Bulletin

June 29, 2007

Minnesota Department of Human Services
☐ P.O. Box 64941 ☐ St. Paul, MN 55164-0941

OF INTEREST TO

- County Human Service Directors
- County CCDTF Coordinators
- Tribal Business Committee Chairpersons
- Tribal CCDTF Coordinators
- Rule 25 Assessors

ACTION/DUE DATE

Please read and begin using the appropriate criteria for placement and funding of CCDTF clients. July 1, 2007 through June 30, 2008.

EXPIRATION DATE

The policies in this bulletin are in effect through June 30, 2008.

DHS Updates CCDTF Operations, Eligibility for State Fiscal Year 2008

TOPIC

Consolidated Chemical Dependency Treatment Fund (CCDTF) Eligibility for Services; Allocations; Maintenance of Effort and Retained Collections for SFY 2008; Mandatory CCDTF Provider Rate Increases.

PURPOSE

Distribute Information regarding

- The allocation process
- The allocation, administrative allowance, and maintenance of effort requirement amounts for SFY 2008
- Mandatory rate increases to CCDTF providers

CONTACT

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SIGNED

WES KOOISTRA

Assistant Commissioner
Chemical and Mental Health Services Administration

Consolidated Chemical Dependency Treatment Fund (CCDTF) Eligibility Criteria

- Tier I (Entitled Services Persons with incomes at or below 100% Federal Poverty Guidelines). Under Minnesota Statutes, section 254B.03 and 254B.04, the local agency must place all entitled persons.
- Tier II (Persons with incomes over entitlement and up to 215% of Federal Poverty Guidelines) No funds were appropriated by the Legislature for Tier II.
- Tier III (Persons with incomes between 216% and 412% of Federal Poverty Guidelines). No funds were appropriated by the Legislature for Tier III.

Counties and tribes are required to continue assessing and placing clients who meet clinical and financial eligibility after allocations are exhausted and maintenance of effort requirements are met. These placements will be paid out of the CCDTF Reserve Fund with a 15% county match.

<u>SFY 2008 – Allocation, Administrative Allowance, and Maintenance of Effort Requirements</u>

The department applies the allocation formula in Minnesota Statutes, section 254B.02, Subdivision 1 to the annual legislative appropriation of state dollars for chemical dependency services. The SFY 2008 Tier I amount for allocation is \$78,225,000.

Specific allocation, maintenance of effort requirement, and administrative allowance amounts are provided in the following attachments to this bulletin:

Table 1 – The SFY 2008 CCDTF Allocation Determination Table shows the apportionment of total state appropriated dollars to the American Indian Account, the Tribal Reserve Account, the Non-Reservation American Indian Account, and the remaining amount for county allocation.

Table 2 – The SFY 2008 CCDTF American Indian Tribal Allocation Table shows each tribal reservation's CCDTF initial allocation, administrative allowance, and allocation left for treatment.

Table 3 – The SFY 2008 CCDTF County Allocation and Maintenance of Effort Table shows each county's CCDTF initial allocation, administrative allowance, and allocation left for treatment.

Retained Collections for Operation of CCDTF Billing, Accounting, and Collections

The operation of the CCDTF billing, accounting, and collections system is funded by the retention of a portion of third party and MA collections. DHS no longer collects third party obligation for CCDTF placements dated after 12/31/05.

As of 01/01/06 CCDTF providers have been required to first bill a client's commercial third party pay source before billing the CCDTF. DHS will continue to collect third party collections on placements dated prior to 01/01/06.

For SFY 2008, DHS will retain 17% of all MA collections and those commercial third party collections from placements prior to 01/01/2006.

Mandatory Rate Increases for CCDTF Providers

The 2008 Minnesota State Legislature authorized a mandatory COLA rate increase adjustment for a number of services, including CCDTF funded CD services. The language mandates:

- an initial rate increase applicable to services rendered on or after October 1, 2007 with an additional 2% increase applicable to services rendered on or after July 1, 2008,
- Host county contract (HCC's) amendments to pass through these rate adjustments within 60 days of the effective date of the increase and must be retroactive from the effective date of the rate adjustment.
- Calendar year (CY) 2008 rates must be at least 2.0% above the rate in effect on January 1 2007.
- Calendar year (CY) 2009 rates shall be at least 2.0% above the rate in effect on January 1, 2008.

Rate Timeline

October 1 2007	December 1 2007	January 1 2008	July 1 2008	September 1 2008	January 1 2009
	I			I	
2% increase for services rendered on or after 10/1	HCC's amended to reflect rate change	Rule 25 Implemented	2% increase for service rendered of or after 7/1	s amended n to reflect	CY rates must be at least 2% above rates in effect 1/1/08
		CY rates mus be at least 2% rates in effect	6 above		

In August, the Department of Human Services will issue bulletin 07-69-03 regarding the COLA rate increase. Please defer any related questions until that bulletin is issued.

Financial Eligibility for Services in SFY 2008

Table 4 – SFY 2008 CCDTF Eligibility Determination Table is effective from July 1, 2007 to June 30, 2008. Local agencies must use the attached Table 4 to **determine client financial eligibility as of the date of the Rule 25 assessment.** The CCDTF will not pay for treatment services prior to the assessment. The commissioner will not pay for placements of ineligible persons.

Table 4 contains the Tier I (E- Entitled) household size and income limits for SFY 2008.

• Tier I – Clients meeting household size and income limits as listed in Table 4 are entitled to services under Tier I. Clients eligible for Medical Assistance (MA), Emergency Medical Assistance (EMA), and General Assistance Medical Care

(GAMC), or receiving Minnesota Supplemental Aid (MSA) are entitled to receive services under Tier 1, regardless of current income as of the date of assessment. Clients enrolled in GAMC Hospital Only (GHO) are entitled to receive primary inpatient hospital services using CCDTF dollars. Placing authorities indicate a client's eligibility for Tier I by entering the client's household income in Box #40 and an "E" in Box #43 of the Client Placement Authorization (CPA) form (DHS-2780).

- Tier II Funding was not appropriated for Tier II clients for SFY 2008.
- 100% County Pay (Box # 44) Counties have the option of using the CCDTF payment system, and paying for the costs related to the placement with 100% county dollars.
 - o Tier I Eligible Clients
 - IF the county DOES NOT WANT to incur a 100% charge for placement of a CCDTF eligible client, ENTER an "N" for "NO" in Box # 44.
 - o Tier I Ineligible Clients -
 - If the county WANTS to incur a 100% charge for placement of a **CCDTF ineligible** client, ENTER an "O" in Box #43, a "Y" for "YES" in Box #44, and the client's household income on Box #40 of the CPA.

Special Needs

This information is available in other forms to people with disabilities by contacting us at 651-431-2460(voice), or through the Minnesota Relay Service at 1-800-627-3529 (TDD), 7-1-1 or 1-877-627-3848 (speech to speech relay service).

Understanding the CCDTF Allocation Process - Fact Sheet

State Appropriation:

The Minnesota State Legislature **appropriates** an overall dollar amount to be allocated according to formulas in Minnesota Statutes 254B. The SFY 2007 total appropriation is \$80,026,000.00 for placement of Tier I eligible clients. No state dollars were appropriated for Tier II.

Process: DHS does not distribute allocated amounts directly to the counties and tribes. Instead, these amounts are entered into an accounting subsystem of MMIS (Medicaid Management Information System). Placing authorities authorize services by entering a Client Placement Authorization (CPA) into MMIS. CCDTF vendors then bill for services and are paid through this system. The CCDTF accounting subsystem of MMIS tracks the payment of claims against each local agency's allocated amounts.

American Indian Tribal Account - (See Tables 1 and 2)

The American Indian Tribal Account is funded with 6% of the total appropriation. Of this,

- -85% is allocated to each **Tribal reservation** based on population, and
- -15% is allocated to the Tribal Reserve fund

Flow of dollars for tribal placements:

- -Claims paid for tribal placements account 100% against the placing agency's allocation.
- -If a tribal allocation is expended, further placements are paid out of the Tribal Reserve Fund.
- -If the Tribal Reserve Fund is exhausted, further placements are paid out of the CCDTF Reserve Fund.

Non-Reservation American Indian Fund

Six percent of the remaining 94% of the appropriation is set aside in the Non-reservation American Indian Fund. This fund is available to **all counties** to fund American Indians who

- -live in the county, but not on the tribal reservation, and
- -are placed in treatment services that are appropriate to the cultural orientation of the client.

Counties access this fund by indicating the "UB" modifier in Box #22 of the CPA.

County Allocation - (See Table 3)

The remainder of the appropriation is allocated to the 87 counties. The allocation formula in Minnesota Statutes, section 254B.02, Subdivision 1 determines the allocation for each county. There are three basic factors: population, income, and welfare use.

Maintenance of Effort (MOE) is a separate, but related calculation in Minnesota Statutes, section 254B.02, Subdivision 3. MOE applies only to counties and is NOT a simple calculation of 15% of the county's allocation. MOE is based on the amount of local money paid for eligible service CD services in calendar 1986. (Adjustments are made for counties providing medical assistance or general assistance medical care through state managed care plans). For that reason, counties similar in demographics and allocation may not have similar MOE requirements.

Administrative Allowance

Another related formula in Minnesota Statutes, section 254B.02, Subdivision 5 determines the maximum administrative allowance for each tribe and county. It is based on the Funds for Treatment amount in Tables 2 and 3 of the yearly allocation Bulletin. (The dollar amounts in Funds for Treatment + Administrative Allowance = Local agency's total allocation.)

The Administrative Allowance is calculated by taking 5% of the first \$50,000, plus 4% of the second \$50,000 and 3% of any amount over the first \$100,000 of the funds for treatment amount.

Each month, as claims are paid, the accounting subsystem uses the formula above to determine and pay the calculated Administrative Allowance amount to each county and tribe.

Flow of dollars for county placements:

For each claim paid:

- -85% of the claim accounts against and reduces the county's allocation. (Or against the Non-reservation American Indian Fund if the county indicated UB in Box #22 of the Service Agreement)
- -15% of the claim accounts against and reduces the county's maintenance of effort (MOE), and the county is billed for that 15% of the claim. This billing happens on a monthly basis and is called the **County Match.**
- -100% of claims account against and reduce only the MOE, and the county has a match of 100% when:
 - -the county indicates the choice to pay 100% in Box #44 of the CPA, or
 - -the CPA is entered more than 50 days after the first date of service, or
 - -the county's allocation is exhausted, and until the "MOE requirement is met" or reduced to \$0.

Collections

For placements entered into MMIS prior to 01/01/06, DHS collects third party payments from commercial insurance payers identified according to Minnesota Statutes, section 254B.03, Subdivision 4. DHS currently retains 17% of each collection, and the remaining 83% is returned to the placing county's Allocation/MOE in the same percentage that the claim was originally paid.

Placement Mandate

Counties are mandated to provide services to eligible clients even though the Allocation is exhausted and the Maintenance of Effort is met. Once the allocation is exhausted, paid claims are accounted against any remaining MOE at 100% until the MOE is "met" or reduced to "0." (See Table 4)

CCDTF Reserve Fund

Once the county's allocation is exhausted and the MOE is met, continued placements are paid at 85% out of the CCDTF Reserve Fund, and the remaining 15% goes against and causes the MOE to "go negative". The county is then billed a 15% match for those placements.

Special Note: Counties can provide CCDTF eligible services outside the CCDTF system using all county dollars, and report those expenditures to DHS on form DHS-4675. DHS will apply the expenditure directly to the county's MOE. (See Bulletin #02-51-04)

Table 1 - SFY 2008 Allocation Determination

SFY 2008 Funds Available for Allocation

\$78,225,000

Tribal Reserve	\$704,025	
Tribal Allocation	<u>\$3,989,475</u>	
Total Tribal Fund		\$4,693,500
Non-reservation Tr	ribal Fund	\$4,411,890
Total American I	ndian Account	\$9,105,390
County Account		
\$15,000 Base Allo	cation	\$1,305,000
Amount to Allocat	e	\$67,814,610
Total County Allo	ocation	\$69,119,610

Table 2 - SFY 2008 American Indian Tribal Allocations

Tribal		Administrative	Funds for	
Entity	Allocation	Allowance	Treatment	
Bois Forte	\$297,829	\$10,131	\$287,698	
Fond du Lac	\$294,892	\$10,045	\$284,846	
Grand Portage	\$74,389	\$3,342	\$71,047	
Leech Lake	\$1,012,543	\$30,948	\$981,595	
Lower Sioux	\$76,648	\$3,429	\$73,219	
Mille Lacs	\$205,538	\$7,443	\$198,095	
Prairie Island	\$88,961	\$3,902	\$85,059	
Red Lake	\$1,030,956	\$31,484	\$999,472	
Shakopee	\$89,300	\$3,915	\$85,384	
Upper Sioux	\$45,357	\$2,160	\$43,197	
White Earth	\$773,062	\$23,973	\$749,090	
Total	\$3,989,475	\$130,772	\$3,858,703	

CCDTF County	Total	Administrative	Funds for	Maintenance
Allocations SFY 2008	Allocation	Allowance	Treatment	of Effort
Aitkin	\$319,384	\$10,759	\$308,625	\$74,867
Anoka	\$3,276,442	\$96,887	\$3,179,555	\$450,605
Becker	\$513,250	\$16,405	\$496,844	\$175,018
Beltrami	\$757,872	\$23,530	\$734,341	\$223,711
Benton	\$512,054	\$16,370	\$495,683	\$166,775
Big Stone	\$124,609	\$5,086	\$119,524	\$4,561
Blue Earth	\$929,867	\$28,540	\$901,327	\$240,651
Brown	\$409,705	\$13,389	\$396,315	\$57,219
Carlton	\$555,783	\$17,644	\$538,139	\$232,715
Carver	\$492,459	\$15,800	\$476,659	\$293,013
Cass	\$403,387	\$13,205	\$390,181	\$206,571
Chippewa	\$238,366	\$8,399	\$229,967	\$51,084
Chisago	\$491,998	\$15,786	\$476,212	\$81,519
Clay	\$899,703	\$27,661	\$872,042	\$510,132
Clearwater	\$204,381	\$7,409	\$196,972	\$29,394
Cook	\$71,494	\$3,231	\$68,264	\$44,758
Cottonwood	\$264,578	\$9,162	\$255,415	\$22,374
Crow Wing	\$915,388	\$28,118	\$887,270	\$107,995
Dakota	\$3,021,794	\$89,470	\$2,932,324	\$1,385,562
Dodge	\$206,429	\$7,469	\$198,960	\$41,493
Douglas	\$556,733	\$17,672	\$539,061	\$139,109
Faribault	\$291,788	\$9,955	\$281,833	\$52,522
Fillmore	\$361,806	\$11,994	\$349,811	\$125,342
Freeborn	\$546,063	\$17,361	\$528,702	\$221,546
Goodhue	\$543,317	\$17,281	\$526,036	\$152,058
Grant	\$115,293	\$4,814	\$110,479	\$10,436
Hennepin	\$16,814,461	\$491,198	\$16,323,263	\$10,030,584
Houston	\$282,083	\$9,672	\$272,411	\$36,884
Hubbard	\$380,994	\$12,553	\$368,441	\$27,321
Isanti	\$371,516	\$12,277	\$359,238	\$43,096
Itasca	\$640,636	\$20,116	\$620,520	\$117,877
Jackson	\$166,334	\$6,301	\$160,033	\$67,369
Kanabec	\$259,535	\$9,016	\$250,519	\$18,266
Kandiyohi	\$665,737	\$20,847	\$644,890	\$154,451
Kittson	\$104,619	\$4,503	\$100,116	\$30,819
Koochiching	\$283,167	\$9,704	\$273,463	\$75,856
Lac qui Parle	\$159,411	\$6,099	\$153,311	\$14,527
Lake	\$200,436	\$7,294	\$193,141	\$44,898
Lake of the Woods	\$90,912	\$3,977	\$86,935	\$6,634
Le Sueur	\$342,021	\$11,418	\$330,603	\$64,837
Lincoln	\$120,675	\$4,971	\$115,704	\$10,898
Lyon	\$416,109	\$13,576	\$402,533	\$88,503
McLeod	\$416,948	\$13,600	\$403,348	\$44,280
Mahnomen	\$99,635	\$4,313	\$95,323	\$66,357
Marshall	\$175,666	\$6,573	\$169,093	\$54,178
Martin	\$411,922	\$13,454	\$398,468	\$81,973
Meeker	\$324,508	\$10,908	\$313,600	\$42,555
		\$11,009		
Mille Lacs	\$327,975 \$534,071	······································	\$316,966	\$69,018
Morrison	\$534,071	\$17,012	\$517,059	\$74,676
Mower	\$674,802	\$21,111	\$653,692	\$326,290

CCDTF County	Total	Administrative	Funds for	Maintenance
Allocations SFY 2008	Allocation	Allowance	Treatment	of Effort
Murray	\$159,034	\$6,088	\$152,945	\$19,551
Nicollet	\$414,976	\$13,543	\$401,433	\$52,547
Nobles	\$353,047	\$11,739	\$341,308	\$92,072
Norman	\$140,332	\$5,544	\$134,788	\$17,261
Olmsted	\$1,585,379	\$47,632	\$1,537,747	\$304,464
Otter Tail	\$918,565	\$28,211	\$890,354	\$269,731
Pennington	\$252,938	\$8,823	\$244,114	\$110,046
Pine	\$471,880	\$15,200	\$456,680	\$51,217
Pipestone	\$189,794	\$6,984	\$182,810	\$27,641
Polk	\$706,118	\$22,023	\$684,095	\$330,287
Pope	\$191,841	\$7,044	\$184,797	\$88,893
Ramsey	\$7,872,243	\$230,745	\$7,641,498	\$3,043,034
Red Lake	\$87,110	\$3,831	\$83,279	\$42,135
Redwood	\$236,069	\$8,332	\$227,737	\$111,437
Renville	\$269,898	\$9,317	\$260,581	\$39,161
Rice	\$704,371	\$21,972	\$682,399	\$243,038
Rock	\$143,836	\$5,646	\$138,190	\$9,807
Roseau	\$199,145	\$7,257	\$191,889	\$27,826
St. Louis	\$3,720,324	\$109,815	\$3,610,509	\$1,581,091
Scott	\$651,399	\$20,429	\$630,970	\$166,692
Sherburne	\$562,694	\$17,845	\$544,849	\$121,652
Sibley	\$223,597	\$7,969	\$215,628	\$17,692
Stearns	\$1,731,799	\$51,897	\$1,679,902	\$530,674
Steele	\$477,795	\$15,373	\$462,422	\$76,302
Stevens	\$155,201	\$5,977	\$149,225	\$20,468
Swift	\$225,195	\$8,015	\$217,180	\$35,581
Todd	\$524,826	\$16,743	\$508,084	\$47,753
Traverse	\$93,224	\$4,066	\$89,158	\$13,247
Wabasha	\$275,446	\$9,479	\$265,967	\$24,625
Wadena	\$375,983	\$12,407	\$363,576	\$18,737
Waseca	\$287,976	\$9,844	\$278,132	\$52,695
Washington	\$1,501,548	\$45,191	\$1,456,357	\$1,019,026
Watonwan	\$200,692	\$7,302	\$193,390	\$60,207
Wilkin	\$143,108	\$5,625	\$137,484	\$38,127
Winona	\$778,756	\$24,139	\$754,618	\$142,283
Wright	\$814,845	\$25,190	\$789,656	\$116,523
Yellow Medicine	\$190,509	\$7,005	\$183,504	\$55,769
Total	\$69,119,610	\$2,139,144	\$66,980,466	\$25,712,467

TABLE 4 – SFY 2008 ELIGIBILITY DETERMINATION

Use the following information to determine client eligibility for the CCDTF, beginning 07/01/07. Complete the following portions of the Client Placement Authorization (CPA) Form (DHS-2780) as follows:

Box #40 - Annual Income: Calculate using definitions on the back of this sheet.

Box #41 – Household Size: Use definitions on the back of this sheet.

Box #42 – Limited Eligibility: Enter one of the following:

- "M" Client is a minor (17 years of age or younger).
- "P" Client is pregnant (use the "Annual Income/Household Size Limitations" for pregnant women below).
- "A" Client is an adult responsible for a minor living in the client's household.
- "O" Other (use for clients who do not fit any of the other categories listed above).

TIER I (ENTITLED)

Box #43 – Reserve Fund Eligibility: Enter "E" if the local agency has determined that the client is EITHER:

- 1. Enrolled in MA, GAMC, or MSA, OR
- 2. Meets the following income and household size limitations:

FAMILIES (100% FPG)			PREGNANT WOMEN (275% FPG)		
Household Size	Annual I		Household Size	Annual Income Range	
1	\$0 to	\$10,212	1	N/A	Ā
2	\$10,213 to	\$13,692	2	\$0 to	\$ 37,656
3	\$13,693 to	\$17,172	3	\$ 37,657 to	\$ 45,232
4	\$17,173 to	\$20,652	4	\$ 45,673 to	\$ 56,808
5	\$20,653 to	\$24,132	5	\$ 56,809 to	\$ 66,384
6	\$24,133 to	\$27,612	6	\$ 66,385 to	\$ 75,960
7	\$27,613 to	\$31,092	7	\$ 75,961 to	\$ 85,536
8	\$31,093 to	\$34,572	8	\$ 85,537 to	\$ 95,112
9	\$34,573 to	\$38,052	9	\$ 95,113 to	\$104,688
10	\$38,053 to	\$41,532	10	\$104,689 to	\$114,264

Box #44 – County Pay 100%: Enter "Y" if the county wants to use county funds to pay for the entire placement. DHS will then bill the county 100% of the placement costs.

No state funds are available to pay for treatment for persons who do not meet Tier I eligibility. Counties may place CCDTF ineligible clients only if the county enters an "O" in Box # 43, and "Y" in Box #44, agreeing to pay 100% of the placement costs.

Box #44 - County Pay 100%: Enter "N" if the county does not want to pay 100% of the placement costs.

Client CCDTF Eligibility/PMAP and MinnesotaCare Enrollment

Client financial eligibility for the CCDTF is determined as of the date of the assessment. Counties and tribes are also responsible for checking for client enrollment in a Minnesota Pre-paid Health Plan (MinnesotaCare or PMAP) and for benefit coverage as of the date of assessment.

Clients receiving services under PMAP, PGAMC,or MinnesotaCare, who lose health plan enrollment during that treatment episode, may be eligible for CCDTF funding for the remainder of that placement. Providers should contact and request that the financially responsible county determine the client's CCDTF eligibility and complete the placement through the CCDTF.

EXCEPTION: If a client loses pre-paid health plan enrollment due to ineligibility for MA, GAMC, PMAP, PGAMC, or MinnesotaCare while in a hospital-based primary inpatient chemical dependency treatment, the managed health care organization (MCO) continues to be responsible until the client is discharged from that placement.

Local agencies will be billed 100% of the costs for ineligible placements. NOTES FOR DETERMINING CCDTF ELIGIBLITY

Clients who are eligible for MA, GAMC, or MSA are automatically eligible for CCDTF services, regardless of income.

INCOME IS:

- The amount reported and verified as current income as of the date of assessment.
- Calculated <u>prospectively</u> to cover one year.
- Calculated for the household, as defined below, but does not include income of minors, unless the minor is seeking services under MS, Section 144.343 and 144.347, and then only the income of the minor is included.

INCOME INCLUDES:

- Cash wages or salaries
- Cash from self-employment (net after allowable IRS deductions)
- REGULAR payments from the following sources:
 - Social Security/Social Security Disability
 - Railroad Retirement
 - Unemployment Compensation
 - SSI, GA, SSI Disability
 - Union Funds
 - Veterans' Benefits
 - Alimony (when it's received)
 - Child Support (when it's received)

- Military Family Allotments
- Private or Government Pensions
- Insurance
- Annuities
- Interest (when regularly used/withdrawn from savings account)
- Rent
- Royalties

INCOME DOES NOT INCLUDE:

- Gifts
- Tax refunds
- Inheritances
- · Capital gains
- Non-cash benefits
- Compensation for injury (ie., worker's compensation)
- Cash assets drawn down or withdrawn from a bank
- Earnings or profits from the sale of a house, car, etc.
- Alimony (when court-ordered to be paid)
- Child support (when court-ordered to be paid)
- Health insurance payments (when court-ordered to be paid)
- Savings accounts

HOUSEHOLD SIZE:

If the Client is: Then the household size includes the following persons living in the same dwelling unit:*

Adult • Client

- Client's spouse
- Client's minor-aged children
- Client's spouse's minor-aged children

Minor Child •

- Client's parents (birth or adoptive)
- Client's minor-aged siblings

HOUSEHOLD SIZE DOES NOT INCLUDE:

- Persons who have no legal relationship to the client
- Unmarried partners
- Step-parents, unless the minor child is adopted

^{*}Household size <u>also includes</u> a person listed above who is in out-of-home placements, if one of the persons listed above is contributing to the cost of care of that person in out-of-home placement.