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# ADVOCATE ALLEY

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Volume 3, Issue 1

January 2008

Cheers to a new year and another chance for us to get it right. ~Oprah Winfrey

## CASA Corner

Greetings Advocates,

A little info about HR 6893: Unfortunately, as with many federal appropriations bills, seeing the actual funds can take time. In this case we have some good news: this bill is different from most appropriations bills because it merely opens up the federal financial participation (FFP) of an existing stream, in this case Title IV-E foster care dollars. The bad news is that IV-E dollars are drawn down through the California Department of Social Services (CDSS), and they must administer the matching funds. Ideally, we can find or construct a way to draw down these funds so that they are usable by CASA programs and not just by the CDSS.

So, bottom line: there is still plenty of work that needs to be done. The State must decide if it wants to participate in many of these revisions and include it in the state IV-E plan. Also, procedures must be developed before we realize IV-E funds for CASA training. Be assured that CalCASA will be working on ways to make these funds available for program use. It will, however, take time and may require movement on the part of the CDSS and perhaps the legislature. But for now, and until the bill actually becomes law, conversations can begin with your Social Services Agency to see if they would be willing to pay for some of the training. Also, keep in mind that Social Services Agencies don't have a protocol or state match yet either.

Thank you for all you do,  
Siobhan Greene  
Executive Director

## Event Expressway

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• **Jan. 10-Annual Advocate Appreciation Party**  
Join us for a special breakfast at the Monterey Bay Aquarium honoring YOU! Please RSVP and we'll see you at **8:20am** sharp for a swimmingly good time!

• **Jan. 15 – CASA Informational Mixer**  
Please join us at Bahama Billy's at **6pm** in Carmel as we spread the word about what it's like to be a CASA. Feel free to bring along any potential advocates you know, or just come to share your own experience! Please RSVP and we hope to see you there!

• **Feb. 21- Music Day at UCSC**  
Look further into this month's newsletter for all the information. A GREAT opportunity for the youth we serve!

## Traffic School: Extended Education Opportunities New Avenues: Explore your extended education opportunities!

### Crime Stop USA

A crime prevention seminar presented by STANDUP COMEDIAN CLIFF DEW is fast paced, really funny and very educational!. CRIME STOP USA empowered us to be safe from violent crime by giving us information and tools to deal with Safety issues, getting to and from our cars safely, armed robbery, burglary, home invasion, weapons, sexual assault, carjacking and gang related crimes.

Date: Tuesday, Jan. 20

Time: 4:00pm - 6:00pm

Location: City of Marina Library

### Peer Review

Date: Wednesday, Jan. 28

Time: 12:00pm- 2:00pm

Location: CASA Office

**RSVP:** to Ruben at 455-6800 or [ruben@casamonterey.org](mailto:ruben@casamonterey.org) If you have any ideas, suggestions, etc regarding our continuing education program, consider joining the Continuing Education planning committee. Call or email Ruben for more information!

## Who you gonna call?

As a reminder, we always have an emergency cell phone for advocate use.

If you have an issue arise, and it is not during regular business hours at the CASA office (8:30am to 5:00pm), please feel free to utilize it.

Rest assured if you call the phone and it is not immediately answered, the staff member on duty will call you back momentarily, so please be sure to leave your name, issue and callback number.

We are eager to support you in whatever way we can at whatever time is necessary.



**The Emergency Cell Phone Number Is: 383-9431**

## Advocate Avenue



We would like to wish the following advocates a very happy birthday during the month of January...

Lisa Kay Crawley	1/2
Don Manzagol	1/2
Rick Baldwin	1/10
Michelle Burnett	1/10
Susan Gardner	1/13
Julie Bryan	1/15
Anissa Ferraro	1/15
Robert McDowell	1/23
Julie Demateo	1/24
Betsy Sunukjian	1/25
Mimi Haberfeld	1/26
Marvel Howarth	1/27
Sally Peterson	1/27
Dick Holm	1/31

## Signing a waiver for your CASA child... What's the right thing to do?

Recently this issue has come to our attention. When CASAs take their CASA child to participate in activities with an increased risk for injury such as skating, rock climbing or any other similar activity, often the facility will require that a "hold harmless" clause be signed before the child will be allowed to engage in any such activities.

A "hold harmless" clause absolves a business of responsibility for any injuries that a child might incur during their participation in the activities made available by the business. The CASA does not have the legal authority to sign a "hold harmless" on behalf of the child since the CASA volunteer is not a legal guardian.

We are implementing a new protocol which encourages the CASA to have the legal guardian, provide permission for the CASA to take the child to the facility requiring the "hold harmless" clause and in addition, the legal guardian must also sign the "hold harmless" clause.

CASA of Monterey County will provide a generic form that will give the legal guardian the option to grant the CASA permission for these types of outings.

The CASA office will attempt to keep blank copies on file for standard outings (rock climbing, roller skating, etc). Should a "hold harmless" clause be a requirement of the activity, and there is no form on file at the office, the CASA should obtain a copy of the "hold harmless" clause form; have it signed in advance by the legal guardian, and take it to the outing. A copy of the "hold harmless" form and slip granting the CASA permission to take the child on the outing should be submitted to the CASA Case Supervisor to be kept on file. Ideally, the office should receive its copy of the signed form prior to the outing.

## **Fostering Connections to Success and Increasing Adoptions Act (H.R.6893)**

### **Summary**

*The Fostering Connections to Success and Increasing Adoptions Act (H.R. 6893/P.L. 110-351) will help hundreds of thousands of children and youth in foster care by promoting permanent families for them through relative guardianship and adoption and improving education and health care. Additionally, it will extend federal support for youth to age 21. The act will also offer for the first time many American Indian children important federal protections and support.*

**The Fostering Connections to Success and Increasing Adoptions Act provides important supports for children and youth in foster care by:**

### **Ensuring Permanent Placements with Relatives**

- **Notice to relatives (Sec. 103).**

The act would require state agencies to exercise due diligence to identify and provide notice to all adult grandparents and other adult relatives of a child within 30 days after the child is removed from his or her home. It will help grandparents and other relatives get involved in children's care early on. The act also allows child welfare agencies to obtain state and federal child support data, including information to help locate children's parents and other relatives.

- **Kinship guardianship assistance payments for children living in foster care with relatives (Sec. 101).**

The act gives states the option to use federal Title IV-E funds for kinship guardianship payments for children cared for by relative foster parents who are committed to caring for these children permanently when they leave foster care. The children must be eligible for federal foster care maintenance payments while in the home of the relative and must reside with the relative for at least six consecutive months in foster care to be eligible for the kinship guardianship assistance payment. The children who are eligible are those for whom returning home and adoption are ruled out and who likely would otherwise remain in foster care until they "aged out" of the system.

Children 14 and older must be consulted about the kinship guardianship arrangement. Siblings may be placed in the same home and receive support even if some of them are not otherwise eligible. The kinship guardianship assistance payment rate for these children must not exceed the foster care payment that would have been paid had the child remained in a foster family home. Children eligible for these payments are also automatically eligible for Medicaid, as are children in foster care and those who receive adoption assistance payments. The act also clarifies that children who leave foster care after age 16 for kinship guardianship (or adoption) are eligible for independent living services and makes them eligible for education and training vouchers.

- **Licensing standards for relatives (Sec. 104).**

The act clarifies that states may waive non-safety licensing standards on a case-by-case basis in order to eliminate barriers to placing children safely with relatives in licensed homes. These standards include requirements such as mandatory square footage and minimum numbers of bedrooms or bathrooms per person. It also requires the Department of Health and Human Services (HHS) to submit a report to Congress within two years that examines state licensing standards, states' use of case-by-case waivers, and the effect of these waivers on children in foster care. The report must also review the reasons relative foster family homes may not be able to be licensed, and recommend administrative or legislative actions to allow more children in foster care to be safely placed in foster family homes with relatives and be eligible for federal support.

## **Increasing Adoptive Families for Children**

- **Federal support for adoption assistance for more children with special needs (Sec. 402).**

By “de-linking” a child’s eligibility for federal adoption assistance payments from outdated AFDC income requirements, the act increases the number of children with special needs who can be adopted with federal support. Currently a child in foster care may be eligible for federal adoption assistance only if the home the child is removed from has an income that meets the state’s AFDC income eligibility standard in place on July 16, 1996, without taking into account inflation. Not only is this standard outdated, but linking a child’s eligibility for adoption assistance to the income of the child’s parents whose parental rights were subsequently terminated makes no sense on basic fairness grounds. Eligibility should be based on the child’s needs. The act would eliminate this income eligibility requirement for adoption assistance. In addition, children who are eligible for SSI, based solely on the medical and disability requirements, would automatically be considered children with special needs and eligible for adoption assistance without regard to the SSI income requirements.

This act requires that savings resulting from these new Title IV-E eligibility rules must be invested in services (including post-adoption services) provided under Parts B and E of Title IV. The expansion of children eligible for federal adoption assistance payments will be phased in over nine years, with older children and those who have spent at least 60 consecutive months in care, and their siblings, being eligible first. As children are phased in, those children with special needs who are involuntarily or voluntarily placed with or relinquished to the care of a licensed private child placement agency or Indian tribal organization, as well as those in the care of public state or local agencies, will also be eligible for adoption assistance.

- **Expanding the Adoption Incentives Program (Sec. 401).**

The act enhances incentives in current law to promote the adoption of children from foster care. It renews the Adoption Incentive Grant Program for an additional five years, updates to FY 2007 the adoption baseline above which incentive payments are made, doubles the incentive payments for adoptions of children with special needs and older children adoptions, and gives states 24 months to use the adoption incentive payments. The act also permits states to receive an additional payment if the state’s adoption rate exceeds its highest recorded foster child adoption rate since 2002.

- **Making older children who exit foster care eligible for additional supports (Sec. 101).**

H.R. 6893 clarifies that children 16 and older who are adopted from foster care or who exit foster care to live with a relative guardian are eligible for independent living services. Under previous law, children adopted from foster care after age 16 are already eligible for education and training vouchers.

- **Outreach about the adoption tax credit (Sec. 403).**

The act helps to ensure that children in foster care benefit from the adoption tax credit. Research shows that the majority of taxpayers taking advantage of the federal adoption tax credit had not adopted through public child welfare agencies but, rather, through private agencies or attorneys. The act requires states to inform all people who are adopting or are known to be considering adopting a child in the custody of the state that they are potentially eligible for the adoption tax credit.

## **Maintaining Sibling Ties and Other Family Connections**

- **Placing siblings together (Sec. 206).** The act helps promote permanent family connections for children by requiring states to make reasonable efforts to place siblings in the same foster care, kinship guardianship, or adoptive placement, unless doing so would be contrary to the safety or well-being of any of the siblings. If siblings are not placed together, the state must make reasonable efforts to provide frequent visitation or other ongoing interaction between the siblings, unless this interaction would be contrary to a sibling's safety or well-being.

- **Family Connection Grants (Sec. 102).** The act authorizes a new grant program in Subpart 1 of Title IV-B for activities designed to connect children in foster care (or at risk of entering foster care) with family. Funds can be used for: 1) kinship navigator programs; 2) intensive family-finding efforts; 3) family group decision-making meetings for children in the child welfare system, with special attention to children exposed to domestic violence; or 4) residential family substance abuse treatment programs. Many of these activities would help grandparents and other relatives who are caring or want to care for their relative children. The act would guarantee \$15 million a year for competitive, matching grants to state, local, or tribal child welfare agencies and nonprofit organizations that have experience working with children in foster care or kinship care. \$5 million of these funds would be reserved each year for grants for kinship navigator programs. Funds would also be set aside for evaluation and technical assistance.

## **Improving Outcomes for Older Youth in Foster Care**

- **Continuing federal support for children in foster care after age 18 (Sec. 201).**

Compared to youth in the general population, youth who have experienced foster care are more likely to become homeless, incarcerated, and unemployed when they age out of care. They also are more likely to have physical, developmental, and mental health challenges. Unlike youth outside the child welfare system, most youth in foster care lose the only support system they know when they reach 18. There is evidence that youth who remain in foster care to age 21 have better outcomes when they leave care. The act allows states, at their option, to provide care and support to youth in foster care until the age of 19, 20, or 21 provided that the youth is either 1) completing high school or an equivalency program; 2) enrolled in post-secondary or vocational school; 3) participating in a program or activity designed to promote, or remove barriers to, employment; 4) employed for at least 80 hours per month; or 5) incapable of doing any of these activities due to a medical condition. The protections and requirements currently in place for younger children in foster care would continue to apply for youth ages 18-21. Youth ages 18-21 could be placed in a supervised setting in which they are living independently, as well as in a foster family home or group home. States could also extend adoption assistance and/or guardianship payments on behalf of youth ages 19, 20, or 21.

- **Helping older youth successfully transition from foster care to independence (Sec. 202).** Approximately half of all young people between the ages of 18-24 still live with their parents. This is not an option for youth who are in foster care – once they leave foster care, they are on their own. The act requires child welfare agencies to help youth make this transition to adulthood by requiring, during the 90-day period immediately before a youth exits from care at 18, 19, 20, or 21 that the child's caseworker, and other representatives as appropriate, helps the child develop a personal transition plan. The plan must be as detailed as the child chooses and include specific options on housing, health insurance, education, local opportunities for mentoring, continuing support services, work force supports and employment services.

## Improving the Quality of Staff Working with Children in the Child Welfare System

- **Extending federal training to more staff (Sec. 203).** The act recognizes the importance of a quality workforce to children's well-being. It expands the availability of federal Title IV-E training dollars to cover training of staff not only in public agencies but in private child welfare agencies, as well as court personnel, attorneys, guardian ad litem, and court appointed special advocates. Title IV-E training dollars could also be used to train prospective relative guardians in addition to foster and adoptive parents. Funding for this new training is phased in over 5 years.

### **Increasing Access to Federal Funding to Promote Better Outcomes for Indian Children**

- **Allowing Indian tribes direct access to federal foster care and adoption assistance funds (Sec. 301).** Currently, Indian tribes cannot access Title IV-E funds to administer their own foster care or adoption assistance programs. They must have an agreement with a state government to access IV-E funds. More than half of the federally recognized tribes do not have such an agreement. The act allows states and tribes to continue to operate or create Tribal/State agreements to administer the IV-E program. However, it also creates the option for tribes or tribal consortia to directly access and administer IV-E funds. This provision increases resources for Indian children and extends the IV-E protections to more Indian children. The act would also allow tribes to access a portion of the state's Chafee Foster Care Independence Program (CFCIP) funds and require the tribe to provide independent living services for tribal youth in the state. To support this initiative, the act requires the Secretary of the Department of Health and Human Services to provide technical assistance, implementation services, and grants to assist tribes in the transition to administering their own programs.

### **Addressing Children's Health and Education Needs**

- **Developing health oversight and coordination plans (Sec. 205).** The act requires states to develop, in coordination and collaboration with the state Medicaid agency and in consultation with pediatricians and other experts, a plan for the ongoing oversight and coordination of health care services for any child in foster care. The plan must describe how initial and follow-up health screenings will be provided, health needs identified will be monitored and treated, and medical information will be updated and appropriately shared with providers. The plan must also detail the steps that are or will be taken to ensure continuity of health care services, including the possibility of establishing a medical home for every child in care; and what will be done to ensure the oversight of prescription medications, including psychotropic drugs.

- **Promoting educational stability (Sec. 204).** Research shows that, on average, each change in school placement for a child results in a loss of six months of educational progress. More than one-third of children in foster care have experienced four changes in school placement. The act would require state child welfare agencies to improve educational stability for children in foster care by coordinating with local education agencies to ensure that children remain in the school they are enrolled in at the time of placement into foster care, unless that would not be in the child's best interests. If it is not in the child's best interest, the state must ensure immediate enrollment in a new school with all of the educational records of the child provided to that new school. The act also increases the amount of federal funding that may be used to cover education related transportation costs for children in foster care. In addition, the act requires states to provide assurances in their Title IV-E state plans that every school-age child in foster care, and every school-age child receiving an adoption assistance or subsidized guardianship payment, is enrolled as a full-time elementary or secondary school student or has completed secondary school.

*For further information on the Fostering Connections to Success and Increasing Adoptions Act, please contact Beth Davis-Pratt of the Child Welfare and Mental Health Team at the Children's Defense Fund at [edavis-pratt@childrensdefense.org](mailto:edavis-pratt@childrensdefense.org) or 202-662-3629 or Tiffany Conway at the Center for Law and Social Policy at [tconway@clasp.org](mailto:tconway@clasp.org) or 202-906-8026.*

October 14, 2008

Dear Colleagues,

UCSC CAMPUS MUSIC DAY - Sponsored by The Smith Renaissance Society  
Save the date ~ SATURDAY, February 21, 2009 ~ 9:00am-3:30pm

**PLEASE BRING YOUR YOUTH FOR A DAY OF MUSIC AND FUN!!**

The Smith Renaissance Society supports the success of UC Santa Cruz students who were in foster care, homeless for significant periods, or orphans without family support. We also do outreach to those who aspire to go to college.

Music Day is a wonderful opportunity to get to know UC Santa Cruz and the Smith Renaissance Society through artistic expression.

Hosted by the UCSC Smith Renaissance Society students, visiting students will have an opportunity to attend a variety of workshops including drumming, guitar, hiphop, salsa, and electronic music. We'll conclude the day with an Open Mic session where visiting students and UC Santa Cruz Collegiate Fellows can sign up to express themselves on stage.

This all-day event will be an exciting way to explore and express creativity.

Breakfast, lunch and snacks will be provided to keep you energized!

The day will commence with breakfast at 9:00am in the Porter Dining Hall at UC Santa Cruz. Join us for a morning of interactive workshops, lunch, and an open mic session in the afternoon!

Please send an expression of interest and request for more information to:  
Synthia Payne, Music Day Director, (831) 420-1578 [musicday2009@gmail.com](mailto:musicday2009@gmail.com)

Thank you so much for your continued support. We couldn't do what we do without your partnership.

Sincerely,  
Smith Renaissance Society

## *San Benito Street*

Thank you CASA Advocates for making the first year in San Benito County an awesome start. CASA San Benito is truly making a difference with the courts and the community. The community is recognizing who we are and the courts continue to add children to our waitlist. You, the Advocates, are the heart and soul of our organization. Because of you we have been able to make a successful start in this county and continue to grow and help more children in the dependency system. This could not have been possible without your commitment, dedication and compassion. Thank you for all the wonderful work you've been able to do, we are truly grateful. We wish to honor you on Saturday January 10, 2009 at the beautiful Monterey Bay Aquarium. We will be hosting a special breakfast at the Portola Café and afterwards you will be able to enjoy the Aquarium at your leisure. I am looking forward to seeing you at the Aquarium and best wishes to a Happy and Healthy 2009!

Best regards,

Esther Curtice

### **Upcoming Events**

**Birdies for Charity:** a fun and exciting way to make a charitable donation to CASA based on the number of combined birdies scored by PGA TOUR players throughout the 2009 AT&T Pebble Beach National Pro-Am golf tournament, Feb 12 -15.

**Lighting the Way, The Cotton Club** (Monterey's Major Fundraiser)- April 4<sup>th</sup>

**Heart of CASA** (San Benito's Major Fundraiser) - May 22<sup>nd</sup>

**CASA Golf Classic** at Pasadera - June 8<sup>th</sup>

Contact Edna for more information! 455-6800 or [edna@casamonterey.org](mailto:edna@casamonterey.org)

### **JUST FOR FUN!**

**If you have three quarters, four dimes, and four pennies,** you have \$1.19. You also have the largest amount of money in coins without being able to make change for a dollar (good to know.)

**The dot over the letter i is called a "tittle"** (not title, but tittle).

**Susan Lucci is the daughter** of Phyllis Diller.

**Ketchup** was sold in the 1830's as medicine.

**Leonardo DA Vinci** could write with one hand and draw with the other at the same time (hence, multitasking was invented).

**The name Wendy** was made up for the book Peter Pan; there was never a recorded Wendy before!

**There are no words** in the dictionary that rhyme with: orange, purple, and silver!

**The first product Motorola started to develop** was a record player for automobiles. At that time, the most known player on the market was the Victrola, so they called themselves Motorola.

**Celery has negative calories!** It takes more calories to eat a piece of celery than the celery has in it to begin with. It's the **same with apples!**