

Department of Human Resources
Social Services

NOTICE OF INTENDED ACTION

RULE NO. & TITLE: 660-5-36-.04 Out of Home Placement of Indian Children

INTENDED ACTION: Incorporate federal regulations into Administrative Procedures Code


SUBSTANCE OF PROPOSED ACTION: The *Fostering Connections to Success and Increasing Adoptions Act of 2008* mandated the development of federal procedures for the transfer of placement and care responsibility from a state title IV-E agency (DHR) to an Indian tribe with either a title IV-E agreement or an Indian tribe with an approved IV-E plan. Procedures were released in the Federal Register in January 2010. States were instructed in April 2013 to develop policy and submit an amended IV-E State Plan to include the required procedures. The purpose of the procedures is to assure that an Indian child who is title IV-E eligible continues to receive IV-E benefits and payments after the care of the Indian child is transferred to a tribe.

TIME, PLACE, MANNER OF PRESENTING VIEWS: All interested parties may submit data, views, or arguments respecting the proposed amendment by mail or in person through the close of business on March 7, 2014. Persons wishing to submit data, views, or arguments orally should contact the Department's Administrative Procedure Secretary between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday, excluding State holidays, at (334) 242-9330, or set up an appointment for such oral/in person presentations.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: March 7, 2014

CONTACT PERSON AT AGENCY:

Gail Grobe, APA Secretary
State Department of Human Resources
Gordon Persons Building
50 Ripley Street, Room 2122
Montgomery, Alabama 36130-4000



Nancy T. Buckner, Commissioner
Department of Human Resources