

Title IV-B, subpart 1 Assurances for Tribes

The assurances listed below are in 45 CFR 1357.15(c) and title IV-B, subpart 1, sections 422(b)(8), 422(b)(10), and 422 (b)(14) of the Social Security Act (the Act). These assurances will remain in effect during the period of the current five-year Child and Family Services Plan (CFSP).

1. The Tribe assures that it is operating or has developed arrangements with a state agency to operate, to the satisfaction of the Secretary-
 - a. A statewide or areawide information system from which can be readily determined the status, demographic characteristics, location, and goals for the placement of every child who is (or, within the immediately preceding 12 months, has been) in foster care;
 - b. A case review system (as defined in section 475(5) and in accordance with the requirements of section 475A) for each child receiving foster care under the supervision of the State/Tribe;
 - c. A service program designed to help children:
 - i. Where safe and appropriate, return to families from which they have been removed; or
 - ii. Be placed for adoption, with a legal guardian, or, if adoption or legal guardianship is determined not to be appropriate for a child, in some other planned, permanent living arrangement subject to the requirements of sections 475(5)(C) and 475A(a) which may include a residential educational program; and
 - d. A preplacement preventive services program designed to help children at risk of foster care placement remain safely with their families. [Section 422(b)(8)(A)]
2. The Tribe assures that it has in effect, or has developed arrangements with a state agency that has in effect, policies and administrative and judicial procedures for children abandoned at or shortly after birth (including policies and procedures providing for legal representation of the children) which enable permanent decisions to be made expeditiously with respect to the placement of the children. [Section 422(b)(8)(B)]
3. The Tribe assures that it shall make effective use of cross-jurisdictional resources (including through contracts for the purchase of services), and shall eliminate legal barriers, to facilitate timely adoptive or permanent placements for waiting children. [Section 422(b)(10)]
4. That Tribe assures that not more than 10 percent of the expenditures of the Tribe with respect to activities funded from amounts provided under this subpart will be for administrative costs. [Section 422(b)(14)]

5. The Tribe assures that it will participate in any evaluations the Secretary of HHS may require. [45CFR1357.15(c)]

6. The Tribe assures that it shall administer the Child and Family Services Plan in accordance with methods determined by the Secretary to be proper and efficient. [45CFR1357.15(c)]

Effective Date and Official Signature

I hereby certify that the Tribe complies with the requirements of the above assurances.

Certified by: _____

Title: _____

Agency: _____

Dated: _____

Title IV-B, subpart 2 Assurances for Tribes

The assurances listed below are in 45 CFR 1357.15(c) and title IV-B, subpart 2, sections 432(a)(2)(C), 432(a)(4), 432(a)(5), 432(a)(7) and 432(a)(9) of the Social Security Act (the Act). These assurances will remain in effect during the period of the current five-year CFSP.

1. The Tribe assures that after the end of each of the first four fiscal years covered by a set of goals, will perform an interim review of progress toward accomplishment of the goals, and on the basis of the interim review will revise the statement of goals in the plan, if necessary, to reflect changed circumstances [Section 432(a)(2)(c)(i)].
2. That Tribe assures that after the end of the last fiscal year covered by a set of goals, it will perform a final review of progress toward accomplishment of the goals, and on the basis of the final review:
 - a. Will prepare, transmit to the Secretary, and make available to the public a final report on progress toward accomplishment of the goals; and
 - b. Will develop (in consultation with the entities required to be consulted pursuant to subsection (b)) and add to the plan a statement of the goals intended to be accomplished by the end of the 5th succeeding fiscal year [Section 432(a)(2)(C)(ii)].
3. The Tribe assures that it will annually prepare, furnish to the Secretary, and make available to the public a description (including separate descriptions with respect to family preservation services, community-based family support services, family reunification services, and adoption promotion and support services) of:
 - a. The service programs to be made available under the plan in the immediately succeeding fiscal year;
 - b. The populations which the programs will serve; and
 - c. The geographic areas in the State in which the services will be available. [Section 432(a)(5)]
4. The Tribe assures that it will perform the annual activities described in the 432(a)(5)(A) in the first fiscal year under the plan, at the time the Tribe submits its initial plan, and in each succeeding fiscal year, by the end of the third quarter of the immediately preceding fiscal year.
5. The Tribe assures that Federal funds provided to the Tribe under this subpart will not be used to supplant Federal or non-Federal funds for existing services and activities which promote the purposes of this subpart. [Section 432(a)(7)(A)]

6. The Tribe will furnish reports to the Secretary, at such times, in such format, and containing such information as the Secretary may require, that demonstrate the Tribe’s compliance with the prohibition contained in 432(a)(7)(A) of the Act. [Section 432(a)(7)(B)]
7. The Tribe assures that in administering and conducting service programs under the plan, the safety of the children to be served shall be of paramount concern.[Section 432(a)(9)]
8. The Tribe assures that it will participate in any evaluations the Secretary of HHS may require. [45CFR1357.15(c)]
9. The Tribe assures that it shall administer the Child and Family Services Plan in accordance with methods determined by the Secretary to be proper and efficient. [45CFR1357.15(c)]

Effective Date and Official Signature

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