§ 1355.56 Failure to meet the conditions of the approved APD.

(a) If ACF finds that the title IV–E agency fails to meet any of the conditions cited in §1355.53, or to substantially comply with the criteria, requirements and other undertakings prescribed by the approved APD, approval of the APD may be suspended.

(b) If the approval of an APD is suspended during the planning, design, development, installation, or operation of the system:

(1) The title IV–E agency will be given written notice of the suspension. This notice shall state:

(i) The reason for the suspension,
(ii) The date of the suspension,
(iii) Whether the suspended system complies with criteria for 50 percent FFP, and
(iv) The actions required by the title IV–E agency for future enhanced funding.

(2) The suspension will be effective as of the date the title IV–E agency failed to comply with the approved APD;

(3) The suspension shall remain in effect until ACF determines that such system complies with prescribed criteria, requirements, and other undertakings for future Federal funding.

(4) Should a title IV–E agency cease development of an approved system, either by voluntary withdrawal or as a result of Federal suspension, all Federal incentive funds invested to date that exceed the normal administrative FFP rate (50 percent) will be subject to recoupment.


§ 1355.57 Cost allocation.

(a) All expenditures of a title IV–E agency to plan, design, develop, install, and operate the data collection and information retrieval system described in §1355.53 of this part shall be treated as necessary for the proper and efficient administration of the title IV–E plan, without regard to whether the system may be used with respect to foster or adoptive children other than those on behalf of whom foster care maintenance payments or adoption assistance payments may be made under the title IV–E plan.

(b) Cost allocation and distribution for the planning, design, development, installation and operation must be in accordance with §95.631 of this title and section 474(c) of the Act, if the SACWIS or TACWIS includes functions, processing, information collection and management, equipment or services that are not directly related to the administration of the programs carried out under the plan approved under title IV–B or IV–E.

[77 FR 934, Jan. 6, 2012]

APPENDIX A TO PART 1355—FOSTER CARE DATA ELEMENTS

SECTION I—FOSTER CARE DATA ELEMENTS

Data elements preceded by "**" are the only data elements required for children who have been in care less than 30 days. For children who entered care prior to October 1, 1995, data elements preceded by either "**" and "***" are the only data elements required. This means that, for these two categories of children, these are the only data elements to which the missing data standard will be applied.

I. General Information

**A. Title IV–E agency
**B. Report date (mo.) (yr.)
**C. Local Agency (County or Equivalent Jurisdiction)
**D. Record Number
**E. Date of Most Recent Periodic Review (if Applicable) (mo.) (day) (yr.)

II. Child’s Demographic Information

**A. Date of Birth (mo.) (day) (yr.)