

**2001 DRAFTING REQUEST**

**Senate Amendment (SA-SSA1-SB55)**

Received: 06/15/2001

Received By: malaigm

Wanted: Soon

Identical to LRB:

For: Senate Democratic Caucus 6-2257

By/Representing: Keckhaver

This file may be shown to any legislator: NO

Drafter: malaigm

May Contact:

Addl. Drafters:

Subject: Children - child welfare

Extra Copies:

Submit via email: NO

Requester's email:

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**Pre Topic:**

SDC:.....Keckhaver - CN5542,

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**Topic:**

Use of federal Title IV-B moneys for Milwaukee child welfare

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**Instructions:**

See Attached

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	malaigm 06/16/2001	gilfokm 06/16/2001		_____			
/1			pgreensl 06/16/2001	_____	lrb_docadmin 06/16/2001		
/2	malaigm 06/18/2001	gilfokm 06/18/2001	rschluet 06/19/2001	_____	gretskl 06/19/2001		

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/3	malaigm 06/19/2001	wjackson 06/19/2001	kfollet 06/19/2001	_____	lrb_docadmin 06/19/2001		

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/?	malaigm 06/16/2001	gilfokm 06/16/2001		_____			
/1		12-6/18 118	pgreensl 06/16/2001	_____	lrb_docadmin 06/16/2001		

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*[Handwritten signatures and date]*  
6-19-1

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1?	malaigm	AKmg 6/16	9/14 PS	6/14 Self			

FE Sent For:

<END>

Require Department of Health and Family Services to provide \$125,400 FED to Milwaukee Child Welfare Aids.

CN5542  
60909

Net Fiscal Effect

The Joint Committee on Finance adopted Alternative #2 on Paper #270, deleting \$125,400 FED (Title IV-B) and 1.00 position from the Child Abuse Neglect and Prevention Board. Thus, this funding remains at DHFS. DHFS can decide how they want the \$125,400 FED Title IV-B funds.

This motion requires the Department of Health and Family Services to provide the amount of funding deleted from CANPB to Milwaukee Child Welfare Aids.

GMM

CR ; 48.985 (5)

48.985 (5) MILWAUKEE CHILD WELFARE AIDS

From the approp. occ. under s. 20-435(3)(max), the dept  
shall <sup>expend</sup> ~~distribute~~ not more than \$58,600 in FY 2001-02 &  
not more than \$66,800 in FY 2002-03. <sup>of the money</sup>  
read under 42 USC 6207 626 to provide services  
to children & families under s. 48.49 (7).



## **Legislative Fiscal Bureau**

One East Main, Suite 301 • Madison, WI 53703 • (608) 266-3847 • Fax: (608) 267-6873

May 4, 2001

Joint Committee on Finance

Paper #270

### **Primary Prevention Staff (Child Abuse Neglect and Prevention Board)**

[LFB 2001-03 Budget Summary: Page 159, #2]

#### **CURRENT LAW**

The Child Abuse and Neglect Prevention Board awards grants to fund early childhood family education centers (family resource centers) and organizations throughout the state for community-based child abuse and neglect prevention programs. In addition, the Board promotes statewide public awareness of the need for child abuse and neglect prevention through publications, statewide media campaigns and videos. The Board's staff consists of 4.0 positions, including a director, a communications specialist, a social services specialist and a program assistant.

#### **GOVERNOR**

Provide \$58,600 FED in 2001-02 and \$66,800 FED in 2002-03 to support 1.0 social services specialist position, beginning in 2001-02, to serve as a single point for resource and referral information pertaining to primary prevention of child abuse and neglect. The position would be supported by federal funds the Department of Health and Family Services (DHFS) receives under Title IV-B of the Social Security Act and transfers to the Board.

#### **DISCUSSION POINTS**

1. The number of Wisconsin communities with a primary prevention resource center increased from 12 in 1990 to 90 in 2000. The Board attributes this increase to the recognition that changes in social structure in the last 50 years have reduced the informal natural supports that extended families provide to help parents raise their children. For example, in the 1940's, most family members lived within 100 miles of each other, the average person lived in the same

programs.

5. Currently, there is no agency or person solely responsible for responding to questions and for providing information and technical assistance to communities, programs and agencies. Under the Governor's recommendation, this function would be assigned to the Board. This placement appears to be appropriate, since the Board is the only state agency whose sole purpose is child abuse and neglect prevention. In addition, the Board is currently already performing these duties on a limited basis. Staff at the Board indicated that they receive an average of three calls a week for information on child abuse and neglect prevention programs. In response, the Board sends out informational packets and verbally responds to informational requests on child abuse and neglect prevention and positive parenting.

6. Under the Governor's recommendation, this position would be supported with federal funds DHFS receives under Title IV-B of the Social Security Act. These funds are grants to states for promoting safe and stable families under four categories of services: (a) family preservation services; (b) community-based family support services; (c) time-limited family reunification services; and (d) adoption promotion and support services. The new position would be an allowable use of Title IV-B funds under the second category, family support services, which are intended to reach families that are not yet in crisis and to prevent child abuse or neglect from occurring.

7. In Wisconsin, Title IV-B funds are currently used to support the safe and stable families grant program to counties and tribes, adoption services (as part of the special needs adoption partnership) and state administration costs. In federal fiscal year 2000-01, Wisconsin received \$3,113,700 FED in Title IV-B funds.

8. Based on reestimates of supplies and rent costs, the funding provided in the bill could be reduced by \$10,100 FED in 2001-02 and \$4,200 in 2002-03 so that a total of \$48,500 FED in 2001-02 and \$62,600 FED in 2002-03 would be provided to support the new social services special position.

## ALTERNATIVES

1. Modify the Governor's recommendation by deleting \$10,100 FED in 2001-02 and \$4,200 FED in 2002-03 to reflect reestimates of supplies and services and rent costs associated with the position.

<u>Alternative 1</u>	<u>FED</u>
2001-03 FUNDING (Change to Bill)	- \$14,300



2. Delete provision.

<b>Alternative 2</b>	<b>FED</b>
<b>2001-03 FUNDING (Change to Bill)</b>	<b>- \$125,400</b>
<b>2002-03 POSITIONS (Change to Bill)</b>	<b>- 1.00</b>

Prepared by: Yvonne M. Arsenault



## Legislative Fiscal Bureau

One East Main, Suite 301 • Madison, WI 53703 • (608) 266-3847 • Fax: (608) 267-6873

May 31, 2001

Joint Committee on Finance

Paper #506

### Milwaukee Child Welfare Aids (DHFS -- Children and Families)

[LFB 2001-03 Budget Summary: Page 387, #2]

#### CURRENT LAW

1997 Wisconsin Act 27 (the 1997-99 biennial budget) provided the Department of Health and Family Services (DHFS) funding and statutory authority to provide child welfare services in Milwaukee County, beginning January 1, 1998. In all other counties, the county department of social services or human services is responsible for providing child welfare services. Milwaukee County is required to contribute \$58,893,500 annually to fund the state costs of administering child welfare services in that county on the county's behalf.

In 2000-01, DHFS is budgeted \$97,653,900 (\$76,707,200 GPR, \$20,764,500 FED and \$182,200 PR) for services to families in the child welfare system. Federal funding is available under Title IV-E of the Social Security Act as partial reimbursement for administrative and placement costs for children from families that meet certain financial eligibility criteria.

#### GOVERNOR

Delete \$5,407,100 (\$3,481,300 GPR and \$1,925,800 FED) in 2001-02 and \$5,407,100 (\$3,446,600 GPR and \$1,960,500 FED) in 2002-03 to fund projected costs of aids expenses related to the administration of the child protective services program in Milwaukee County. This item includes: (a) projected increases in placement costs (\$2,284,800 GPR and -\$90,900 FED in 2001-02 and \$2,315,300 GPR and -\$121,400 FED in 2002-03); (b) projected decreases in service costs (-\$6,245,600 GPR and -\$335,800 FED in 2001-02 and -\$6,241,400 GPR and -\$340,000 FED); and (c) decreased funding for contracts (\$479,500 GPR and -\$1,499,100 FED annually). These changes are primarily due to caseload reestimates and a projected reduction in the federal financial participation rate.

## DISCUSSION POINTS

1. It is currently estimated that service and placement costs for children in Milwaukee County in the child welfare system will total \$92,506,500 (all funds) in each year of the 2001-03 biennium. This estimate differs from the Governor's recommendations due to updated caseload and expenditure data and revised estimates of the amount of federal financial participation rates available as reimbursement for certain costs. Funding in the bill would need to be increased by \$441,900 (\$371,300 GPR and \$70,600 FED) in 2001-02 and \$441,900 (\$391,200 GPR and \$50,700 Fed) in 2002-03 to fully fund these projected costs.

2. However, even though the service and vendor costs are dependent on caseload, the per-case fee is determined by contract and not by statute. Consequently, if the Committee does not wish to increase funding in the bill to fully fund projected service costs, it could approve the funding recommended by the Governor.

3. Under the Governor's bill, \$6,749,100 GPR is anticipated to lapse from the Milwaukee child welfare aids budget at the end of 2000-01 due to underspending in calendar year 1999 contracts. This lapse has been factored in to the Governor's general fund condition statement. DHFS estimates that there is \$9,291,400 in underspending in the calendar year 2000 contracts and has committed to use a portion of these funds to support a portion of the deficits Milwaukee County has incurred by providing services under contract with the state over the past couple of years. Because of this commitment, and restrictions on the use of some of the funds that are currently being counted towards the state's temporary assistance for needy families (TANF) maintenance-of-effort (MOE), the administration has indicated that none of the calendar year 2000 surplus will lapse to the general fund at the end of the fiscal year. However, these levels of underspending indicate that current base funding for the program is much higher than actual costs in the 1999-01 biennium and projected costs in the 2001-03 biennium.

4. The long-time policy of the administration, and the understanding of the Legislature, has been that program revenue (PR) funds contributed by Milwaukee County that are budgeted for Milwaukee child welfare services would be fully expended before GPR funds are expended for this purpose. Therefore, if there was underspending in the program, the unspent funds would be GPR, which would be available as a lapse to the general fund. DHFS indicates that the underspending in the calendar year 2000 contracts are PR funds budgeted in the appropriation where Milwaukee County's contribution for the costs of providing child welfare services in Milwaukee County is deposited. To ensure that the county's contribution is utilized first, the Committee could specify this directive in statute.

5. Under the Governor's bill, \$259,700 GPR annually was budgeted to pay the child care copayment for foster parents and court-ordered kinship care relatives. Effective February 1, 2001, foster parents and kinship care parents no longer have a co-pay responsibility. Therefore, this funding has been deleted from the bill as part of the reestimate.

6. In addition, to reflect the Committee's action on temporary assistance for needy

families (TANF) funds, the reestimate deletes \$182,200 PR annually that would be provided in the Governor's bill to support day care administration for children in foster care. The Committee determined that these funds were unnecessary because the administrative costs are covered under funding provided through the child care subsidy program.

7. Based on a May 18, 2001, communication from the U.S. Department of Health and Human Services, the state will not be permitted to count GPR-funded safety services and prevention services towards the TANF MOE requirement, as proposed by the Governor for the 2001-03 biennium. Consequently, \$8,706,200 budgeted annually in the bill cannot be counted because there are no income limitations on the individuals who receive these services, which is required under the MOE provisions.

8. To avoid a negative impact on TANF MOE, the funding source for these two programs could be shifted from GPR to TANF. These services are eligible under the fourth purpose of TANF (formation and maintenance of two-parent families) and income limitations are not required under this TANF purpose. In addition, \$8,706,200 GPR could be appropriated from DHFS to the Department of Workforce Development (DWD) annually. DWD would use the GPR for elements of Wisconsin Works (W-2) and related programs that are currently funded by TANF. This modification would have no net fiscal effect on the general fund or the TANF program.

## ALTERNATIVES TO BILL

### A. Funding

1. Approve the Governor's recommendations. In addition, transfer support for safety services and the prevention services contract (\$8,706,200 annually) from GPR to TANF in DHFS and reduce TANF funding and increase GPR funding in DWD by corresponding amounts.

2. Modify the Governor's bill by providing \$441,900 (\$371,300 GPR and \$70,600 FED) in 2001-02 and \$441,900 (\$391,200 GPR and \$50,700 FED) in 2002-03 to reflect reestimates of the funding required to provide child welfare services in Milwaukee County. In addition, transfer support for safety services and the prevention services contract (\$8,706,200 annually) from GPR to TANF in DHFS and reduce TANF funding and increase GPR funding in DWD by corresponding amounts.

<b>Alternative A2</b>	<b>GPR</b>	<b>FED</b>	<b>TOTAL</b>
<b>2001-03 FUNDING (Change to Bill)</b>	<b>\$762,500</b>	<b>\$121,300</b>	<b>\$883,800</b>

### B. Use of GPR Funding

1. Require DHFS to first use the appropriated PR funds budgeted for Milwaukee child welfare aids to support benefits provided through BMCW before GPR funds are expended for these services.

2. **Maintain current law.**

**Prepared by: Yvonne M. Arsenault  
Attachment**

## ATTACHMENT

### Milwaukee Child Welfare Services Aids Funding Summary Reestimate for 2001-03 Biennium

	2001-02			2002-03		
	<u>GPR</u>	<u>FED</u>	<u>All Funds</u>	<u>GPR</u>	<u>FED</u>	<u>All Funds</u>
<b>Placement Costs</b>						
Foster care	\$15,770,400	\$9,742,900	\$25,513,300	\$15,811,500	\$9,701,800	\$25,513,300
Treatment foster care	329,600	203,600	533,200	330,400	202,800	533,200
CCIs	3,716,600	929,100	4,645,700	3,720,500	925,200	4,645,700
Group homes	925,500	231,300	1,156,800	926,400	230,400	1,156,800
Shelter	<u>3,290,100</u>	<u>0</u>	<u>3,290,100</u>	<u>3,290,100</u>	<u>0</u>	<u>3,290,100</u>
Subtotal	\$24,032,200	\$11,106,900	\$35,139,100	\$24,078,900	\$11,060,200	\$35,139,100
<b>Service Costs</b>						
Safety services	\$7,216,600	\$0	\$7,216,600	\$7,216,600	\$0	\$7,216,600
Ongoing services	13,829,600	480,900	14,310,500	13,831,600	478,900	14,310,500
Wraparound services	8,954,200	1,398,300	10,352,500	8,960,100	1,392,400	10,352,500
Safety evaluations	<u>256,500</u>	<u>0</u>	<u>256,500</u>	<u>256,500</u>	<u>0</u>	<u>256,500</u>
Subtotal	\$30,256,900	\$1,879,200	\$32,136,100	\$30,264,800	\$1,871,300	\$32,136,100
<b>Vendor Costs</b>						
Case mgmt. contract	\$10,783,300	\$3,062,800	\$13,846,100	\$10,783,300	\$3,062,800	\$13,846,100
Out-of-home placement unit	4,070,100	1,156,000	5,226,100	4,070,100	1,156,000	5,226,100
Adoption contract	1,718,500	1,406,000	3,124,500	1,718,500	1,406,000	3,124,500
FISS unit	206,600	0	206,600	206,600	0	206,600
Independent investigations	232,000	0	232,000	232,000	0	232,000
Prevention services contract	1,489,600	0	1,489,600	1,489,600	0	1,489,600
Other	<u>808,000</u>	<u>298,400</u>	<u>1,106,400</u>	<u>808,000</u>	<u>298,400</u>	<u>1,106,400</u>
Subtotal	\$19,308,100	\$5,923,200	\$25,231,300	\$19,308,100	\$5,923,200	\$25,231,300
<b>Grand Total*</b>	<b>\$73,597,200</b>	<b>\$18,909,300</b>	<b>\$92,506,500</b>	<b>\$73,651,800</b>	<b>\$18,854,700</b>	<b>\$92,506,500</b>
2000-01 Base	<u>\$76,707,200</u>	<u>\$20,764,500</u>	<u>\$97,471,700</u>	<u>\$76,707,200</u>	<u>\$20,764,500</u>	<u>\$97,471,700</u>
Change to Base	-\$3,110,000	-\$1,855,200	-\$4,965,200	-\$3,055,400	\$1,909,800	-\$4,965,200
Governor's Bill	-\$3,481,300	-\$1,925,800	-\$5,407,100	-\$3,446,600	-\$1,960,500	-\$5,407,100
Change to Bill	\$371,300	\$70,600	\$441,900	\$391,200	\$50,700	\$441,900

\* Does not include TANF MOE funding change.



SDC:.....Keckhaver - CN5542, Use of federal Title IV-B moneys for Milwaukee child welfare

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

**CAUCUS SENATE AMENDMENT**

**TO SENATE SUBSTITUTE AMENDMENT 1,**

**TO 2001 SENATE BILL 55**

*Substitute amendment*

① At the locations indicated, amend the bill as follows:

2 ✓ 1. Page 586, line 13: after that line insert:

3 "SECTION 1656h. 48.985 (5) of the statutes is created to read:

4 48.985 (5) MILWAUKEE CHILD WELFARE AIDS. Of the amounts received under 42  
5 USC 620 to 626 and credited to the appropriation account under s. 20.435 (7) (o), the  
6 department shall transfer \$58,600 in fiscal year 2001-02 and \$66,800 in fiscal year  
7 2002-03 to the appropriation account under s. 20.435 (3) (kw) and shall expend those  
8 moneys to provide services to children and families under s. 48.48 (17)."

9 (END)



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9

(END)





State of Wisconsin  
2001 - 2002 LEGISLATURE

LRBb0909/2  
GMM:kmg:rs

3  
JWR  
EWL

SDC:.....Keckhaver - CN5542, Use of federal Title IV-B moneys for  
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