

Authorizing Statutes for the Kansas Department for Children and Families Related to the Foster Care Program

Program	Brief Program Description	Authorizing Language	
		Statutory	Other
Operations Program	Administrative functions of the agency, including governmental affairs, communications, public policy, financial management, budget, accounting, administrative operations, legal services, and human resources.	KSA 39-708c (powers and duties of the Secretary for Children and Families); KSA 75-5310 (allows the secretary to hire commissioners, deputy commissioners, and attorneys as needed)	--
Field Operations	Staff deployed throughout the state of Kansas to deliver benefits and determine eligibility.	KSA 39-708c (directs the Secretary to establish intake offices throughout the state)	--
Children and Family Services Administration	Provide administrative support for children and family services.	KSA 38-2201 <i>et seq.</i> (the Kansas Code for Care of Children; places responsibility on DCF for child protection, foster care and adoption services)	Social Security Act Title IV Part B and Part E as well as portions of the Child Abuse Prevention and Treatment Act (CAPTA) (42 USC 5106 <i>et seq.</i>) provide federal funding when requirements are met.
Protection and Reporting Center	Call center that receives reports of child abuse/neglect and adult abuse/neglect statewide.	KSA 38-2226 (requires the Secretary receive reports of abuse and neglect)	42 USC 5106 <i>et seq.</i> (in the CAPTA) provides federal funding to improve child protection when requirements are met.
Family Services	Enhance the safety and mitigate risk factors impacting the family's capacity to care for its children.	KSA 75-5316a (allows the Secretary to organize and establish programs as needed); KSA 38-2201 <i>et seq.</i> (courts must determine whether reasonable efforts are made to maintain children safely in their own homes)	42 USC 5106 <i>et seq.</i> (CAPTA) and Title IV Part B of the Social Security Act provide federal funding to assist families in maintaining children safely at home.
Family Preservation- In Home Services	Provide intensive services to families who are at imminent risk of having a child come into the custody of DCF and removed from the family home.	KSA 75-5316a (allows the Secretary to organize and establish programs as needed); KSA 38-2201 <i>et seq.</i> (courts must determine whether reasonable efforts are made to maintain children safely in their own homes)	42 USC 5106 <i>et seq.</i> (CAPTA) and Title IV Part B of the Social Security Act provides federal funding to assist families in maintaining children safely at home.
Other Children and Family Services Grants and Contracts	Child abuse prevention and treatment act grant, the family centered system of care development grant, the Kansas Coalition on Sexual and Domestic Violence Grant, emergency shelter grant, child welfare grants for Native American tribes, Promoting Safe and Stable Families Caseworker Visitation Grant, and the Methamphetamine Abuse Regional Partnerships Grant.	KSA 75-5316a (allows the Secretary to organize and establish programs as needed); KSA 38-2201 <i>et seq.</i> (requires provision of reasonable efforts to maintain children safely in their own homes)	Social Security Act Title IV Part B (42 USC 621 <i>et seq.</i>) and the Child Abuse Prevention and Treatment Act (42 USC 5106 <i>et seq.</i>) (CAPTA) provide funds to assist families so the family's children may remain safely at home. Social Security Act Title IV Part E requires services be provided to prevent out-of-home care, requires collaboration with Native American tribes and others, and sets requirements for child worker visits.
Community Funding	Funds local collaborative efforts to provide services to children and their families to prevent unnecessary placements of children into Foster Care.	KSA 75-5316a (allows the Secretary to organize and establish programs as needed); KSA 38-2201 <i>et seq.</i> (requires provision of reasonable efforts to maintain children safely in their own homes)	42 USC 5106 <i>et seq.</i> (CAPTA) and Social Security Act Title IV Part B provide federal funding to assist families in maintaining children safely at home.

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Reintegration/Foster Care and Family Preservation Out of Home Services	Provide foster care services to children the court has found in need of care and the parents are not able to meet the safety and care needs of the child. In addition provide family preservation services.	KSA 39-709 (allows the Secretary to provide for placement in a foster home); KSA 38-2201 <i>et seq.</i> and KSA 38-2301 <i>et seq.</i> (the Revised Kansas Juvenile Justice Code) (authorize the court to place children in the custody of the Secretary or Commissioner of Juvenile Justice)	Title IV Part E of the Social Security Act provides funding to the extent the Act's requirements are met.
Behavior Management Services	Provide for the purchase of maintenance costs of custody and non-custody children in Therapeutic and Level V Residential Placements.	KSA 39-709 (allows the Secretary to make payments for placement for those in the custody of the state)	--
Adoption Recruitment Contract	Develop a pool of Kansas families who are willing to adopt a child in foster care, including the recruitment and training of these families.	KSA 75-5316a (allows the Secretary to organize and establish programs as needed); KSA 38-2201 <i>et seq.</i> (requires reasonable efforts to provide children a family through adoption when return to a parent is not viable)	Social Security Act Title IV Part E requires a state, to qualify for federal funds, to make efforts to place children for adoption when the children are unable to be safely reintegrated with a parent.
Permanent Custodianship	Provides a permanency option when reintegration and adoption are not preferred for the child. Provides a subsidy to families who assume the responsibility.	KSA 75-5316a (allows the Secretary to organize and establish programs as needed); KSA 38-2201 <i>et seq.</i> (permanent custody is authorized as an alternative permanency)	Social Security Act Title IV Part E requires efforts to achieve alternative permanencies when the children are unable to be safely reintegrated with a parent or adopted.
Adoption Support	Provides assistance for the needs of children placed in permanent adoptive homes, including medical services, ongoing monthly financial subsidies.	KSA 75-5316a (allows the Secretary to organize and establish programs as needed); 38-319 <i>et seq.</i> (establishes the adoption support program)	42 USC 671 and 673 require a state to have an adoption subsidy program to qualify for federal funds.
Independent Living	Provide that children between the ages of 15 and 21 who were in custody and in out-of-home placement receive services and assistance including monthly subsidy, life skills training, and leadership opportunities. In some circumstances, individuals up to age 23 may be eligible for services.	KSA 75-5316a (allows the Secretary to organize and establish programs as needed)	42 USC 677 (Title IV Part E of Social Security Act) requires a state to provide independent living services.
Licensure and Regulation of Foster Care and Other Residential Facilities	Licenses and regulates foster care and other residential facilities.	Executive Reorganization Order No. 43 transfers all powers, duties, and functions of the Department of Health and Environment, Division of Public Health, Bureau of Family Health, Child Placing Agency and Residential Programs Section, established by KSA 75-5601 <i>et seq.</i> , to DCF and the Secretary (effective July 1, 2015)	Executive Reorganization Order No. 43 establishes the Department for Children and Families will have all powers, duties, and functions related to foster care licensing.

Staff Note: Use of the 2014 Supplement to the Kansas Statutes Annotated is assumed in all KSA references.