



DEPARTMENT OF HEALTH & HUMAN SERVICES

ADMINISTRATION FOR CHILDREN AND FAMILIES  
**Administration on Children, Youth and Families**  
1250 Maryland Avenue, S.W.  
Washington, D.C. 20024

NOV 21 2013

Mr. Steve Corsi, Director  
Wyoming Department of Family Services  
2300 Capitol Avenue  
Third Floor Hathaway Bldg.  
Cheyenne, WY 82002-0490

Re: Notice of Revised September 5, 2013 Disallowance Decision on Appeal  
to the Departmental Appeals Board, Docket No. A-14-2

Dear Mr. Corsi:

We have reviewed the Notice of Appeal letter dated October 4, 2013, in which the State of Wyoming, Department of Family Services (DFS) disagreed with the September 5, 2013 decision of the Children's Bureau, (CB) Administration for Children and Families. As a result of that review and upon further consideration, we are revising our decision, which disallowed \$69,001 in Federal financial participation (FFP) in foster care maintenance payments and \$33,087 in related administrative costs for title IV-E funds improperly claimed for error and non-error cases identified as a result of a primary review of the Wyoming DFS title IV-E foster care program conducted April 15 - April 19, 2013.

This letter constitutes CB's formal notice of the revised disallowance decision. As discussed below, CB is revising its September 5, 2013 decision to disallow a total of \$84,084 in Federal financial participation.

We agree with the observation in your letter that the two error cases, Sample WY 57 and Sample WY 80, were inadvertently switched in the final report of review findings. The reason for the error in Sample WY 57 (incomplete employee safety check information for childcare institution) should have been assigned to Sample WY 80. In addition, upon further consideration, CB has decided to reverse the error finding for Sample WY 57, *i.e.*, the finding that the agency did not have unencumbered placement and care authority.

As a result of reversing and deleting the error finding for Sample WY 57, CB has revised the disallowance amounts and the number of cases cited in error from four to three error cases. The remaining three sample cases identified below have been assigned an error rating because review of the documentation revealed incomplete employee safety check information for two childcare institutions during the period under review. In addition, as noted in our original report, we identified one non-error case (Sample WY 10) with improper payments for a period outside the period under review (PUR).

Based on the revised findings outlined above, as previously noted, we are revising our September 5, 2013 disallowance decision. This letter constitutes CB's formal notice of the revised disallowance of \$61,498 in maintenance payments and \$22,574 in related administrative costs of FFP for the remaining three error cases and \$12 in maintenance payments claimed improperly for non-error case Sample WY 10. Accordingly, the total revised disallowance amount as a result of this review is \$84,084 FFP. These findings are further detailed in the charts below.

### Error Cases

<b>Sample Number</b>	<b>Improper Payment Reason &amp; Ineligibility Period</b>	<b>Improper Payments (FFP)</b>
8	Incomplete employee safety check information for childcare institution [45 CFR §§1356.30(f) and 1355.20] Ineligible : 7/26/12-2/28/13	\$8,698 Maint. \$3,269 Admin.
58	Incomplete employee safety check information for childcare institution [45 CFR §§1356.30(f) and 1355.20] Ineligible: 7/13/10- 10/28/12	\$30,791 Maint. \$11,191 Admin.
80	Incomplete employee safety check information for childcare institution [45 CFR §§1356.30(f) and 1355.20] Ineligible: 2/7/11 - 9/6/12	\$22,009 Maint. \$8,114 Admin.

Totals: \$61,498 Maintenance  
\$22,574 Administrative Costs

### Non-error Case with Ineligible Payments

<b>Sample Number</b>	<b>Improper Payment Reason &amp; Ineligibility Period</b>	<b>Improper Payments (FFP)</b>
10	Foster care maintenance payment made for a period before the month the contrary to welfare judicial determination was obtained. Payment was prior to the PUR. [45 CFR § 1355.20.1356.21(b)(2) and 1356.22] Ineligible: 11/30/10	\$12 Maint. \$0 Admin.

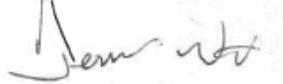
Total: \$12

We note that a decreasing prior period adjustment for the original disallowance amount of \$102,088 was made by the State on the CB-496 financial reporting form for the quarter ending September 30, 2013. Therefore, the State will need to make an increasing adjustment on the CB-496 in the amount of \$18,004 (\$7,491 in maintenance payments and \$10,513 in administrative costs) since the error finding was reversed for Sample WY 57.

You have exercised your right to appeal the September 5, 2013 disallowance decision and that appeal is currently pending before the Departmental Appeals Board as Docket No. A-14-2. That disallowance decision, which CB has revised as stated in this letter, remains under review by the Departmental Appeals Board.

You may contact Marilyn Kennerson at (303) 844-1163 if you have any questions about the contents of this letter. Questions concerning the disallowance should be directed to Jeff Newton, ACF Office of Grants Management at [jeff.newton@acf.hhs.gov](mailto:jeff.newton@acf.hhs.gov)

Sincerely,



JooYeun Ch  
Associate Commissioner  
Children's Bureau

cc: Marilyn Kennerson, Child Welfare Regional Program Manager, CB Region VIII  
Gail Collins, Director; CB, Division of Implementation Division  
Gloria Montgomery, Children and Families Program Specialist; CB Region VIII  
Jeff Newton, Grants Officer; Office of Grants Management, Region VIII