



**OFFICE OF CHILDREN AND FAMILY SERVICES  
SFY 2011-12 EXECUTIVE BUDGET**

	<u>Current Year</u> <u>SFY 2010-11</u>	<u>Executive</u> <u>SFY 2011-12</u>	<u>Change</u>	<u>Percent</u> <u>Change</u>
		(In Millions of Dollars)		
State Operations	\$534.4	\$529.2	(\$5.2)	(1.0%)
Local Assistance	3,301.4	3,139.0	(162.4)	(4.9)
Capital Projects	<u>37.7</u>	<u>37.7</u>	<u>0.0</u>	<u>(0.0)</u>
<b>TOTAL</b>	<b>\$3,873.5</b>	<b>\$3,705.9</b>	<b>(\$167.6)</b>	<b>(4.3%)</b>

The State Fiscal Year (SFY) 2011-12 Executive Budget reflects a net decrease of \$167.6 million, which is attributed to a number of programmatic and fiscal changes for the Office of Children and Family Services including:

- A net decrease of \$162.4 million in Local Assistance is attributed primarily to:
  - State cost saving recommendations in Child Welfare Services, Adoption Subsidies, Committee on Special Education, Community Optional Preventive Services (COPS), Youth Development and Delinquency Prevention (YDDP) / Special Delinquency Prevention Program (SDPP), Home Visiting and Detention;
  - new investments of \$66.8 million in the Primary Prevention Incentive Program (PPIP) and Supervision and Treatment Services for Juveniles program.
- A net increase in funding of \$4.3 million or 3 percent for the Youth Facilities Program. This results from a \$26.1 million increase related to remediation of juvenile justice practices offset by a \$21.8 million reduction for the Youth Facilities program.

**CHILD WELFARE SERVICES**

- **Child Welfare Services Funding**
  - The reimbursement level remains at 62 percent State share and 38 percent local share.
  - Funding continues to support Child Preventive, Child Protective, Aftercare, Independent Living and Adoption Services and Administration.
- **Foster Care Block Grant (FCBG)**
  - The SFY 2011-12 Executive Budget recommends to continue funding at \$436 million for the FCBG to provide State reimbursement for foster care up to the capped allocation.
  - The Executive Budget recommends the removal of the Emergency Aid to Families (EAF) Foster Care swap.
  - Should a district come under its FCBG allocation it may use these unclaimed funds during the next State Fiscal Year for Preventive Services, Independent Living Services and Aftercare Services.
- The funding source for the **Subsidized Kinship Guardianship Program (KinGAP)** will be determined through legislative negotiations.



- **Adoption Subsidies**

- The SFY 2011-12 Executive Budget recommends \$184.6 million, a decrease of \$25.5 million from SFY 2010-11, to support 62 percent State share, net of any federal funds, for reimbursement for Adoption Subsidies.
- This change in reimbursement from 98 percent of 75 percent (or 73.5 percent) to 62 percent State share, aligns funding of Adoption Subsidies with Child Welfare Services, which supports the reduction in Foster Care Placements.

- **Committee on Special Education**

- Article VII language is proposed to better align CSE residential costs to those fiscally responsible for the placement of a youth, resulting in a decrease of \$65.0 million. The school district will now be responsible for 57 percent of maintenance cost of a child with a disability placed in a residential school. There is no change to the local district share.
- The SFY 2011-12 Executive Budget recommends \$3.2 million to continue the support of the maintenance cost associated with students attending a state-operated school for the deaf or blind students that are placed in such school by a school district.

60 days reimbursed (from 90)

- **Bridges To Health (B2H)**

- The SFY 2011-12 Budget continues to recommend \$72.5 million to support the State share of 3,305 waiver slots for the OCFS Medicaid Waiver for Children in Foster Care also known as Bridges to Health (B2H).

< **PRIMARY PREVENTION INCENTIVE PROGRAM (PPIP)** > \*

The SFY 2011-12 Executive Budget proposes an investment of \$35.4 million in the Primary Prevention Incentive Program (PPIP) at 62 percent net of any federal funds, beginning July 1, 2011.

- This program will support the funding of community based programs or services, targeting communities having the highest need. Programs are to include evidence-based programs demonstrated to do the following:
  - \* - Prevent Child Abuse and Neglect;
  - \* - Avoid Foster Care placements;
  - \* - Prevent delinquency;
  - \* - Promote positive youth development;
- These funds are not available for mandated or non-mandated preventive services;
- Districts may join together to establish, operate, and maintain PPIP.



## FLEXIBLE FUND FOR FAMILY SERVICES

- The SFY 2011-12 Executive Budget recommends to continue funding at \$960 million for the Flexible Fund for Family Services (FFFS) in the OTDA budget.
- The recommendation does not include the TANF portion of Child Care in the Flexible Fund. Rather, the Executive Budget proposes to continue to fund the TANF portion of Child Care through a separate TANF appropriation of \$393 million.
- OCFS programs that may be supported from the FFFS include the TANF Transfer to Title XX, EAF Child Welfare, EAF JD/PINS, EAF New York City Tuition, PINS Preventive Services, Detention Diversion Services, and any allowable TANF purpose. Counties may decide to transfer FFFS funds to the Child Care Block Grant.

## CHILD CARE

SFY 2011-12 Executive Budget recommends:

- \$573.0 million for the Child Care Block Grant (CCBG), which is comprised of Federal, State, and local funds - Federal Child Care Development Funds (CCDF) (\$360.0 million), the State General Fund (\$144.4 million), the Maintenance of Effort (MOE) (\$68.3 million) and the Quality Child Care and Protection Account (\$0.3 million). While the CCDF grant award is estimated to be \$295.5 million, the \$360.0 million in appropriation authority allows for flexibility in the event of increased federal funding.
- \$393.0 million in TANF funding for child care. ✓
- \$4.0 million for CUNY and SUNY, a reduction of \$1.6 million from SFY 2010-11. This total of \$4.0 million (entirely comprised of CCBG funds) will directly subsidize low-income students attending CUNY and SUNY four-year college programs and will also support quality activities.
- \$2.5 million (\$1.8 million State funds and \$750,000 CCBG funds) for Child Care programs meeting the special needs of migrant workers.
- \$5.2 million in State funds for the United Federation of Teachers and the Civil Service Employees Association Unions, consistent with State agreements related to their representation of home-based child care providers. Of the funds mentioned above, \$3.7 million in State funds are to be used for the quality grant program for licensed group family day care home providers and registered family day care home providers outside New York City to improve the quality of the environment in which they provide their services. The remaining \$1.5 million is to be used for the quality grant program for licensed group family and registered family day care home providers in New York City.

593

11.2 TANF piece = cut } advantage after school  
 11.4 general fund



## OTHER LOCAL ASSISTANCE HIGHLIGHTS

CHILD WELFARE HIGHLIGHTS	FUNDING	YR to YR CHG	NOTES
Medical Care Assistance for Foster Care	\$35.1 M	\$0.5 M	Provides for an increase in funding.
Medicaid Waiver for Children in Foster Care (B2H)	\$72.4 M	\$0 M	
ASFA/FBI Compliance funding	\$1.9 M	\$0 M	Appropriation pays for the DCJS and FBI fees for the fingerprint processing of New York's prospective foster and adoptive parents. Returns funding to the level prior to Chapter 313 of the Laws of 2010
St. Regis Mohawk Tribe	\$2.4 M	\$0 M	Provides reimbursement for foster care, preventive and adoption services, in addition to child and adult protective services. Returns funding to the level prior to Chapter 313 of the Laws of 2010
New York New York III	\$2.1 M	\$0 M	Returns funding to the level prior to Chapter 313 of the Laws of 2010
ELIMINATED PROGRAMS	FUNDING	YR to YR CHG	NOTES
Community Optional Preventive Services (COPS)	\$0 M	(\$24.3 M)	Funding eliminated retroactive to October 1, 2010. SFY 2011-12 Executive Budget eliminates funding.
Enhanced CPS Staff Ratio	\$0 M	(\$1.5 M)	SFY 2011-12 Executive Budget eliminates funding
Healthy Families NY / Home Visiting	\$0 M	(\$23.3 M)	
Hoyt Memorial Trust Fund	\$0 M	(\$1.2 M)	SFY 2011-12 Executive Budget eliminates funding
Kinship Care Programs	\$0 M	(\$0.7 M)	SFY 2011-12 Executive Budget eliminates funding
Quality Enhancement Fund	\$0 M	(\$1.8 M)	SFY 2011-12 Executive Budget eliminates funding
Post-Residential Services	\$0 M	(\$0.6 M)	SFY 2011-12 Executive Budget eliminates funding
Settlement Houses	\$0 M	(\$0.9 M)	SFY 2011-12 Executive Budget eliminates funding
Sexually Exploited Children	\$0 M	(\$3.0 M)	SFY 2011-12 Executive Budget eliminates funding
Runaway and Homeless Youth (RHYA)	\$0 M	(\$4.7 M)	SFY 2011-12 Executive Budget eliminates funding
Youth Development and Delinquency Prevention (YDDP) / Special Delinquency Prevention Program (SDDP)	\$0 M	(\$28.2 M)	SFY 2011-12 Executive Budget eliminates funding
NEW PROGRAMS	FUNDING	YR to YR CHG	NOTES
Primary Prevention Incentive Program (PIIP)	\$35.4 M	(\$35.4 M)	Some eliminated programs may be funded through PPIP provided the programs meet PPIP requirements.
CONTRACT PROGRAMS	FUNDING	YR to YR CHG	NOTES
Advantage After School Program	\$17.3 M	+\$5.8 M	TANF Federal funds that support this program have been eliminated in SFY 2011-12.
Kinship Information and Referral Network/Catholic Family Center	\$0.2 M	\$0 M	Returns funding to the level prior to Chapter 313 of the Laws of 2010
Child Fatality Review Teams	\$0.8 M	\$0 M	Returns funding to the level prior to Chapter 313 of the Laws of 2010
Multi Disciplinary Teams and Child Advocacy Centers	\$5.2 M	\$0 M	Returns funding to the level prior to Chapter 313 of the Laws of 2010



TANF PROGRAMS	FUNDING	YR to YR CHG	NOTES
Alternatives to Detention and Residential Diversion	\$0 M	(\$6.0 M)	SFY 2011-12 Executive Budget eliminates TANF funding. May be a part of STSJ.
Settlement Houses	\$0 M	(\$1.0 M)	SFY 2011-12 Executive Budget eliminates TANF funding.
Caretaker Relative	\$0 M	(\$0.3 M)	SFY 2011-12 Executive Budget eliminates TANF funding. May be a part of PPIP.
Preventive Services	\$0 M	(\$6.0 M)	SFY 2011-12 Executive Budget eliminates TANF funding. May be a part of PPIP.
Non-Residential for Domestic Violence Services	\$0 M	(\$1.4 M)	SFY 2011-12 Executive Budget eliminates TANF funding.
Advantage Afterschool	\$0 M	(\$11.2 M)	SFY 2011-12 Executive Budget eliminates TANF funding.

## Title XX REGULAR

In accordance with the FFY 2010-11/SFY 2011-12 allotment of \$107.6 million in Title XX Regular Funds, it is anticipated that \$102.2 million or 95 percent, will be allocated to local districts. The SFY 2011-12 Executive Budget appropriation language directs that funds be allocated as follows:

- \$66.0 million will be used to provide 100 percent reimbursement to local districts for Adult Protective and Domestic Violence Services.
- The balance of \$36.2 million will be used to provide 100 percent reimbursement for Child Welfare Services expenditures made by districts above the districts' Child Welfare threshold.

This increased investment in CWS creates a net cost of \$22.5 million for localities, assuming non-mandated Title XX services continue to be supported by localities..

## DETENTION SERVICES

*Risk assessment tool is being developed*

### • Detention Services Funding

- The SFY 2011-12 Executive Budget recommends \$38.2 million for **open-ended, uncapped, State reimbursement** for the Detention program through June 30, 2011.
- The reimbursement level remains at a 49 percent State share for services provided through June 30, 2011.
- This decrease of \$33.8 million is due to the establishment of Detention services beginning July 1, 2011.
- Reimbursement for services beginning July 1, 2011 through December 31, 2011 will be capped at 50 percent State share.
- An additional, separate appropriation of \$12.3 million is recommended in order to provide 49 percent State share funding for Detention audit reconciliation payments for services in prior calendar years.



- **Detention Services Capital**

- A separate State appropriation of \$4.6 million is maintained for Detention Capital.
- 49 percent State reimbursement of the cost of Secure Detention capital construction and major renovation projects continues to be provided in accordance with OCFS approved audited projects.

- **Change in Funding of Detention Services beginning July 1, 2011**

- Article VII language is proposed to change funding for detention services from 49 percent open ended state shared to a fixed amount effective July 1, 2011.
- The SFY 2011-12 Executive Budget provides \$15.0 million for 50 percent state reimbursement to support locally operated and contracted secure and non-secure detention services provided beginning July 1, 2011 through December 31, 2011.
- Funding dedicated for detention services will no longer support services for Persons in Need of Supervision (PINS).
- This fixed appropriation is consistent with the State's continued emphasis and focus on diverting youth from out-of-home placement pursuant to an approved detention risk assessment.

- **Supervision and Treatment Services for Juveniles**

- The SFY 2011-12 Executive Budget proposes an investment of \$31.4 million for the Supervision and Treatment Services for Juveniles program at 62 percent net of any Federal funds; beginning July 1, 2011.
- This program will support community juvenile justice prevention, intervention and re-entry services.
- For diverting at risk or alleged Juvenile Delinquents from detention, residential placements and recidivism.

## **SYSTEMS SUPPORT AND CONNECTIONS**

The SFY 2011-12 Executive Budget recommends:

- State and Federal authority for the operation and development of agency computer systems, including CONNECTIONS.
- Funding to cover the payments for the 2009 and 2011 Personal Income Tax bonds. These bonds will allow OCFS to continue the CONNECTIONS Architecture Modernization Project (CAMP). This will allow for the continuance of infrastructure and user improvements to reduce data entry time, increase accuracy and navigation in the application, thus allowing caseworkers to spend more time with children and families.
- Funding to support Human Services Enterprises Network expenses, Data Center services and Enterprise Help Desk costs that are reimbursed to the Office for Technology.



## COMMISSION FOR THE BLIND AND VISUALLY HANDICAPPED (CBVH)

- The SFY 2011-12 Budget provides \$42.6 million in State and Federal funding to support services to legally blind individuals including vocational rehabilitation, mobility training, orientation training, independent living skills and referral services. This is a net decrease of \$0.9 million caused by a 10 percent reduction in State General Fund appropriation.
- \$5.0 million in ARRA funding was reappropriated in the SFY 2011-12 Executive Budget.

## JUVENILE JUSTICE

- The SFY 2011-12 Executive Budget provides total State Operations funding of \$173.3 million for the Youth Facilities Program. This is an increase of \$4.4 million or 3 percent. This represents the net funding level after taking into consideration the following:
  - A reduction of \$21.8 million for the closure and downsizing of OCFS facilities. These actions are consistent with declining population trends in OCFS facilities, which will reduce OCFS youth facility capacity.
  - Additional funding of \$26.1 million for services and expenses related to remediation or improvement of juvenile justice practices.

*Reduction to 838 beds from*

## CAPITAL PROJECTS

The Capital Projects Budget for SFY 2011-12 provides a total of \$37.7 million in Capital Projects funding. This is comprised of the following:

- \$35.9 million for various health, safety, security and preservation projects under the Youth Facilities Improvement Capital Bond Fund.
- \$1.7 million in hard dollar funding (non-bonded) for minor Rehabilitation and Improvements Projects and service contracts.
- \$100,000 of non-bonded funding for projects related to code compliance, health and safety issues at the Tonawanda Indian Community House.

## ARTICLE VII

- Article VII language is proposed to suspend the **Human Services Cost-of-Living Adjustment (COLA)** that would otherwise occur on April 1, 2011, due to the Consumer Price Index-based methodology in current law. These adjustments are planned to resume on April 1, 2012. The following programs would be impacted: Foster Care Block Grant, Adoption Subsidies, Bridges to Health Medicaid Waiver program, Committee on Special Education Maintenance Payments, Office of Mental Health Home and Community Based Waiver Program and New York /New York III.



- Article VII legislation is proposed that would make necessary changes in order to continue **Transforming New York's Juvenile Justice System**. The proposed legislation would remove the prior notification of at least 12 months before the closing of a youth facility. The proposed legislation also establishes a program to divert youth at risk of, alleged to be, or adjudicated as juvenile delinquents from placement in detention and OCFS operated youth facilities. State reimbursement for the Supervision and Treatment Services for Juveniles is provided up to 62 percent of applicable claims subject to the availability of funding.
- Article VII language is proposed to **better align CSE residential costs to those fiscally responsible** for the placement of a youth. School districts will now be responsible for 57 percent of maintenance cost of a child with a disability placed in a residential school. There is no change to the local district share.
- Article VII legislation is proposed that would **increase the fee charged for a check of the SCR** from \$5 to \$60. It also imposes a \$60 fee for individuals who currently do not pay for clearances through the SCR: Foster Care and Adoptive parents, Kinship Guardians. Specifically, the legislation amends §424-a of the Social Services Law in relation to the fee for a check of the SCR. It also removes the currently-existing exemption to the fee for screenings related to applications for child care providers, or child day care providers.
- Article VII legislation is proposed to establish the Primary Prevention Incentive Program.

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Adoption subsidy reduced from 75% to 62%

→ Youth Bureau's funding has been eliminated