

NUMBER

#17-68-20C

DATE

October 26, 2017

OF INTEREST TOCounty Directors, Social
Services Supervisors and StaffChildren's Mental Health,
Developmental Disabilities and
Child Protection Supervisors
and StaffTribal Social Services Directors,
Supervisors and Staff

County Attorneys

Guardians ad Litem

Private Foster Care Agency
Directors, Supervisors and Staff

Judges

ACTION/DUE DATEPlease read information and
prepare for implementation**EXPIRATION DATE**

October 26, 2019

Corrected #17-68-20C: Extended Foster Care for Youth Ages 18 up to 21

TOPIC

Fostering Connections to Success and Increasing Adoptions Act of 2008 [Public Law 110-351], including foster care for youth ages 18 up to 21.

PURPOSE

Update and re-issue policy guidance regarding foster care for youth ages 18 up to 21, including Title IV-E claiming, eligible settings, parenting youth, Northstar Care for Children, Education and Training Vouchers, vulnerable adults and amendments to state law.

CONTACTFor questions about Title IV-E and foster care policy: Tarita Tyson, Title IV-E foster care policy specialist, 651-431-4386, tarita.b.tyson@state.mn.usFor questions regarding licensing: Mary Larson, licensing consultant, 651-431-6551, mary.larson@state.mn.usFor questions about transition policy and services: Nicolas Vogel, agency policy specialist, 651-431-4707, nicolas.vogel@state.mn.us**SIGNED**JAMES G. KOPPEL
Assistant Commissioner
Children and Family Services Administration**TERMINOLOGY NOTICE**

The terminology used to describe people we serve has changed over time. The Minnesota Department of Human Services (DHS) supports the use of "People First" language.

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I. Background

In September 2015, the Minnesota Department of Human Services re-issued instructions [DHS bulletin #15-68-16] that provided policy guidance on foster care for youth ages 18 up to 21. Guidance was based on the Fostering Connections to Success and Increasing Adoptions Act of 2008 [Public Law 110-351] which was designed, in part, to improve the well-being of children and youth served by the public child welfare system.

This bulletin provides additional policy guidance on serving youth in extended foster care based on more than six years of implementation and practice. Instructions on making changes to case documentation in the Social Service Information System (SSIS) and Title IV-E claiming are also provided.

Effective July 1, 2017, Minnesota Statutes, section 260C.451, subdivision 6, was amended to remove the language “to the extent funds are available,” and that agencies shall provide services to all youth who qualify for extended foster care, if they are eligible for re-entry after age 18.

II. Eligibility for Extended Foster Care

To ensure youth have sufficient time to decide if they wish to remain in foster care beyond age 18, six months prior to youth’s 18th birthday (age 17 ½) under Minnesota Statutes, Chapters 260C or 260D, agencies are required to provide notification of the availability of continued foster care benefits past age 18 to:

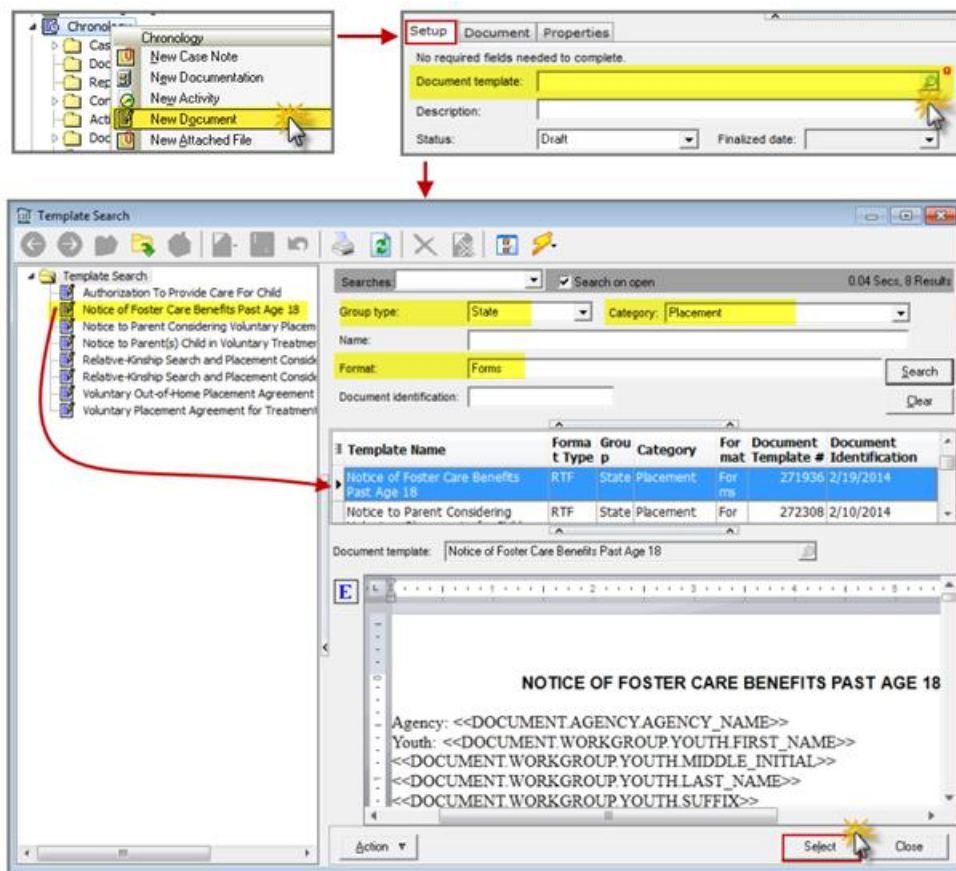
- Youth
- Youth’s parent(s) or legal guardian
- Guardian ad litem, and
- Foster parents.

[Minnesota Statutes, section 260C.451, subdivision 1]

If a youth does not wish to remain in extended foster care, a personalized transition plan (as outlined in section III. Casework Requirements) must be developed and executed during the 90-day period immediately prior to their discharge.

The “Notice of Foster Care Benefits Past Age 18” form is in SSIS templates, as indicated below:

1. From Chronology, access the Action menu and select **New Document**. The document Setup tab displays.
2. In the document template field, click on the Document Search icon. The Document Search displays in a new window.
3. Enter criteria (Group type is **State**, Category is **Placement**, and Format is **Forms**). Select **Search**; results display.
4. Find **Notice of Foster Care Benefits Past Age 18** and select it in the grid or Treeview.
5. Click the **Select** button in the lower right corner of the document search window.
6. Complete the **Setup** tab. Review and print from the **RTF Document** tab.



A. Eligibility Criteria

Youth in foster care immediately prior to their 18th birthday may continue in foster care past age 18 if they desire to continue in foster care and are not able to return home, or otherwise achieve permanency prior to age 18. They **must** meet at least one of the following conditions on an ongoing basis.

A youth must be:

- Completing secondary education or a program leading to an equivalent credential such as a General Education Development (GED) diploma or certificate
- Enrolled in an institution that provides post-secondary or vocational education
- Participating in a program or activity designed to promote or remove barriers to employment
- Employed for at least 80 hours per month
- Incapable of doing any of the above activities due to a medical condition.

A youth only needs to meet one of the above criteria in order to be eligible. An agency may not require a youth to meet multiple conditions to remain in care. However, it is always a good idea to have a back-up plan in the event a youth no longer meets eligibility requirements, such as dropping out of school or having work hours reduced.

B. Eligibility for Youth Placed Under 260D

Extended foster care provisions apply to Minnesota Statutes, section 260D cases (i.e., children's mental health and developmental disability). It may be that a youth placed under 260D is not competent to make a request to continue in foster care past age 18. In those situations, an agency may decide to pursue guardianship over youth through probate court and placement would proceed accordingly.

If youth placed under 260D are not expected to live independently in the community by age 21, then adult services, rather than extended foster care, should be pursued at age 18.

C. Eligibility for Youth Placed Under 260B

Agencies will not be reimbursed under Title IV-E, and are not required to offer extended foster care, to youth placed **solely** under Minnesota Statutes, section 260B. There is no legal provision for this. If a youth under age 18 in placement under corrections does not have a safe home, or any home, to return to when their placement ends, the corrections officer, as a mandated reporter, should report child protection or child welfare issues to social services. If warranted, a Child in Need of Protection or Services (CHIPS) petition [Minnesota Statutes, section 260C.001] should be filed to support meeting a child's safety needs, ideally, concurrently with planning that is occurring through corrections. This practice applies to all youth in placement under corrections; it is not limited to umbrella counties, or those with Title IV-E agreements between corrections and social services.

III. Casework Requirements

All ongoing casework responsibilities applicable to youth under age 18 in foster care continue in extended foster care. These requirements continue regardless of a youth's Title IV-E eligibility determination.

Examples of ongoing casework requirements include:

- Annual permanency review hearing
- Out-of-home placement plan (including independent living plan)
- At least monthly face-to-face caseworker visits
- Administrative reviews (or court reviews) every six months
- Ongoing case documentation in SSIS
- Regular reviews and verification of eligibility conditions for each youth
- Transition planning (in accordance with section 475(5)(H) of the Social Security Act and Minnesota Statutes, section 260C.452, subdivision 4(d).

A. Case Plans

Caseworkers have responsibility to collaborate with youth to create a case plan for extended care. A case plan:

- Includes the out-of-home placement plan and an independent living plan
- Reflects the agency's ongoing duty to make reasonable efforts to implement a plan for supports and

services for independent living

- Is updated when a change in eligibility occurs and at regular six-month intervals.

B. Discharge From Extended Foster Care

Youth who cease to meet one of the eligibility conditions after attaining age 18 may be discharged from foster care. Caseworkers should make efforts to engage youth in a planned discharge from foster care. Notice of termination of benefits and youth's right to appeal under Minnesota Statutes, section 256.045, must be given to them. The responsible social service agency must give youth written notice that foster care will terminate 30 days from the date notice is sent. The termination of benefits should be discussed in court.

[Minnesota Statutes, section 260C.451, subdivision 8]

The "Notice of Termination of Foster Care Benefits for Youth Ages 18 – 21" is in SSIS Documents, as indicated below:

1. From Chronology, access the Action menu and select **New Document**. The document Setup tab displays.
2. In the document template field, click on the Document Search icon. The Document Search displays in a new window.
3. Enter criteria (Group type is **State**, Category is **Placement**, and Format is **Forms**). Select **Search**; results display.
4. Find **Notice of Termination of Foster Care Benefits for Youth Ages 18 –21** and select it in the grid or Treeview.
5. Click the **Select** button in the lower right corner of the document search window.
6. Complete the **Setup** tab. Review and print from the **RTF Document** tab.

Document Search window showing search criteria and results.

Search criteria: Group type: State, Category: Placement, Format: Forms.

Search results table:

Template Name	Format Type	Group	Category	Document Template #
Notice of Foster Care Benefits Past Age 18	RTF	State	Placement	271936
Notice of Modification in Relative Custody Assistance Payment	RTF	State	Placement	272010
Notice of Reduction in Foster Care Payments	RTF	State	Placement	272045
Notice of Termination of Foster Care Benefits for Youth Ages 18-21 Not Under Court Jurisdiction	RTF	State	Placement	272113
Notice of Termination of Foster Care Payments	RTF	State	Placement	272146
Notice of Termination of Relative Custody Assistance Payment	RTF	State	Placement	272179
Notice to Child of Termination of Foster Care Benefits for Youth Ages 18-21 Under Court Jurisdiction	RTF	State	Placement	272264
Notice to Parent Considering Voluntary Placement of a Child	RTF	State	Placement	272308
Notice to Parent(s) Child in Voluntary Treatment Foster Care	RTF	State	Placement	272376
Relative Custody Assistance Annual Affidavit	RTF	State	Placement	272700

Document template: Notice to Child of Termination of Foster Care Benefits for Youth Ages 18-21

C. 90-day Transition Plan

The Fostering Connections to Success and Increasing Adoptions Act of 2008 requires that, for youth who will be discharged from foster care at age 18 or older, caseworkers develop a personalized transition plan, as directed by youth. State procedures for implementing this requirement are in Minnesota Statutes, section 260C.452, subdivision 4(d). The transition plan must:

- Be executed during the 90-day period immediately prior to the date youth will be discharged.
- Be as detailed as youth may elect, and include specific options on housing, health insurance, education, local opportunities for mentors and continuing support services, workforce supports and employment services. The agency must also provide youth with contact information through age 21 if they need information or help dealing with a crisis situation.
- Include information on the importance of designating someone to make health care treatment decisions on behalf of youth in foster care, if unable to do so and does not have or want a relative who would otherwise be designated under state law to make such decisions.
- Include information about how to execute a health care power of attorney, health care proxy, or other similar documents recognized under state law.

Note: In Minnesota, the procedure for designation of health care treatment decisions is called a Health Care Directive, governed by Minnesota Statutes, Chapter 145C. If youth want to pursue a Health Care Directive, a suggested form is available in Minnesota Statutes, section 145C.16.

The 90-day Transition Plan is in SSIS Service Plans, as indicated below:

1. From Service Plans, access the Action menu and select **New State Service Plan**. The document Setup tab displays.
2. In the document template field, from the pull-down menu, select **90-day Transition Plan**.
3. Complete the **Setup** tab.
4. Click on the **Document** tab and complete the transition plan.

Document Name	Setup Complete	Status	Status Date	Effective From Date	Effective Through Date	Name	Legacy
Child Protective Services Plan		Draft	12/9/2003 9:35:19 AM	12/9/2003	1/30/2004	Brown, Jenny	Yes
Family Assessment Service Plan		Draft	10/24/2003 10:33:24 AM	10/24/2003	12/31/2003	Brown, Jenny	Yes
90 Day Transition Plan	No	Draft	7/14/2015				

Setup | Document | Properties

4 required fields needed to complete.

Document template: 90 Day Transition Plan

Description: 90 Day Transition Plan

Status: Draft Status date: 07/14/2015

Document

Document: 90 Day Transition Plan

Agency: Test County Family Services

County or tribe or region: Aitkin

Workgroup: Brown Jenny CP Assessment 05/21/2003

Display the language block?

Service plan: Transition Plan

Effective from date:

Effective to date:

Case: Brown Jenny 102220290

Name: Brown Jenny 102220290

Local agency case #:

Youth:

Action

Logged On: ssispgasb1\SSIS_POLICY\KATHLEEN NUM 7/14/2015 1:04:35 PM 9%

D. Verification

Caseworkers have responsibility to document that a youth remains eligible for extended foster care. Eligibility condition(s) for each youth must be included in the case plan and documented in SSIS (see section XI. Title IV-E Claiming). Verification of each eligibility condition must be maintained in youth's case file. Ongoing verification is of particular importance for Title IV-E eligible youth.

IV. Legal Responsibility for Placement, Custody and Judicial Reviews and Determinations

Youth in extended foster care are adults for all purposes except for continued provision of foster care. Agencies must have legal responsibility to place or maintain anyone over age 18 in foster care. When youth are in extended foster care, court reviews and judicial determinations are needed. Any order establishing guardianship, any legal custody order, or order for permanent custody, terminates on youth's 18th birthday. The responsible social services agency has legal responsibility for an individual's placement and care when the matter continues under court jurisdiction, or when an individual and the responsible agency execute a voluntary placement agreement. Agencies do not have custody over youth in extended foster care ages 18 up to 21. [Minnesota Statutes, section 260C.451 (7)]

A. Legal Responsibility for Placement

For youth who were under court jurisdiction prior to age 18 and continue in foster care:

- Legal responsibility exists through court orders that continue court jurisdiction and indicates youth continues in placement under legal responsibility of the county or tribal agency
- The court may continue jurisdiction to age 19 for any youth already under court jurisdiction to:
 - (1) Protect the safety or health of an individual
 - (2) Accomplish additional planning for independent living, or for the transition out of foster care, or
 - (3) Support an individual's completion of high school or a high school equivalency program.
- An agency may also continue legal responsibility for youth remaining in foster care after age 18 by a voluntary placement agreement between an agency and youth.

For youth re-entering foster care after age 18, an agency obtains legal responsibility for their placement through a voluntary placement agreement executed by both the agency and youth. When a youth is in foster care pursuant to a voluntary foster care agreement between an agency and youth, and youth is not already under court jurisdiction, the agency is required to:

- File an out-of-home placement plan for youth with the motion to reopen jurisdiction. The court will conduct a hearing within 30 days of an agency's motion to reopen a matter and, if the court finds that placement is in the best interest of a youth, the court will conduct at least annual reviews of youth's placement for as long as they continue in foster care.

A unique voluntary placement agreement has been developed for youth in extended foster care in SSIS, as shown below:

The screenshot displays the 'External Documents' window in the SSIS system. On the left is a tree view of document categories, including 'Post-placement Assessment and Report', 'Request for Fire Inspection', 'Request for Foster Care Payment', 'Request for Return - Indian Child', 'Reunification Assessment', 'Risk Assessment', 'Risk Assessment Definitions', 'Risk Reassessment', 'Risk Reassessment Definitions', 'Safety Assessment', 'Safety Assessment Definitions', 'Service Plan Signature Page', 'Social Services Plan', 'SSIS Home Page', 'Strengths and Needs Assessment', 'Strengths and Needs Assessment Definitions', 'Title IV-E Eligibility Determination Checklist', 'Variance Request', 'Voluntary Foster Care for Youth Ages 18 - 21', 'Voluntary Out-of-Home Placement Agreement', and 'Voluntary Out-Of-Home Placement Agreement'. The 'Voluntary Foster Care for Youth Ages 18 - 21' document is selected. On the right, the 'Details' pane shows the following information:

Document Id	Origin
DHS-6248-ENG	DHS

Title: Voluntary Foster Care for Youth Ages 18 - 21

URL: <https://edocs.dhs.state.mn.us/lfserver/Public/DHS-6248-ENG>

Description: State Document

At the bottom of the details pane is an 'Action' dropdown menu.

B. Judicial Reviews and Determinations

When a youth is in continuous foster care placement, the court must conduct court reviews of reasonable efforts to finalize a permanency plan at least every 12 months. An agency must ask the court to review and make findings on its reasonable efforts to:

- Ensure that foster care is the best legal arrangement for a youth, or whether there is another legal option that would better meet their needs for a life-long family
- Assist youth in building life-long relationships with family, siblings, and other caring, safe and supportive individuals
- Plan with youth to utilize supports and services that develop the necessary set of skills for successful independence after foster care.

C. Reasonable Efforts

Reasonable efforts to finalize an agreed-upon permanency plan include working with youth to ensure that foster care is the best legal arrangement for them, and assisting them in building life-long relationships with family, siblings, and other caring, safe and supportive individuals.

D. Youth Under Tribal Jurisdiction

County agencies are financially responsible for the cost of out-of-home placement for Indian youth who stay in foster care up to age 21 under jurisdiction of a Minnesota tribal court pursuant to Minnesota Statutes, section 260.771, subdivision 4, and section 260C.007, subdivision 4. Effective August 1, 2015, the Minnesota Indian Family Preservation Act, section 260.775, subdivision 8, was amended to include Indian youth up to age 21 in the definition of Indian child.

County agencies may be financially responsible for the cost of foster care for an Indian youth who is over age 18 and has requested to re-enter foster care if youth is eligible under Minnesota Statutes, section 260C.451, subdivision 6. County agencies are encouraged to work with Indian youth and their tribe to develop a plan for successful transition to adulthood.

For children covered under a tribal/state Title IV-E agreement, the tribe is responsible for providing youth with the opportunity to remain in foster care past age 18. This includes developing a plan for services and supports that encourages continued development of independent living skills and life-long connections for youth with family, community and their tribe. The tribe and county of financial responsibility should work together to ensure Title IV-E reimbursement for eligible costs.

Tribes participating in the American Indian Child Welfare Initiative under Minnesota Statutes, section 256.01, subdivision 14b, are responsible for the cost of foster care for youth who continue or re-enter foster care after age 18. Federal Title IV-E reimbursement is available for eligible costs.

V. Extended Foster Care Settings

Youth ages 18 up to 21 may continue in a traditional foster care setting or live in a supervised setting where they are living independently. The goal is for youth to transition to the least restrictive placement in preparation for exiting foster care.

Note: Youth in extended foster care must be in a foster care setting, which includes supervised independent living settings. Consistent with requirements of the independent living plan, the court shall review a youth's progress toward, or accomplishment of, goals including affordable housing with necessary supports, which does not include a homeless shelter, and an alternative affordable housing plan, which does not include a homeless shelter if the original housing plan is unworkable.

[Minnesota Statutes, section 260C.451(5)]

A. Traditional Foster Care Settings

Child foster care license holders caring for persons over age 18, but under age 21, may do so without a variance. A challenge for foster parents is how to parent a youth who is legally an adult. There should be ongoing conversations between youth and foster parents around expectations and responsibilities, such as house rules, curfews and chores. "[Guidelines for Shared Living Agreement Between Caregiver and Non-minor Dependents](#)" is a tool that may provide guidance for developing a shared understanding between a caregiver and an adult foster youth.

B. Supervised Independent Living Settings

Agencies have an opportunity to develop a range of supervised independent living settings for youth which can include:

- Apartments
- Dorms
- Host homes

Pursuant to Minnesota Statutes, section 260C.212, subdivision 2, the particular foster care setting, including supervised independent living settings for youth, shall be selected based on a youth's best interest, and an individual determination of their needs. A significant part of selecting a placement setting is assessment of a youth's needs, goals and personal preference. When considering a supervised independent living setting, an assessment should consider the following factors:

- Does youth have a feasible financial plan? Can youth afford identified housing? Does the youth have stable income?
- Does youth have knowledge of financial skills, such as budgeting and managing money?
- Is youth developmentally ready to handle daily tasks on their own, such as grocery shopping, preparing meals, self-care, paying bills and transportation?
- Is youth able to handle independence, such as waking up in time for work or school, able to follow rules, and generally has good decision-making skills?

Note: No standard assessment tool is required. [The Casey Life Skills Assessment](#) is one suggested assessment tool.

Supervised independent living settings are not required to be licensed, but to ensure appropriate supervision, a minimum of one face-to-face visit each month is required. Youth have the right to reside out of county or out of state and still qualify for extended foster care benefits. If distance is a factor in meeting the monthly face-to-face requirement, an agency may request the:

- Host county provide courtesy supervision
- Receiving state provide supervision under the Interstate Compact on the Placement of Children, according to Regulation 3, subpart 1, part b.

C. Adult Foster Care Settings

If deemed appropriate, youth in extended foster care may be placed in an adult foster care setting. However, Title IV-E funds may not be used, as adult foster care settings do not meet Title IV-E basic standards, such as Adam Walsh background checks. Youth may have their supervised independent living setting be in an adult foster care home; however, they will be considered a boarder in the home and payment for the setting will need to be paid directly to youth.

D. Group Residential Housing (GRH) Settings

Group Residential Housing funds cannot be used to pay for youth in extended foster care, as these settings do not meet Title IV-E basic standards, such as Adam Walsh background checks. Minnesota Statutes, section 260C.451, subdivision 4, requires that youth in extended foster care need to receive the basic maintenance payment and assess a supplemental payment; that income cannot be used to pay for placement. As with youth under 18, foster care funding needs to pay for extended foster care placement. Supervised independent living settings can be in a GRH setting; however, youth will be considered boarders in the home and payment for the setting will need to be paid directly to youth.

VI. Extended Foster Care Maintenance Payments

All youth in extended foster care remain eligible for foster care maintenance payments, which includes the basic foster care rate and an assessed supplemental rate. The process and items covered by the foster care maintenance payment remains the same as a foster child of any age, consistent with Minnesota Rules, parts 9560.0650 to 9560.0670.

A. Northstar Foster Care

Agencies must pay the basic maintenance rate for youth in extended foster care under Northstar Care for Children, which under current rates is \$910 per month. In addition, the Minnesota Assessment of Parenting for Children and Youth (MAPCY) must be completed to determine if there will be a supplemental rate. For youth in extended foster care living in a traditional foster care setting, the MAPCY Youth Tool should be used. For those

living in a supervised independent living setting, the MAPCY EFC – SIL Tool should be used. For additional information on Northstar Care, refer to the following resources: [Bulletin #15-68-02 –“Northstar Care for Children Uniform Assessment Tool,”](#) [“Northstar Care for Children Practice Guide,”](#) [“Minnesota Assessment of Parenting for Children and Youth Practice Guide.”](#)

B. Parenting Youth

In cases where foster youth are parents placed with their child in the same foster home, facility or supervised independent living setting, the foster care maintenance payment must be assessed to cover the cost of youth’s child. Under Northstar Care, the Young Parent Domain in both the MAPCY Youth and EFC – SIL Tools will determine the supplemental payment rate for youth and their child.

C. Payment

Youth in a supervised independent living setting will not have a direct caregiver to provide food, clothing, shelter, daily supervision, school supplies, personal incidentals or reasonable travel for home visits or school stability. In these situations, an agency may pay all or part of the foster care maintenance payment directly to youth. For example, an agency may decide to pay landlords directly and provide the remainder of maintenance payments directly to youth for food and other needed items. Multiple vendors can be set up in SSIS for this situation. This flexibility allows an agency to help youth adjust to independent living and learn to budget and pay bills.

VII. Exit and Return to Care after Age 18

Under certain conditions, youth over age 18 may request to return to care after being discharged from placement at age 18 or older. The request to return to care should be made to the county or tribal social service agency that was responsible for youth’s placement and care immediately prior to discharge.

The following apply to youth who request to return to care:

- Youth who left foster care while under guardianship of the commissioner of the Minnesota Department of Human Services (state wards) retain their ability to return to foster care at any time between 18 up to 21 if they commit to meeting one of the eligibility criteria.
- Other youth previously in placement the six consecutive months prior to their 18th birthday, or who were discharged while on runaway status after age 15, may return to care between the ages of 18 and 21.
- Effective July 1, 2017, Minnesota Statutes, section 260C.451, subdivision 6, was amended to remove the language “to the extent funds are available;” agencies shall provide services to all youth who qualify for extended foster care, if they are eligible for re-entry into foster care after age 18 .
- Notice of denial of benefits and youth’s right to appeal under Minnesota Statutes, section 256.045, must be given to youth who request to return to care and denied.

The ability of youth, who were under tribal care and responsibility at discharge, to return to extended foster care is dependent on a tribe’s code and practice.

VIII. Health Care Eligibility

Title IV-E eligible youth in extended foster care are automatically eligible for Medical Assistance (MA). Workers should follow current MA policy for youth receiving Title IV-E foster care benefits. ([See Health Care Programs Manual 03.25.20 – “Medical Assistance \(MA\) for Children in Foster Care.”](#))

MAXIS allows approval of Title IV-E eligibility type “25” for youth in extended foster care. Workers should approve MA with eligibility type “25” when notified of a determination that a youth is Title IV-E eligible.

Automatic MA eligibility begins effective the first day of the month in which Title IV-E eligibility begins. Automatic MA eligibility ends effective the first of the month after a youth’s Title IV-E eligibility ends, or the first of the month after attaining age 21.

Youth in extended foster care who do not qualify for Title IV-E are not automatically eligible for MA. They must meet an MA basis of eligibility (child under 21, pregnant, or disabled), and all MA eligibility requirements associated with that basis if they are not Title IV-E eligible.

A. Affordable Care Act

Effective January 1, 2014, the Affordable Care Act extended Medical Assistance benefits to youth leaving foster care on or after their 18th birthday, to age 26. To extend MA benefits for former foster care youth, the Affordable Care Act created a new MA eligibility category.

To qualify, youth must meet the following criteria:

- Under age 26
- Was in foster care in Minnesota
- Had foster care end at age 18 or older, and
- Was enrolled in MA or MinnesotaCare at the time foster care ended.

Youth who meet the criteria, and who are not otherwise eligible for MA as a child under age 21, a pregnant woman, a parent or a person who receives Supplemental Security Income (SSI) and is blind or has a disability, qualify for MA as a former foster care youth through the month of their 26th birthday.

The former foster care category of MA includes individuals who turned 18, or aged out of foster care prior to January 1, 2014. The former foster care category of MA does not include individuals:

- Who were in foster care in another state
- Whose foster care in Minnesota ended for reasons other than aging out at age 18 or older.

The department issued [bulletin #14-68-05](#) for guidance on MA to age 26.

IX. Education and Training Vouchers

Youth in extended foster care are eligible to receive Education and Training Vouchers (ETVs). However, ETVs cannot pay for items which the foster care maintenance payment covers, such as housing and food. ETV’s can pay for the amount of housing and food expenses that exceed the maintenance payment. For youth in extended

foster care, ETVs can be used to pay for tuition, fees, books, computers, etc. For additional information, see the [ETV Expense Guidelines](#).

For additional information on ETVs, contact Jill Von Holtum, ETV coordinator at jill.von.holtum@state.mn.us, or the [ETV website](#).

X. Vulnerable Adult Requirements

The definition of vulnerable adult is found in Minnesota Statutes, section 626.5572, subdivision 21, and includes the following:

(a) “Vulnerable adult” means any person 18 years of age or older who:

(1) Is a resident or inpatient of a facility.

The definition of facility is found in Minnesota Statutes, section 626.5572, subdivision 6, and includes the following:

(a) “Facility” means ... a facility or service required to be licensed under Minnesota Statutes, Chapter 245A.

Based on these definitions, all individuals age 18 years and older who are placed in child foster care are considered vulnerable adults. Therefore, all child foster care programs serving individuals in this age range must comply with vulnerable adult requirements.

Forms in licensure packets that are used to meet some requirements in adult foster care programs may also be used by child foster care providers to meet some of the requirements. Forms to complete for program or individual abuse prevention plans are in section D of the packet – D5, D6 and D13. The additional requirement for program policies and procedures must be developed by the license holder.

Below is a link to online vulnerable adult training:

<http://registrations.dhs.state.mn.us/WebManRpt/>

XI. Title IV-E Claiming

Title IV-E claims are permissible for youth ages 18 up to 21 who meet Title IV-E foster care eligibility and claiming requirements. All Title IV-E eligibility requirements that apply to children under age 18 apply to youth in foster care past age 18. In addition, youth in foster care past age 18 must meet at least one of the eligibility conditions as outlined in Section II. Eligibility for extended foster care.

Title IV-E Eligibility Determination

A child’s or youth’s Title IV-E foster care eligibility is always determined at the beginning of their continuous placement episode. A new Title IV-E foster care eligibility determination should not be completed for youth placed in foster care prior to age 18 who remains in continuous placement past age 18. A new Title IV-E foster care eligibility determination, based solely on youth without regard to the parents, legal guardians, or others in

the home from which a youth was removed as a younger child, should be completed when youth exits care and later re-enters care.

A. General Claiming Requirements

General requirements to claim Title IV-E funds for youth ages 18 up to 21 in foster care are as follows:

- Documentation of basic Title IV-E eligibility factors in SSIS and MAXIS, and maintains verifications in youth's case file
- Ongoing documentation in SSIS and MAXIS of at least one of the eligibility conditions, and maintains verification(s) in youth's case file
- Continued responsibility for placement and care of youth assigned to a county social service agency, or an agency with which the Minnesota Department of Human Services or county social service agency, has a Title IV-E agreement
- Placement in a Title IV-E eligible foster care setting (unlicensed supervised independent living settings are included as Title IV-E eligible foster care settings)
- Reasonable efforts to finalize permanency judicial determinations at least every 12 months
- A one-time judicial determination to the effect that placement is in a youth's best interest within 180 days of placement, for those whose initial placement authority for current placement episode is a voluntary placement agreement.

For more information about Title IV-E foster care eligibility determinations and claiming for this population, contact the eligibility determination trainer in the region.

B. Documentation in SSIS

SSIS requires entry of foster care extension conditions for youth ages 18 and older on the continuous placement. To enter the condition(s) that apply to a youth, click on the Foster Care Extension/Extension Condition tab, then click on the Action button to create a new Foster Care Extension Condition. Choose the appropriate conditions in the dropdown menu.

SSIS Worker/Fiscal - 5.4.2.1 - [Bonnie Rae]

File View Searches/Logs Tools Window Help

Cont plcmnt - 08/06/2009 | Authority | Removal Conditions | Permanency Plans | Reviews | Foster Care Extension

Extension Condition | Extension Reviews

Extension Condition	Effective Date	End Date
Participating in activities to remove employment barriers	06/16/2010	12/01/2010
Employed at least 80 hrs per month	12/01/2010	

Extension Condition: Participating in activities to remove employmen

Effective Date: 06/16/2010

End Date: 12/01/2010

Note: Client on screen is fictional

The status of conditions should be reviewed and updated in SSIS whenever they change, and at regular six-month intervals. Click on the Foster Care Extension/Extension Reviews tab, then click on the Action button for new Foster Care Extension Conditions Review.

Note: Client on screen is fictional

Document the date the conditions entered in SSIS were checked for accuracy and corrections completed, as needed.

C. Documentation in MAXIS

For a Title IV-E eligible child turning age 18 and remaining in foster care, caseworkers will document specific extension condition(s) and effective date in SSIS (Foster Care Extension Condition tab). Information about continued eligibility (Y/N) and the effective date will be interfaced to MAXIS from SSIS using the Title IV-E Eligibility Submission Worksheet and completing a new submission to MAXIS. The data will be displayed in INFC/SSIS. The MAXIS worker will manually enter the data regarding continued eligibility (Y/N) and the effective date into the STAT/FCPL panel to generate new Title IV-E results to either continue Title IV-E eligibility or terminate it.

For youth re-entering foster care after age 18, MAXIS workers should follow procedures in POLI/TEMP sections: TE14.18 CLAIMING TO AGE 21 and TE14.14 IV-E FOSTER CARE – PROBLEM/WORKAROUND PART 1.

Americans with Disabilities Act (ADA) Advisory

This information is available in accessible formats for people with disabilities by calling (651) 431-3809 (voice) or by using your preferred relay service. For other information on disability rights and protections, contact the agency's ADA coordinator.