

<h1>ACF</h1>  <b>Administration for Children and Families</b>	U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES  Administration for Children, Youth and Families	
	<b>1. Log No:</b> ACYF- PI-82-07	<b>2. Issuance Date:</b> June 28, 1982
	<b>3. Originating Office:</b> Children's Bureau	
	<b>4. Key Words:</b> FY '82 IV-B Funds, Allotments and Reallotments Transfer from IV-E/A-FC to IV-B	

**PROGRAM INSTRUCTION**

**TO:** STATE AGENCIES ADMINISTERING OR SUPERVISING THE ADMINISTRATION OF TITLES IV-A, IV-E AND IV-B OF THE SOCIAL SECURITY ACT.

**SUBJECT:** FY 1982 ALLOTMENTS FOR TITLE IV-B, AND PROCEDURES FOR APPLYING FOR: (1) A STATE'S SHARE OF FUNDS AVAILABLE UNDER TITLE IV-B IN FY 1982; (2) REALLOTTED IV-B FUNDS; AND (3) FUNDS TO BE TRANSFERRED FROM TITLE IV-A OR IV-E FOSTER CARE.

**LEGAL AND RELATED REFERENCES:** SECTIONS 421, 422, 423, 427, 474(c) AND 475 OF THE SOCIAL SECURITY ACT AND SECTION 101(a)(2) OF P.L. 96-272 AND 45 CFR 1392.73 AND .74.

**INSTRUCTION:** This transmittal establishes the procedures for States to follow in order to apply for:

1. Title IV-B funds available to a State from its share of FY 1982 funds;
2. Title IV-B FY 1982 funds that will become available for reallocation to other States; and
3. Transfer of funds not needed for foster care under title IV-A or IV-E to title IV-B.

**DETAILED INSTRUCTIONS**

1. Funds available to a State from its share of FY 1982 funds.

For FY 1982, Congress has made available a total of \$156.326 million (M) under title IV-B (Child Welfare Services). ACYF-IM-82-02, issued February 4, 1982, listed tentative allotments for each State for FY 1982. As a result of the Fourth Continuing Resolution for FY 1982, those amounts are effective through the end of the fiscal year (September

30, 1982). As was stated in ACYF-IM-82-02, a State need meet only the general requirements of the program and submit a properly completed Form CWS-101 in order to receive its share of \$141M. In order to receive its share of the additional title IV-B funds allotted directly to it, a State must, in addition:

- a. Be meeting the requirements of section 427 of the Social Security Act ("the Act") by the end of FY 1982;
  - b. Certify to ACYF by no later than August 15, 1982 that they are meeting (a), above. States that have certified previously (in FY 1981 or 1982) that they are eligible need not re-certify (unless they have been found ineligible since certifying). A copy of the form to be used for certification was sent to States in ACYF-PI-82-04, issued April 16, 1982.
  - c. Submit to ACYF by August 15, 1982 a CWS-101 requesting funds up to the State's share of \$156.326M or whatever portion of its share over \$141M a State can obligate during FY 1982; and
  - d. Jointly plan with ACYF Regional staff the use of those funds applied for. Enclosure 1 lists each State's share of \$141M and \$156.326M.
2. Title IV-B FY 1982 funds that will become available for reallocation to other States.

Some States may not use all title IV-B funds allotted to them for FY 1982, because they do not meet the requirements of section 427 of the Act or cannot obligate funds during FY 1982. (Note: Under 45 CFR 74.71, obligations for salaries must be used for services received during the fiscal year in which we award them, unless State purchasing laws permit otherwise or the services are provided under a contract entered into during the fiscal year.)

In order to apply for reallocated FY 1982 title IV-B funds, a State must meet all the same conditions listed under 1(a), (b), (c), and (d), above.

Failure of a State to apply for funds of any amount for which they are eligible for any reason by August 15, 1982 will be considered equivalent to certification that the funds will not be required by the State during FY 1982, in accordance with section 424 of the Act. These funds will then be available for reallocation to other States.

3. Transfer of funds not needed for foster care under title IV-A or IV-E to title IV-B.

Under section 474(c) of the Act (and, for title IV-A-FC, section 101(a)(2)(B) of P.L. 96-272), a State may transfer funds not needed for foster care under title IV-A or title IV-E Foster Care to title IV-B for child welfare services. In FY 1982, there are no mandatory allotment limitations on States for foster care under IV-A or IV-E. However, for purposes of possible transfer, hypothetical allotments have been calculated on the same basis as if

they were mandatory. (Enclosure 2.) The Act mandates that a State's allotment limitation be the higher amount under paragraph (A) or (B) of section 474(b)(3). (Paragraph (C) does not apply to transfers. Since there is no mandatory allotment limitation, (C) is irrelevant in FY82.) Therefore, Enclosure 2 shows the amount of the hypothetical allotment limitation and indicates only the paragraph ((A) or (B)) which resulted in the greater amount.

In order to apply for the transfer, a State must:

- a. Submit by August 15, 1982 a Form IV-E-1 (Quarterly Estimate of Expenditures) for the fourth quarter, with all sections applicable to foster care completed;
- b. Have submitted by August 15, 1982 Form IV-E-2's (Quarterly Statements of Expenditures) for the Quarters Ended December 31, 1981, March 31, 1982, and June 30, 1982;
- c. Meet the requirements of 1(a), (b), and (d) above regarding section 427 and joint planning; and
- d. Submit by August 15, 1982, a CWS-101 requesting the funds to be transferred.

Transfer funds are further limited in two ways:

- e. Under section 474(c)(2) of the Act, the total of funds each State may transfer to IV-B may not, when added to the funds received under IV-B directly or by reallocation ((1) and (2) above) exceed the amount the State would have been allotted under IV-B if \$220 million had been appropriated and allotted to States (Enclosure 3). An example is provided in Enclosure 4.
- f. Funds are limited to the amount made available to the Department by the Congress under the appropriation (continuing resolutions for FY82).

### **Summary of instructions**

Only one certification need have been filed or be filed by August 15, 1982 for all three types of funds. One CWS-101 may be filed for the directly allotted and reallocated funds ((1) and (2), above). A separate CWS-101 must be filed for transfer funds ((3) above). In all cases, the amounts requested should be cumulative.

**EFFECTIVE DATE:** Effective upon issuance.

**INQUIRIES:** Regional Program Director for Children, Youth, and Families

/s/

Clarence E. Hodges  
Commissioner

**Enclosures:**

[Enclosure 1](#) - Final Apportionment of Title IV-B Funds, FY82

[Enclosure 2](#) - Hypothetical FY82 Foster Care Allotments

[Enclosure 3](#) - Title IV-B Hypothetical Allotments at \$220M

[Enclosure 4](#) - Transfer of Funds from IV-A/E-FC to IV-B Example for FY82

**ENCLOSURE 1**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Office of Human Development Services**

**Administration for Children, Youth and Families**

**FINAL APPORTIONMENTS OF IV-B CHILD WELFARE SERVICES STATE GRANT FUNDS, FISCAL YEAR 1982**

<b>STATE</b>	<b>FEDERAL ALLOTMENT</b>	<b>FEDERAL ALLOTMENT</b>
United States	156,326,000	141,000,000
Alabama	3,277,136	2,954,773
Alaska	259,315	240,286
Arizona	2,003,836	1,809,458
Arkansas	1,928,662	1,741,840
California	12,939,528	11,645,958
Colorado	1,907,129	1,722,472
Connecticut	1,697,076	1,533,532
Delaware	435,614	398,865
Dist. of Col.	347,315	319,441
Florida	5,741,337	5,171,288
Georgia	4,368,286	3,936,247

Guam	223,563	208,128
Hawaii	666,455	606,503
Idaho	850,553	772,096
Illinois	6,592,262	5,936,682
Indiana	3,885,446	3,501,958
Iowa	2,002,044	1,807,847
Kansas	1,552,323	1,403,328
Kentucky	2,964,133	2,673,232
Louisiana	3,571,754	3,219,778
Maine	953,270	864,488
Maryland	2,572,865	2,321,292
Massachusetts	3,549,172	3,199,466
Michigan	5,914,879	3,327,386
Minnesota	2,782,080	2,509,477
Mississippi	2,481,913	2,239,481
Missouri	3,433,225	3,095,173
Montana	668,289	608,152
Nebraska	1,145,725	1,037,600
Nevada	468,774	428,692
New Hampshire	702,678	639,085
New Jersey	4,096,718	3,691,976
New Mexico	1,161,815	1,052,072
New York	10,437,088	9,395,049
North Carolina	4,563,247	4,111,612
North Dakota	555,319	506,537
Northern Marianas	96,941	94,233
Ohio	7,212,115	6,494,231
Oklahoma	2,167,535	1,956,703
Oregon	1,688,976	1,526,246

Pennsylvania	7,505,215	6,757,870
Puerto Rico	3,847,108	3,467,455
Rhode Island	669,401	609,155
South Carolina	2,693,940	2,430,196
South Dakota	625,445	569,615
Tennessee	3,574,904	3,222,611
Texas	10,083,039	9,076,587
Utah	1,480,375	1,338,612
Vermont	468,915	428,818
Virgin Islands	177,763	166,932
Virginia	3,589,943	3,236,139
Washington	2,480,506	2,238,216
West Virginia	1,549,323	1,400,630
Wisconsin	3,345,169	3,015,968
Wyoming	368,543	338,533

## ENCLOSURE 2

### Hypothetical FY82 Foster Care Allotments

State	Amount of Hypothetical Allotment	Applicable Paragraph
ALABAMA	\$2,067,594	A
ALASKA	\$223,266	A
ARIZONA	\$1,242,509	B
ARKANSAS	\$1,052,928	B
CALIFORNIA	\$48,639,274	A
COLORADO	\$2,039,039	A
CONNECTICUT	\$2,441,809	A
DELAWARE	\$670,710	A
DIST. OF COL.	\$709,467	A

FLORIDA	\$3,700,275	B
GEORGIA	\$3,430,303	A
HAWAII	\$432,673	B
IDAHO	\$541,583	A
ILLINOIS	\$5,083,440	B
INDIANA	\$2,538,563	B
IOWA	\$1,812,328	A
KANSAS	\$3,901,849	A
KENTUCKY	\$2,931,917	A
LOUISIANA	\$4,096,828	A
MAINE	\$2,651,867	A
MARYLAND	\$4,763,260	A
MASSACHUSETTS	\$4,114,736	A
MICHIGAN	\$19,613,738	A
MINNESOTA	\$5,022,742	A
MISSISSIPPI	\$1,277,289	B
MISSOURI	\$2,970,501	A
MONTANA	\$861,150	A
NEBRASKA	\$1,067,625	A
NEVADA	\$490,493	A
NEW HAMPSHIRE	\$790,108	A
NEW JERSEY	\$3,122,807	B
NEW MEXICO	\$653,274	B
NEW YORK	\$177,450,262	A
NORTH CAROLINA	2,597,493	B
NORTH DAKOTA	659,777	A
OHIO	4,854,409	B
OKLAHOMA	1,341,193	B
OREGON	7,376,944	A
PENNSYLVANIA	55,033,980	A
RHODE ISLAND	380,978	B
SOUTH CAROLINA	1,477,290	B
SOUTH DAKOTA	546,405	A
TENNESSEE	3,201,422	A

TEXAS	6,754,789	B
UTAH	847,301	B
VERMONT	986,768	A
VIRGINIA	4,260,915	A
WASHINGTON	4,366,842	A
WEST VIRGINIA	1,252,600	A
WISCONSIN	9,234,987	A
WYOMING	228,661	B

### ENCLOSURE 3

#### Fiscal Year 1983 Title IV-B Child Welfare Services Estimate

	<b>\$220,000,000</b>
Alabama	\$4,616,436
Alaska	\$338,373
Arizona	\$2,811,407
Arkansas	\$2,704,840
California	\$18,313,845
Colorado	\$2,674,315
Connecticut	\$2,376,543
Delaware	\$588,295
Dist. of Col.	\$463,122
Florida	\$8,109,689
Georgia	\$6,163,251
Guam	\$287,691
Hawaii	\$915,535
Idaho	\$1,176,512
Illinois	\$9,315,959
Indiana	\$5,478,806

Iowa	\$2,808,866
Kansas	\$2,171,341
Kentucky	\$4,172,724
Louisiana	\$5,034,087
Maine	\$1,322,123
Maryland	\$3,618,062
Massachusetts	\$5,002,075
Michigan	\$8,355,701
Minnesota	\$3,914,645
Mississippi	\$3,489,128
Missouri	\$4,837,708
Montana	\$918,134
Nebraska	\$1,594,948
Nevada	\$635,302
New Hampshire	\$966,884
New Jersey	\$5,778,270
New Mexico	\$1,617,757
New York	\$14,766,386
North Carolina	\$6,439,628
North Dakota	\$757,988
Ohio	\$10,194,663
Oklahoma	\$3,043,466
Oregon	\$2,365,061
Pennsylvania	\$10,610,162
Puerto Rico	\$5,424,429
Rhode Island	\$919,711
South Carolina	\$3,789,697
South Dakota	\$857,399
Tennessee	\$5,038,552

Texas	\$14,264,486
Utah	\$2,069,347
Vermont	\$635,502
Virgin Islands	\$222,765
Virginia	\$5,059,872
Washington	\$3,487,134
West Virginia	\$2,167,088
Wisconsin	\$4,712,881
Wyoming	\$493,211

#### ENCLOSURE 4

#### TRANSFER OF FUNDS FROM IV-A/E-FC TO IV-B EXAMPLE FOR FY82

1. Hypothetical FC Allotment Limitation, FY82 = \$5M

Funds needed for FC, FY82 = 3M

Gap in FY82 = \$2M

2. Title IV-B Allotment - FY82

At \$156.326M At \$220M

\$2M \$3M

3. Maximum available for transfer = \$3M - 2M = \$1M. THIS INCLUDES ANY FUNDS REALLOTTED TO THE STATE UNDER TITLE IV-B, e.g., funds received by the State available from other States not meeting 427 requirements or not using all of their directly allotted title IV-B funds.