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**AGENCY PLAN FOR TITLE IV-E OF THE SOCIAL SECURITY ACT
FOSTER CARE AND ADOPTION ASSISTANCE
STATE/TRIBE OF South Carolina**

U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES
ADMINISTRATION FOR CHILDREN AND FAMILIES
CHILDREN'S BUREAU
May 2018

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**PLAN FOR TITLE IV-E OF THE SOCIAL SECURITY ACT
FEDERAL PAYMENTS FOR FOSTER CARE AND ADOPTION ASSISTANCE
STATE/TRIBE OF South Carolina**

As a condition of the receipt of Federal funds under title IV-E of the Social Security Act (hereinafter, the Act), the

South Carolina Department of Social Services

(Name of State/Tribal Agency)

submits here a plan for the programs to provide, in appropriate cases, foster care and adoption assistance, and if the State/Tribal agency elects, guardianship assistance, under title IV-E of the Act and hereby agrees to administer the programs in accordance with the provisions of this plan, title IV-E of the Act, and all applicable Federal regulations and other official issuances of the Department.

The official text of laws, regulations and official issuances governs, and the State/Tribal agency acknowledges its responsibility to adhere to them regardless of the fact that, for purposes of simplicity, the specific provisions printed herein are sometimes paraphrases of, or excerpts and incomplete quotations from, the full text. Statutory citations refer to provisions in title IV-E of the Social Security Act. Regulatory citations refer to provisions in 45 CFR Parts 1355 and 1356.

The State/Tribal agency understands that if and when title IV-E is amended or regulations are revised, a new or amended plan for title IV-E that conforms to the revisions must be submitted.

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
	SECTION 4. GENERAL PROGRAM REQUIREMENTS	
471(a)(10) and (36)(B), (C) and (D)	<p>A. STANDARDS FOR FOSTER FAMILY HOMES AND CHILD CARE INSTITUTIONS</p> <p>The agency has established or designated a State/Tribal authority(ies) which is responsible for establishing and maintaining standards for foster family homes and child care institutions which are reasonably in accord with recommended standards of national organizations concerned with standards for such institutions or homes, including standards related to admission policies, safety, sanitation, and protection of civil rights and which shall permit use of the reasonable and prudent parenting standard.</p> <p>The standards so established are applied by the State/Tribe to any foster family home or child-care institution receiving funds under titles IV-E or IV-B. The standards shall require, as a condition of each contract entered into by a child care institution to provide foster care, the presence on-site of at least 1 official who, with respect to any child placed at the child care institution, is designated to be the caregiver who is authorized to apply the reasonable and prudent parent standard to decisions</p>	<p>See ATTACHMENT X.</p> <p>S.C. Code of Regulations § 114-550 Licensure for Foster Care. SCDSS policy Cpt. 7, Foster Family Licensing & Support.</p> <p>S.C. Code § 63-7-25 Children in out-of-home care; age or developmentally appropriate activities. SCDSS policy 760.3 Reasonable and Prudent Parenting.</p>

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	<p>involving the participation of the child in age or developmentally-appropriate activities, and who is provided with training in how to use and apply the reasonable and prudent parent standard in the same manner as prospective foster parents are provided the training pursuant to paragraph 471(a)(24).</p> <p>The standards for foster family homes and child care institutions shall include policies related to the liability of foster parents and private entities under contract by the State involving the application of the reasonable and prudent parent standard, to ensure appropriate liability for caregivers when a child participates in an approved activity and the caregiver approving the activity acts in accordance with the reasonable and prudent parent standard.</p> <p>The State/Tribal agency may provide waivers of such standards only on a case-by-case basis for non-safety standards (as determined by the State/Tribe) in relative foster family homes for specific children in care. The State/Tribal agency must describe which standards it most commonly waives, or if the agency has elected not</p>	<p>Regulation 114-550(L)</p> <p>S.C. Code § 63-7-25 Children in out-of-home care; age or developmentally appropriate activities. SCDSS policy 760.3 Reasonable and Prudent Parenting.</p> <p>S.C. Code § 63-7-2320 Kinship Foster Care Program, specifically subsection (D)(4). SCDSS policy 741.1 Licensure of Kinship Foster Families.</p>

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
	<p>to waive the standards, the reason for not waiving these standards.</p> <p>State/Tribal agencies that provide such waivers must describe training provided to caseworkers to use the waiver authority and the state/tribal agency process or tools provided to assist caseworkers in waiving non-safety standards per the authority provided in 471(a)(10)(D) to quickly place children with relatives.</p> <p>The agency must describe any steps the agency is taking to improve caseworker training or the process.</p> <p>(Tribes, see section 7)</p>	<p>The common nonsafety elements waived include income, reference letters, and medical statements. All frontline child welfare staff including licensing staff were trained on this during the months of April and May 2019.</p>
471(a)(36)(A)	<p>The State/Tribal agency shall maintain licensing standards that are in accord with model standards identified by the Secretary, and if not, shall document the reason for the specific deviation and a description as to why having a standard that is reasonably in accord with the corresponding national model standards is not appropriate for the agency.</p>	<p>See ATTACHMENT X, specific deviations are described.</p>

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
1355.20(a) 472(c)(1)	<p>1. Foster family home means, for the purpose of title IV-E eligibility, the home of an individual or family:</p> <p>a. that is licensed or approved by the State or Tribal service area in which it is situated as a foster family home (or with respect to foster family homes on or near Indian reservations, by the tribal licensing or approval authority(ies)), that as meets ing the standards established for the licensing or approval; and</p> <p>b. in which a child in foster care has been placed in the care of an individual, who resides with the child and who has been licensed or approved by the State/Tribal agency to be a foster parent that the agency deems capable of adhering to the reasonable and prudent parent standard; that provides 24-hour substitute care for children placed away from their parents or other caretakers; and that provides the care for not more than six children in foster care.</p> <p>c. in which the number of foster children that may be cared for in a foster family home may not exceed six,</p>	<p>S.C. Code of Regulations § 114-550(A), including definitions of "foster care" and "the foster family."</p> <p>S.C. Code § 63-7-240. Number of foster children who may be placed in a foster home. Limits the number of children in foster care placed in the home to 5, with exceptions provided.</p>

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
	<p>except at the option of the State/Tribal agency, for any of the following reasons:</p> <p>(i) To allow a parenting youth in foster care to remain with the child of the parenting youth.</p> <p>(ii) To allow siblings to remain together.</p> <p>(iii) To allow a child with an established meaningful relationship with the family to remain with the family.</p> <p>(iv) To allow a family with special training or skills to provide care to a child who has a severe disability.</p> <p>Foster family homes that are approved must be held to the same standards as foster family homes that are licensed. Anything less than full licensure or approval is insufficient for meeting title IV-E eligibility requirements. (Tribes, see also section 7)</p>	
<p>1355.20(a)(2) 472(c)(2)</p>	<p>2. Child care institution means a private child care institution, or a public child care institution which accommodates no more than 25 children, and is licensed</p>	

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
	<p>by the State/Tribe in which it is situated or has been approved by the agency of such the State or tribal licensing authority (with respect to child care institutions on or near Indian reservations) responsible for licensing or approval of institutions of this type as meeting the standards established for such licensing except, in the case of a child who has attained 18 years of age, the term includes a supervised setting in which the individual is living independently.</p> <p>This definition must not include detention facilities, forestry camps, training schools, or any other facility operated primarily for the detention of children who are determined to be delinquent.</p>	

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
	<p>In addition to these requirements, a qualified residential treatment program must be accredited by any of the independent, not-for-profit organizations listed at 472(k)(4)(G) of the Act or any other independent, not-for-profit accrediting organization of a similar type and kind as those already identified in the Act approved by the Secretary (see Attachment XI).</p> <p>(Tribes, see also section 7 for requirements related to 471(a)(10).)</p>	
472(j)	<p>3. Licensed residential family-based treatment facility for substance abuse, means a treatment facility provides, as part of the treatment for substance abuse, parenting skills training, parent education, and individual and family counseling; and under an organizational structure and treatment framework that involves understanding, recognizing, and responding to the effects of all types of trauma and in accordance with recognized principles of a trauma-informed approach and trauma-specific</p>	

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
	interventions to address the consequences of trauma and facilitate healing.	
1356.21(m)(1)&(2) 471(a)(11)	<p>B. REVIEW OF PAYMENTS AND LICENSING STANDARDS</p> <p>The agency reviews at reasonable, specific, time-limited periods established by the State/Tribe:</p> <ol style="list-style-type: none"> 1. the amount of the payment made for foster care maintenance and adoption assistance to assure their continued appropriateness; and 2. the licensing or approval standards for child care institutions and foster family homes. 	
471(a)(12)	<p>C. FAIR HEARINGS</p> <p>The State/Tribal agency has a system for granting an opportunity for a fair hearing (before the State/Tribal agency) to any individual whose claim for benefits under this plan is denied or not acted upon with reasonable promptness.</p>	

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
471(a)(13)	<p>D. INDEPENDENT AUDIT</p> <p>The State/Tribal agency will arrange for a periodic and independently conducted audit, no less frequently than once every three years, of the titles IV-E and IV-B programs.</p>	
471(a)(9)(A)	<p>E. CHILD ABUSE AND NEGLECT</p> <p>The State/Tribal agency will report to an appropriate agency or official known or suspected instances of physical or mental injury, sexual abuse or exploitation, or negligent treatment or maltreatment of a child receiving aid under titles IV-B or IV-E under circumstances that indicate that the child's health or welfare is threatened.</p>	
471(a)(25)&(26)	<p>F. TIMELY INTERSTATE PLACEMENT OF CHILDREN</p> <p>1. The State/Tribal agency shall have in effect procedures for the orderly and timely interstate placement of children which provides that:</p> <p>a. within 60 days after the State/Tribe receives from another State or Tribe a request to conduct a study of a home environment for purposes of assessing the safety</p>	

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
	<p>and suitability of placing a child in the home, the State or Tribe shall, directly or by contract:</p> <ul style="list-style-type: none"> i. conduct and complete the study; and ii. return to the other State or Tribe a report on the results of the study which shall address the extent to which placement in the home would meet the needs of the child; <p>b. the State or Tribe is not required to complete within the applicable time period the parts of the home study involving the education and training of the prospective foster or adoptive parents;</p> <p>c. the State or Tribe shall treat any such report that is received from another State or Tribe (or from a private agency under contract with another State/Tribe) as meeting any requirements imposed by the State or Tribe for the completion of a home study before placing a child in the home, unless, within 14 days after receipt of the report, the State or Tribe determines, based on grounds that are specific to the content of the report, that making</p>	

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
	<p>a decision in reliance on the report would be contrary to the welfare of the child; and</p> <p>d. the State or Tribe shall not impose any restriction on the ability of an agency administering, or supervising the administration of, a State or Tribal program operated under a plan approved under this part to contract with a private agency for the conduct of such a home study.</p>	
471(a)(25)	<p>2. The State shall have in effect procedures for the use of an electronic interstate case-processing system.</p> <p>(Not applicable to Tribes, Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, and American Samoa)</p>	Not required until 10/1/2027
471(a)(18)(A)&(B) 1355.38(a)(2)	<p>G. REMOVAL OF BARRIERS TO INTERETHNIC ADOPTION</p> <p>1. A State/Tribal agency or any other entity in the State/Tribe that receives funds from the Federal Government and is involved in adoption or foster care placements may not:</p>	

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
	<p>a. deny to any person the opportunity to become an adoptive or foster parent, on the basis of race, color, or national origin of the person, or of the child involved; or</p> <p>b. delay or deny the placement of a child for adoption or into foster care, on the basis of race, color, or national origin of the adoptive or foster parent or the child involved; and</p> <p>c. maintain any statute, regulation, policy, procedure or practice that, on its face, is a violation as defined in sections 471(a)(18)(A) and (B)).</p>	
1355.38(a)(5)	2. Compliance with the Indian Child Welfare Act of 1978 (Pub.L.95-608) does not constitute a violation of section 471(a)(18).	
471(a)(19)	<p>H. KINSHIP CARE</p> <p>1. The State/Tribal agency considers giving preference to an adult relative over a non-related caregiver when determining a placement for a child, provided that the</p>	

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
	relative caregiver meets all relevant State/Tribal child protection standards.	
471(a)(29) 475(7)	<p>2. Within thirty days after the removal of a child from the custody of the parent or parents of the child, the State/Tribal agency shall exercise due diligence to identify and provide notice to the following relatives: all adult grandparents, all parents of a sibling of the child, where such parent has legal custody of such sibling, and other adult relatives of the child (including any other adult relatives suggested by the parents), subject to exceptions due to family violence, that:</p> <p>a. specifies that the child has been or is being removed from the custody of the parent or parents of the child;</p> <p>b. explains the options the relative has under Federal, State, and local law or Tribal law to participate in the care and placement of the child, including any options that may be lost by failing to respond to the notice;</p> <p>c. describes the requirements under paragraph 471(a)(10) to become a foster family home and the additional services and supports that are available for the children placed in such a home; and</p>	

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
	<p>d. if the State/Tribal agency has elected to operate a kinship guardianship assistance program, describes how the relative guardian of the child may subsequently enter into an agreement with the State/Tribal agency under 473(d) to receive the payments.</p> <p>3. The legal guardianship means a judicially created relationship between the child and relative which is intended to be permanent and self-sustaining as evidenced by the transfer to the relative of the following parental rights with respect to the child:</p> <ul style="list-style-type: none"> a. protection; b. education; c. care and control of the person; d. custody of the person; and e. decision making. 	
471(a)(31)	<p>I. SIBLING PLACEMENT</p> <p>The State/Tribal agency shall make reasonable efforts to:</p>	

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
	<ol style="list-style-type: none"> 1. place siblings removed from their home in the same foster care, kinship guardianship, or adoptive placement, unless the State documents that such a joint placement would be contrary to the safety or well-being of any of the siblings; and 2. in the case of siblings removed from their home who are not so jointly placed, to provide for frequent visitation or other ongoing interaction between the siblings, unless that State/Tribal agency documents that frequent visitation or other ongoing interaction would be contrary to the safety or well-being of any of the siblings. 	
471(a)(20)(A)	<p>J. SAFETY REQUIREMENTS</p> <ol style="list-style-type: none"> 1. Safety requirements for foster care, and adoptive home providers. <ol style="list-style-type: none"> a. The State/Tribal agency provides procedures for criminal records checks (including finger-print-based checks of national crime information databases (as defined in section 534(f) (3)(a) of title 28, United States Code) for any prospective foster and adoptive parent before the parent may be finally approved for placement of a child regardless of whether foster care maintenance 	

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
	payments or adoption assistance payments are to be made on behalf of the child.	
1356.30(b) 471(a)(20)(A)(i)	<p>b. The State/Tribe does not approve or license any prospective foster or adoptive parent, nor does the State/Tribal agency claim FFP for any foster care maintenance or adoption assistance payment made on behalf of a child placed in a foster home operated under the auspices of a child placing agency or on behalf of a child placed in an adoptive home through a private adoption agency, if the State/Tribal agency finds that, in any case involving a child on whose behalf such payments are to be made in which a criminal records check conducted in accordance with paragraph (a) of this section, a court of competent jurisdiction has determined that the prospective foster or adoptive parent has been convicted of a felony involving:</p> <ul style="list-style-type: none"> i. child abuse or neglect; ii. spousal abuse; iii. a crime against a child or children (including child pornography); or 	

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
	iv. a crime involving violence, including rape, sexual assault, or homicide, but not including other physical assault or battery.	
1356.30(c) 471(a)(20)(A)(ii)	<p>c. The State/Tribe does not approve or license any prospective foster or adoptive parent, nor claim FFP for any foster care maintenance or adoption assistance payment made on behalf of a child placed in a foster family home operated under the auspices of a child placing agency or on behalf of a child placed in an adoptive home through a private adoption agency, if the State/Tribal agency finds, in any case involving a child on whose behalf such payments are to be made in which a criminal records check conducted in accordance with paragraph (a) of this section, that a court of competent jurisdiction has determined that the prospective foster or adoptive parent has, within the last five years, been convicted of a felony involving:</p> <ul style="list-style-type: none"> i. physical assault; ii. battery; or iii. a drug-related offense. 	

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
1356.30(f) 471(a)(20)(D)	d. In order for a child to be eligible for title IV-E funding, the licensing file for a child care institution must contain documentation which verifies that safety considerations with respect to the staff of the institution have been addressed. State/Tribal agency shall provide procedures for any child care institution, including a group home, residential treatment center, shelter, or other congregate care setting, to conduct criminal record checks, including fingerprint-based checks of national crime information databases (as defined in section 534(f)(3)(A) of title 28, United States Code), and checks described in subparagraph (B) of this paragraph, on any adult working child-care institution, including a group home, residential treatment center, shelter, or other congregate care setting, unless the State reports to the Secretary the alternative criminal records checks and child abuse registry checks the State conducts on any adult working in a child-care institution, including a group home, residential treatment center, shelter, or other congregate care setting, and why the checks specified in this subparagraph are not appropriate for the State.	SCDSS Child Welfare Policy: Chapter 1: Administration, Section 1.9: Criminal Record and Registry Checks in Child-Care Institutions(CCI)
471(a)(20)(B)	e. The State/Tribal agency shall check any child abuse and neglect registry for information on any prospective	

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
	<p>foster or adoptive parent and on any other adult living in the home of such a prospective parent for such information, before the prospective foster or adoptive parent may be finally approved for placement of a child, regardless of whether foster care maintenance payments or adoption assistance payments are to be made on behalf of the child:</p> <ul style="list-style-type: none"> i. the State/Tribal agency shall check any child abuse and neglect registry it maintains for such information; ii. the State/Tribal agency shall request any other State/Tribe in which any such prospective parent or other adult has resided in the preceding 5 years, to check any child abuse and neglect registry maintained by such other State or Tribe for such information; and iii. the State/Tribal agency shall comply with any such request to check its child abuse and neglect registry that is received from another State or Tribe. 	
471(a)(23)(A)&(B)	<p>K. INTERJURISDICTIONAL ADOPTIONS</p> <p>The State/Tribal agency will not:</p>	

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
	<ol style="list-style-type: none"> 1. deny or delay the placement of a child for adoption when an approved family is available outside of the jurisdiction with responsibility for handling the case of the child; or 2. fail to grant an opportunity for a fair hearing, as described in section 471(a)(12), to an individual whose allegation of a violation of part (1) of this subsection is denied by the State/Tribal agency or not acted upon by the State/Tribal agency with reasonable promptness. 	
471(a)(22)	<p>L. QUALITY STANDARDS</p> <ol style="list-style-type: none"> 1. The State/Tribal agency has developed and implemented standards to ensure that children in foster care placements in public or private agencies are provided quality services that protect the safety and health of the children. 	
471(a)(24)	<ol style="list-style-type: none"> 2. The State/Tribal agency will ensure that prospective foster parents are adequately trained with the appropriate knowledge and skills to provide for the needs of the child and that the preparation will be continued, as necessary, after the placement of the child and that the preparation 	

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	<p>shall include knowledge and skills relating to the reasonable and prudent parent standard for the participation of the child in age or developmentally-appropriate activities, including knowledge and skills relating to the developmental stages of the cognitive, emotional, physical, and behavioral capacities of a child, and knowledge and skills relating to applying the standard to decisions such as whether to allow the child to engage in social, extracurricular, enrichment, cultural, and social activities, including sports, field trips, and overnight activities lasting 1 or more days, and to decisions involving the signing of permission slips and arranging of transportation for the child to and from extracurricular, enrichment, and social activities.</p>	
471(a)(30)	<p>M. COMPULSORY SCHOOL ATTENDANCE</p> <p>The State/Tribal agency has a system for assuring that each child who has attained the minimum age for compulsory school attendance under State/Tribal law and with respect to whom there is eligibility for a payment under the plan is a full-time elementary or secondary school student or has completed secondary school, and for purposes of this paragraph, the term `elementary or</p>	

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	<p>secondary school student' means, with respect to a child, that the child is--</p> <ol style="list-style-type: none"> 1. enrolled (or in the process of enrolling) in an institution which provides elementary or secondary education, as determined under the law of the State or other jurisdiction in which the institution is located; 2. instructed in elementary or secondary education at home in accordance with a home school law of the State or other jurisdiction in which the home is located; 3. in an independent study elementary or secondary education program in accordance with the law of the State or other jurisdiction in which the program is located, which is administered by the local school or school district; or 4. incapable of attending school on a full-time basis due to the medical condition of the child, which incapability is supported by regularly updated information in the case plan of the child. 	
471(a)(27)	N. VERIFICATION OF CITIZENSHIP OR IMMIGRATION STATUS	

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
	1. The State/Tribal agency will have in effect procedures for verifying the citizenship or immigration status of any child in foster care under the responsibility of the State/Tribal agency under title IV-E or part B, and without regard to whether foster care maintenance payments are made under section 472 on behalf of the child.	
472(a)(4)	2. For the purposes of meeting the requirements of the section 401(a) of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (PRWORA), children must meet the definition of "qualified alien" (as defined in section 431(b) of PRWORA) to be eligible for Federal foster care maintenance or adoption assistance (except that children receiving adoption assistance pursuant to agreements signed before August 22, 1996 may continue to receive such assistance).	
475(9), (10), (11) and (12)	<p>O. DEFINITIONS</p> <p>For the purposes of the titles IV-B and IV-E of the Act:</p> <p>1. The term 'sex trafficking victim' means a victim of-</p>	

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	<p>a. sex trafficking (as defined in section 103(10) of the Trafficking Victims Protection Act of 2000); or</p> <p>b. a severe form of trafficking in persons described in section 103(9)(A) of such Act.</p> <p>2. The term 'reasonable and prudent parent standard' means the standard characterized by careful and sensible parental decisions that maintain the health, safety, and best interests of a child while at the same time encouraging the emotional and developmental growth of the child, that a caregiver shall use when determining whether to allow a child in foster care under the responsibility of the State/Tribe to participate in extracurricular, enrichment, cultural, and social activities. In this context, 'caregiver' means a foster parent with whom a child in foster care has been placed or a designated official for a child care institution in which a child in foster care has been placed.</p> <p>3. The term 'age or developmentally-appropriate' means—</p> <p>a. activities or items that are generally accepted as suitable for children of the same chronological age or level of maturity or that are determined to be</p>	

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
	<p>developmentally-appropriate for a child, based on the development of cognitive, emotional, physical, and behavioral capacities that are typical for an age or age group; and</p> <p>b. in the case of a specific child, activities or items that are suitable for the child based on the developmental stages attained by the child with respect to the cognitive, emotional, physical, and behavioral capacities of the child.</p> <p>4. The term 'sibling' means individual who satisfies at least one of the following conditions with respect to a child:</p> <p>a. The individual is considered by state/tribal law to be a sibling of the child.</p> <p>b. The individual would have been considered a sibling of the child under State/Tribal law but for a termination or other disruption of parental rights, such as the death of a parent.</p>	
471(a)(9)(C)	<p>P. SEX TRAFFICKING VICTIMS AND MISSING CHILDREN</p> <p>1. The State/Tribal agency has developed, in consultation with State and local law enforcement, juvenile justice,</p>	

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
	<p>health care providers, education agencies, and organizations with experience in dealing with at-risk youth, policies and procedures (including relevant training for caseworkers) for identifying, documenting in agency records, and determining appropriate services for:</p> <p>a. any child or youth over whom the State/Tribal agency has responsibility for placement, care, or supervision and who the agency has reasonable cause to believe is, or is at risk or being, a sex trafficking victim (including children for whom an agency has an open case file but who have not been removed from the home, children who have run away from foster care and who have not attained 18 years of age or such older age as the State has elected under section 475(8) of the Act, and youth who are not in foster care but are receiving services under section 477 of the Act); and</p> <p>b. at the option of the State/Tribal agency, any individual who has not attained 26 years of age, without regard to whether the individual is or was in foster care under the responsibility of the agency;</p>	
471(a)(35)(B)	2. For each child and youth described in 471(a)(9)(C)(i)(I) of the Act, the State/Tribal agency	

Federal Regulatory/ Statutory References	Requirement	State/Tribe Regulatory, Statutory, and Policy References and Citations for Each
	shall report immediately, and in no case later than 24 hours after receiving, information on missing or abducted children to the law enforcement authorities for entry into the National Crime Information Center (NCIC) database of the Federal Bureau of Investigation, and to the National Center for Missing and Exploited Children.	
471(34)(A)	3. For each child or youth described in 471(a)(9)(C)(i)(I), the state/tribal agency shall report immediately, and in no case later than 24 hours after receiving information on children or youth who have been identified as being a sex trafficking victim, to local law enforcement.	

Federal Regulatory/ Statutory References	Requirement	Regulatory, Statutory, and Policy References and Citations for Each
	SECTION 7. TRIBE OPERATED IV-E PROGRAM REQUIREMENTS	
471(a) 479B(b)	<p>A. GENERAL PROGRAM REQUIREMENTS</p> <p>Title IV-E plan requirements 471(a)(1) through (27), (29) through (31), and (33) through (375) are mandatory requirements applicable to Tribes operating a title IV-E program.</p>	
479B(c)(1)(B)	<p>B. SERVICE AREA AND POPULATIONS</p> <p>For purposes of complying with section 471(a)(3), this plan is in effect in all service areas and for all populations served by the Tribe and identified in Attachment V.</p>	
479B(c)(1)(C)(ii)	<p>C. NUNC PRO TUNC AND FOSTER CARE ELIGIBILITY REQUIREMENTS</p> <p>For purposes of determining whether a child whose placement and care are the responsibility of an Indian tribe, tribal organization, or tribal consortium satisfies</p>	

Federal Regulatory/ Statutory References	Requirement	Regulatory, Statutory, and Policy References and Citations for Each
	<p>the requirements of section 472(a), the following shall apply:</p> <ol style="list-style-type: none"> 1. Notwithstanding 472(a)(1), Tribes may use affidavits or nunc pro tunc orders as verification documents in support of the reasonable efforts and contrary to the welfare of the child judicial determinations required under that paragraph for the first 12 months for which this plan is in effect. 2. The State plan approved under section 402 (as in effect on July 16, 1996) of the State in which the child resides at the time of removal from the home shall apply to the determination of whether the child satisfies section 472(a)(3). 	
<p>479B(c)(2)</p> <p>471(a)(36)</p>	<p>D. LICENSING STANDARDS FOR TRIBAL FOSTER FAMILY HOMES AND CHILD CARE INSTITUTIONS</p> <p>For purposes of complying with section 471(a)(10), an Indian Tribe, Tribal organization, or Tribal consortium shall establish and maintain a tribal authority or authorities which shall be responsible for establishing and maintaining tribal licensing standards for tribal</p>	

Federal Regulatory/ Statutory References	Requirement	Regulatory, Statutory, and Policy References and Citations for Each
	foster family homes and tribal child care institutions in accordance with section 471(a)(36) of the Act	