). Therefore, Attachment 3 shows the amount of the hypothetical foster care allotment limitation and indicates the paragraph, ((A) or (B)), which resulted in the greater amount.

To apply for the transfer, a State must:

Have submitted or submit Forms IV-E-12 (Quarterly Report of Expenditures and Estimates) for the quarters ended December 31, 1991, March 31, 1992 and June 30, 1992, with Column (a) of Parts I and II (Current Quarter Expenditures) and Part IX completed.

Meet the requirements of 1(a), (b) and (d), above, regarding section 427 and joint planning, incorporating the additional services to be provided;

Submit a revised Annual Summary of Child Welfare Services incorporating the additional services to be provided; and

Submit a **SEPARATE** CWS 101 Annual Budget Request requesting the funds to be transferred (Attachment 5).

Transfers of funds are limited in two ways

Under 45 CFR 1356.70(a)(3), the total funds any State may transfer to title IV-B may not, when added to the funds received under title IV-B directly or by allotment ((1) and (2) above), exceed the amount the State would have been allotted under title IV-B if \$325,000,000 had been appropriated and allotted to States (Attachment 4); and

Funds are limited to the amount made available to the Department by the Congress under the appropriation for FY 1992.

SUMMARY: The State or ITO must have certified its eligibility for section 427 to be eligible to receive any of the three types of funds including: (1) those directly allotted under title IV-B, (2) those reallocated from funds not used by other States under title IV-B and (3) those transferred from title IV-E-Foster Care. One CWS-101 must be filed for the directly allotted and reallocated funds (See paragraphs (1) and (2).) A separate CWS-101 must be filed for transfer funds (See paragraph 3.) States which have not yet requested the full amount of their allotments and wish to do so are strongly encouraged to send their revised CWS-101 requesting the increased amounts under their allotments as soon as possible. States may request a share of reallocated funds on the same CWS- 101.

To reiterate: In order to apply for any of the funds discussed above, a State must send to ACYF, as detailed above, the necessary requests and reports. Requests will **NOT BE CONSIDERED** if they are not received by ACYF on or before August 24 or postmarked as United States postal service registered or certified mail no later than August 19.

There will be no exceptions, since all State requests must be taken into account in determining the amount of awards.

EFFECTIVE DATE: Effective upon issuance.

INQUIRIES: ACF Regional Administrators ([See Attachment 1](#))

Wade F. Horn, Ph.D.
Commissioner

Attachments:

- [Attachment 1:](#) List of ACF Regional Administrators
- [Attachment 2:](#) FY 1992 Title IV-B Table at \$273,911,000 and \$141,000,000
- [Attachment 3:](#) Hypothetical FY 1992 Foster Care Allotments
- [Attachment 4:](#) FY 1992 Title IV-B Table at \$325,000,000
- [Form CWS-101](#)

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DEPARTMENT OF HEALTH AND HUMAN SERVICES
Administration for Children and Families
Administration on Children, Youth and Families
Apportionment of Title IV-B
Child Welfare Services State Grant Funds
Fiscal Year 1992

Name of State	Allotment at \$273,911,000	Allotment at \$141,000,000
Alabama	5,432,457	2,792,630
Alaska	614,176	346,290
Arizona	4,418,218	2,227,680
Arkansas	3,273,052	1,696,256
California	27,288,691	13,889,487
Colorado	3,557,715	1,840,785
Connecticut	1,942,447	1,020,680
Delaware	716,549	398,266
District of Columbia	430,768	253,169
Florida	11,772,695	6,011,700
Georgia	7,737,445	3,962,920

Hawaii	1,179,636	633,385
Idaho	1,581,482	837,411
Illinois	11,337,683	5,790,835
Indiana	6,709,472	3,440,997
Iowa	3,364,482	1,742,677
Kansas	2,884,747	1,499,105
Kentucky	4,883,126	2,513,723
Louisiana	6,349,632	3,258,298
Maine	1,443,460	767,334
Maryland	3,923,531	2,026,517
Massachusetts	4,336,427	2,236,153
Michigan	10,195,823	5,211,089
Minnesota	4,753,077	2,447,695
Mississippi	4,176,677	2,115,044
Missouri	5,797,837	2,978,141
Montana	1,136,451	611,459
Nebraska	1,996,150	1,047,946
Nevada	1,169,766	628,374
New Hampshire	1,027,652	556,220
New Jersey	4,936,259	2,540,700
New Mexico	2,290,907	1,197,601
New York	14,490,325	7,391,496
North Carolina	7,770,718	3,979,813
North Dakota	942,089	512,778
Ohio	12,283,470	6,271,031
Oklahoma	4,143,695	2,138,299
Oregon	3,283,022	1,701,318
Pennsylvania	11,904,776	6,078,760
Rhode Island	1,025,339	555,045
South Carolina	4,746,821	2,444,519
South Dakota	1,074,712	561,328
Tennessee	5,933,213	3,046,874
Texas	21,845,472	11,125,856
Utah	3,195,689	1,656,977
Vermont	713,430	396,683

Virginia	5,890,811	3,025,346
Washington	5,169,345	2,659,043
West Virginia	2,454,108	1,280,461
Wisconsin	5,639,038	2,897,516
Wyoming	703,174	391,746
American Samoa	175,386	123,506
Guam	375,810	225,266
Northern Mariana	123,990	97,412
Puerto Rico	7,094,283	3,636,374
Virgin Islands	310,794	192,256
size="+1">Totals	size="+1">273,911,000	size="+1">141,000,000

Name of Indian Tribal Organization (by State)	Allotment at \$273,911,000	Allotment at \$141,000,000
size="+1">Alaska		
Assoc. of Village Council Presidents	37,366	21,115
Bristol Bay Native Assoc.	9,345	5,281
Fairbanks Native Assoc.	12,348	6,978
Ketchikan Indian Assoc.	5,733	3,240
Kodiak Area Native Assoc.	5,782	3,267
North Pacific Rim	2,465	1,393
Sitka Community Assoc.	4,525	2,557
Tanana Chiefs Conference	15,206	8,592
TOTAL:	92,770	52,423
size="+1">Arizona		
Gila River	19,035	9,841
Hopi	16,440	8,499
Navajo (also in NM & UT)	211,638	109,411
Pascua Yaqui	1,743	901
Tohono O'odham (Papago)	19,057	9,852
San Carlos Apache	16,354	8,455
White Mountain (Ft Apache)	19,972	10,489
TOTAL	304,239	157,448
size="+1">Colorado		
Southern Ute	2,422	1,249
Ute Mountain	2,797	1,442

TOTAL:	5,219	2,691
size="+1">Mississippi		
Choctaw Band	10,107	5,204
size="+1">Montana		
Rocky Boys Chippawa Cree	5,601	3,014
Confederated Tribes of Salish and Kootenai Flathead Tribe	10,852	5,840
Northern Cheyenne	11,389	6,129
TOTAL:	27,842	14,983
size="+1">New Mexico		
Acoma Pueblo	3,975	2,081
Pueblo of Isleta	6,161	3,226
Laguna Pueblo	10,454	5,474
Navajo	96,004	50,267
Ramah Navajo	3,402	1,781
San Felipe Pueblo	7,208	3,774
Zuni Pueblo	19,948	10,445
TOTAL:	147,152	77,048
size="+1">North Carolina		
Cherokee (E. Band)	12,882	6,603
North Dakota		
Devils Lake Sioux Tribe	8,765	4,776
Three Affiliated (Ft Berthold)	8,855	4,825
TOTAL:	17,620	9,601
size="+1">Oklahoma		
Cherokee Nation	121,876	62,820
Cheyenne and Arapaho	11,258	5,803
Choctaw Nation	37,910	19,540
Comanche Tribe	13,273	6,842
Creek	103,381	53,287
Kiowa	11,281	5,815
Sac and Fox Nation	2,322	1,197
Wichita	2,711	1,397
TOTAL:	304,012	156,701
size="+1">Oregon		
Warm Spring	9,394	4,878

size="+1">South Dakota		
Crow Creek Sioux	5,391	2,916
Rosebud Sioux	3,719	11,062
Sisseton-Wahpeton Sioux	9,665	5,227
Yankton Sioux	5,847	3,162
TOTAL:	41,356	22,367
size="+1">Utah		
Navajo Nation	18,173	9,434
Paiute Indian Tribe of Utah	1,265	657
Unitah and Ouray Ute	7,245	3,761
size="+1">Washington		
Colville Agency	8,732	4,503
TOTAL:	\$1,008,008	\$528,302

DEPARTMENT OF HEALTH AND HUMAN SERVICES
Administration for Children and Families
Administration on Children, Youth and Families
Title IV-E-Foster Care
Hypothetical Allotments
Fiscal Year 1992

Name of State	Amount of Applicable Allotment	Hypothetical Paragraph (Section 474 (b) (3))
Alabama	4,504,180	A
Alaska	494,837	A
Arizona	1,550,483	B
Arkansas	1,256,286	A
California	188,951,780	A
Colorado	4,519,225	A
Connecticut	5,411,902	A
Delaware	1,486,528	A
District of Columbia	1,572,428	A
Florida	4,602,324	B
Georgia	7,602,752	A
Hawaii	442,118	B
Idaho	948,647	A
Illinois	4,602,324	B
Indiana	4,758,262	A
Iowa	4,016,753	A
Kansas	8,647,860	A
Kentucky	6,498,155	A
Louisiana	9,080,005	A
Maine	5,850,009	A
Maryland	10,557,049	A
Massachusetts	9,119,696	A
Michigan	50,437,233	A
Minnesota	10,991,747	A
Mississippi	2,775,651	A
Missouri	6,099,014	A

Montana	1,908,609	A
Nebraska	2,366,232	A
Nevada	970,562	A
New Hampshire	1,732,643	A
New Jersey	2,827,712	B
New Mexico	703,090	B
New York	390,843,932	A
North Carolina	2,578,050	A
North Dakota	1,431,562	A
Ohio	9,014,539	A
Oklahoma	2,241,947	A
Oregon	16,308,634	A
Pennsylvania	57,459,713	A
Rhode Island	353,080	B
South Carolina	1,725,097	A
South Dakota	1,211,024	A
Tennessee	6,990,745	A
Texas	7,628,068	B
Utah	1,543,721	A
Vermont	2,187,023	A
Virginia	9,419,694	A
Washington	9,237,003	A
West Virginia	2,434,193	A
Wisconsin	20,467,963	A
Wyoming	240,076	A

DEPARTMENT OF HEALTH A-ND HUMAN SERVICES
Administration for Children and Families
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Apportionment of Title IV-B
Child Welfare Services State Grant Funds
Fiscal Year 1992

Name of State	Allotment at \$325,000,000
Alabama	6,447,167
Alaska	717,148
Arizona	5,241,008
Arkansas	3,879,149
California	32,439,141
Colorado	4,217,678
Connecticut	2,296,761
Delaware	838,892
District of Columbia	499,034
Florida	13,987,135
Georgia	9,188,316
Hawaii	1,389,607
Idaho	1,867,492
Illinois	13,469,808
Indiana	7,965,825
Iowa	3,987,880
Kansas	3,417,366
Kentucky	5,793,888
Louisiana	7,537,894
Maine	1,703,353
Maryland	4,652,714
Massachusetts	5,143,741
Michigan	12,111,880
Minnesota	5,639,232
Mississippi	4,953,762
Missouri	6,881,686
Montana	1,338,250
Nebraska	2,360,625

Nevada	1,377,869
New Hampshire	1,208,864
New Jersey	5,857,077
New Mexico	2,711,158
New York	17,219,008
North Carolina	9,227,885
North Dakota	1,107,110
Ohio	14,594,562
Oklahoma	4,914,539
Oregon	3,891,005
Pennsylvania	14,144,209
Rhode Island	1,206,112
South Carolina	5,631,792
South Dakota	1,220,828
Tennessee	7,042,679
Texas	25,965,932
Utah	3,787,147
Vermont	835,183
Virginia	6,992,254
Washington	6,134,267
West Virginia	2,905,240
Wisconsin	6,692,839
Wyoming	822,987
American Samoa	195,327
Guam	433,677
Northern Marianas	134,207
Puerto Rico	8,423,452
Virgin Islands	356,359
Total	\$325,000,000