

# NACBH

National Association *for* Children's Behavioral Health

June 5, 2019

Office of Management and Budget

Paperwork Reduction Project

Attn: Desk Officer for the Administration for Children and Families

RE: Proposed New Information Collection: Prevention Services Data Collection

The National Association for Children's Behavioral Health is pleased to provide comments on the proposed new information collection for children receiving prevention and family services and programs. We have reviewed Technical Bulletin #1, Family First Title IV-E Prevention Services Data Elements, and have feedback on four of the data elements:

9. Type of Service(s)
11. Service Start Date(s)
12. Cost of Service(s)
13. Service End Date(s)

ACF's November 30, 2018 Program Instruction identifies IV-E as the payer of last resort, if any other public or private programs, such as Medicaid or private health insurance, would pay for a service allowable under the Title IV-E prevention program. To obtain the most complete and useful data (for multiple purposes, both anticipated and not anticipated in the Background section of the Technical Bulletin), ACF should request service data specific to payment source, e.g., IV-E, Medicaid, other public payer, private payer. The cost data may be difficult to get from private payers, but it should not be difficult to get from Medicaid. This would allow the most comprehensive analysis of IV-E funding needs going forward, as well as how IV-E and Medicaid interact in serving children in or at risk of entering the foster care system. It would also ensure that states and tribal organizations report the full scope of prevention plans, not just the services paid for by IV-E.

In addition, it may provide useful information for interagency policy discussions about which program truly is the payer of last resort, a status also claimed by Medicaid. Although a policy determination on that question will need to be made soon, it's a discussion that is likely to be revisited in the future.

*Advancing the field of children's behavioral health by engaging talented and promising leaders to identify emerging practices of excellence and transform them into effective public policy, while promoting their broad implementation.*

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We also note that there is no data element capturing the “pay and chase” scenario envisioned in the November 30, 2018 Program Instruction, whereby states may use IV-E to pay for the timely provision of appropriate early intervention services and later recoup the cost from the responsible other payer.

Thank you for the opportunity to comment on this important new information collection.

Sincerely,

A handwritten signature in cursive script that reads "Patricia Johnston".

Patricia Johnston  
Director of Public Policy



## Technical Bulletin #1

# Family First Title IV-E Prevention Services Data Elements

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May 8th, 2019

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*THE PAPERWORK REDUCTION ACT OF 1995 (Pub. L. 104-13) Public reporting burden for this collection of information is estimated to average 31 hours per response, including the time for reviewing instructions, gathering and maintaining the data needed, and reviewing the collection of information. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.*

## 1. Background

On February 9, 2018 the Family First Prevention Services Act (FFPSA) was enacted to authorize new optional title IV-E funding for time-limited (one year) prevention services for mental health/substance abuse, and in-home parent skill-based programs for:

- 1) a child who is a candidate for foster care (as defined in section 475(13) of the Act),
- 2) pregnant or parenting youth in foster care, and
- 3) the parents/kin caregivers of those children and youth (sections 471(e), 474(a)(6), and 475(13) of the Act).

The prevention program authorized by FFPSA is referred to as the title IV-E prevention program, and the services being provided under this program are referred to as title IV-E prevention services. States that elect to implement the title IV-E prevention program are required to submit a five-year prevention program plan. Additionally, they must provide an assurance in the plan that the agency will report child-specific data to HHS as required by section 471(e)(4)(E) of the Act for each child who receives title IV-E prevention services. Please see the following resources for more information:

- **IM-18-02** - Published: April 12, 2018 - This Information Memorandum (IM) informs States and Tribes of the enactment of the Family First Prevention Services Act and provides basic information on the new law.
- **PI-18-09** - Published: November 30, 2018 - This Program Instruction (PI) provides instruction for state title IV-E agencies on the title IV-E prevention program requirements.
- **PI-18-10** - Published: November 30, 2018 – To instruct tribal title IV-E agencies administering or supervising the administration of title IV-E under sections 479B and 471(a) of the Act on the title IV-E prevention program requirements.

The Children’s Bureau will use the information from states and tribes operating a title IV-E prevention program to calculate annual title IV-E prevention services measures in accordance with section 471(e)(6)(A) of the Act. In addition, the Children’s Bureau may use this data to assess the extent to which the provision of the services and programs reduces the likelihood of foster care placement, increases kinship arrangements or improves child well-being in accordance with section 476(d)(3) of the Act.

## 2. Overview of Technical Bulletin

The purpose of this Technical Bulletin is to provide detailed information on the data elements title IV-E agencies are to submit. The table in section 4 includes the element name and number, the definition of each element, the response option(s), and information on the structure of the file. The Children’s Bureau will be issuing additional guidance regarding format of the file and on file transmission. Title IV-E agencies will be required to submit data on all children with a prevention plan on a six-month (per Federal Fiscal Year) basis with a transmission period of 45 days.

### 3. File Content and Structure

This section identifies additional guidance for title IV-E agencies regarding the information that will be reported.

Information Common to other Children’s Bureau’s Data Sets. Information that is in the title IV-E prevention services, and is also included in either the Adoption and Foster Care Analysis and Reporting System (AFCARS), National Child Abuse and Neglect Data System (NCANDS), and National Youth in Transition Database (NYTD) needs to be consistent with what is reported in those files. This information includes, but may not be limited to, is:

- Child record number. Title IV-E agencies are to encrypt the child’s number using the same encryption logic used for the AFCARS, NCANDS and NYTD file (tribal IV-E agencies are not required to report information for NYTD or NCANDS). This will ensure that if the child is in foster care or enters the foster care system, the identifier will be the same as the child identifier for AFCARS. The title IV-E agency must apply and retain the same encryption routine or method for the person identification number across all report periods. The record number must be encrypted in accordance with ACF standards.
- Title IV-E agency. The specifications for the agency identifier will be provided once the implementation of the title IV-E prevention program begins, and the file format and transmission guidance is issued.

Information on File Structure. The data in the title IV-E prevention services file includes descriptive information (e.g., demographics) and information that may include multiple responses (e.g. child may be receiving multiple services). When the data are reported, the extraction of the information must include the services related to the period of 12 months following the prevention plan start date.

### 4. Data Elements

The following table includes the element number and name, the definition, and the response values for the 16 data elements. Title IV-E agencies must report information for a child who is a candidate for foster care, or is a pregnant or parenting youth in foster care. For a pregnant or parenting youth in foster care, title IV-E agencies do not need to report on elements #9, #14 and 14a.

Title IV-E Prevention Services Data Elements

Data Element Name	Definition	Valid Codes
1. Title IV-E Agency	Indicate the title IV-E agency responsible for submitting the data.	ACF provided code

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2. Child Identifier	Indicate the child's record number. This is an encrypted, unique person identification number that is the same for the child across all report periods state/tribal-wide.	Encrypted
3. Date of Birth	Month, day, and year of the child's birth.	Date
4. Sex	Indicate as appropriate.	Male Female
5. Race	<p>In general, a person's race is determined by how they define themselves or by how others define them. In the case of young children, parents determine the race of the child.</p> <p>American Indian or Alaska Native - A person having origins in any of the original peoples of North or South America (including Central America), and who maintains tribal affiliation or community attachment.</p> <p>Asian - A person having origins in any of the original peoples of the Far East, Southeast Asia, or the Indian subcontinent including, for example, Cambodia, China, India, Japan, Korea, Malaysia, Pakistan, the Philippine Islands, Thailand, and Vietnam.</p> <p>Black or African American - A person having origins in any of the black racial groups of Africa.</p> <p>Native Hawaiian or Other Pacific Islander - A person having origins in any of the original peoples of Hawaii, Guam, Samoa, or other Pacific Islands.</p>	Indicate child's race

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	<p>White - A person having origins in any of the original peoples of Europe, the Middle East, or North Africa.</p> <p>Declined - The child or parent(s) or legal guardian(s) has declined to identify a race.</p> <p>Unknown - The child's race is unknown because the race, or at least one race of the child is unknown, or the child and/or parent is not able to communicate the child's race.</p>	
6. Hispanic or Latino Ethnicity	<p>Answer "yes" if the child is of Mexican, Puerto Rican, Cuban, Central or South American origin, or a person of other Spanish cultural origin regardless of race. Whether or not a person is Hispanic or Latino is determined by how they define themselves or by how others define them. In the case of young children, parents determine the ethnicity of the child.</p> <p>Declined - The child or parent(s) or legal guardian(s) has declined to identify ethnicity.</p> <p>Unknown - The child and/or parent is unable to communicate the child's ethnicity.</p>	<p>Yes No Declined Unknown</p>
7. Pregnant or Parenting Youth in Foster Care	Is the child a pregnant or parenting youth in foster care as described in section 471(e)(2)(B) of the Act?	<p>Yes No</p>
8. Prevention Plan Start Date	Indicate the month, day, and year that the title IV-E agency identified the child in a prevention plan.	Date
9. Type of Service(s)	Identify the title IV-E prevention service category for each service	Mental health

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	provided during the 12-month period beginning on the prevention plan start date.	Substance abuse prevention and treatment services In-home parent skill-based programs
11. Service Start Date(s)	Enter the start date(s) of the title IV-E prevention service(s).	Date(s)
12. Cost of Service(s)	Enter the total expenditures for each title IV-E prevention service provided within the 12 months following the prevention plan start date.	Amount
13. Service End Date(s)	Enter the date(s) that each title IV-E prevention service ended. Note: This date cannot be after the 12 months following the prevention plan start date. If the title IV-E prevention service is still being provided as of the end of the report period, please indicate not applicable.	Date Not applicable
9. Foster Care Placement Status at 12 months from prevention plan start date	Indicate whether the candidate entered foster care 12 months from the prevention plan start date.	Yes No
14. Foster Care Entry	Did the candidate enter foster care as defined in 45 CFR 1355.20 within 24 months of the prevention plan start date?	Yes No
14.a. Date of Entry into Foster Care	If yes to #14, enter month, day, and year of each entry into foster care.	Date



Attention Reports Clearance Officer. All requests should be identified by the information collection. Email address: [infocollection@acf.hhs.gov](mailto:infocollection@acf.hhs.gov).

**OMB Comment:** OMB is required to make a decision concerning the collection of information between 30 and 60 days after publication of this document in the **Federal Register**. Therefore, a comment is best assured of having its full effect if OMB receives it within 30 days of publication. Written comments and recommendations for the proposed information collection should be sent directly to the following: Office of Management and Budget, Paperwork Reduction Project, Email: [OIRA\\_SUBMISSION@OMB.EOP.GOV](mailto:OIRA_SUBMISSION@OMB.EOP.GOV), Attn: Desk Officer for the Administration for Children and Families.

**Mary B. Jones,**  
*ACF/OPRE Certifying Officer.*  
 [FR Doc. 2019-10400 Filed 5-17-19; 8:45 am]  
**BILLING CODE 4184-41-P**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Administration for Children and Families**

**Submission for OMB Review; Prevention Services Data Collection (New Collection)**

**AGENCY:** Children’s Bureau; Administration for Children and Families; HHS.

**ACTION:** Request for public comment.

**SUMMARY:** The Children’s Bureau (CB), Administration for Children and Families (ACF), U.S. Department of Health and Human Services, is proposing to collect data for a new prevention services data collection for children receiving prevention and family services and programs.

**DATES:** *Comments due within 30 days of publication.* OMB is required to make a decision concerning the collection of information between 30 and 60 days after publication of this document in the **Federal Register**. Therefore, a comment is best assured of having its full effect if OMB receives it within 30 days of publication.

**ADDRESSES:** Written comments and recommendations for the proposed information collection should be sent directly to the following: Office of Management and Budget, Paperwork Reduction Project, Email: [OIRA\\_SUBMISSION@OMB.EOP.GOV](mailto:OIRA_SUBMISSION@OMB.EOP.GOV), Attn: Desk Officer for the Administration for Children and Families.

Copies of the proposed collection may be obtained by emailing [infocollection@acf.hhs.gov](mailto:infocollection@acf.hhs.gov). Alternatively, copies can also be obtained by writing to the Administration for Children and Families, Office of Planning, Research, and Evaluation, 330 C Street SW, Washington, DC 20201, Attn: OPRE Reports Clearance Officer. All requests, emailed or written, should be identified by the title of the information collection.

**SUPPLEMENTARY INFORMATION:**

*Description:* Section 471(e)(4)(E) of the Social Security Act (42 U.S.C. 671) as amended by Public Law 115–123 requires states and tribal child welfare agencies to collect and report to ACF information on children receiving prevention and family services and programs. States and tribes must report:

- The specific services or programs provided,
- The total expenditures for each of the services or programs provided,
- The duration of the services or programs provided, and
- If the child was identified in a prevention plan as a candidate for foster care:
  - The child’s placement status at the beginning and at the end, of the 12 month period that begins on the date the child was identified as a candidate for foster care in a prevention plan; and
  - Whether the child entered foster care during the initial 12 month period and during the subsequent 12 month period.

We have prepared a revised instrument (Technical Bulletin #1) that provides more detail regarding the specific file content and structure and data elements states and tribes will be required to provide. In addition, we have revised the number of annual response from one to two.

*Respondents:* State and tribal child welfare agencies.

**ANNUAL BURDEN ESTIMATES**

Instrument	Total number of respondents	Annual number of responses	Average burden hours per response	Annual burden hours
Prevention Services Data Collection .....	20	2	31	1,240

*Estimated Total Annual Burden Hours:* 1,240.

**Authority:** 42 U.S.C 671.

**Mary B. Jones,**  
*ACF/OPRE Certifying Officer.*  
 [FR Doc. 2019-10336 Filed 5-17-19; 8:45 am]  
**BILLING CODE 4184-25-P**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Administration for Children and Families**

**Submission for OMB Review; Child Care and Development Fund (CCDF) State Monitoring Compliance Demonstration Packet (New Collection)**

**AGENCY:** Office of Child Care; Administration for Children and Families; HHS.

**ACTION:** Request for public comment.

**SUMMARY:** The Office of Child Care (OCC), Administration for Children and Families (ACF), U.S. Department of Health and Human Services (HHS), is

proposing to collect data for a new Onsite Monitoring System to evaluate grantee compliance with (1) The Child Care and Development Block Grant (CCDBG) Act; (2) CCDF Regulations; and (3) The State/Territory CCDF approved Plan.

**DATES:** *Comments due within 30 days of publication.* OMB is required to make a decision concerning the collection of information between 30 and 60 days after publication of this document in the **Federal Register**. Therefore, a comment is best assured of having its full effect if OMB receives it within 30 days of publication.

**ADDRESSES:** Written comments and recommendations for the proposed information collection should be sent