

AMENDMENTS TO LB464

(Amendments to AM2163)

Introduced by Krist

1 1. Strike section 5 and insert the following new section:

2 Sec. 5. The Department of Health and Human Services,  
3 as the single state agency administering the Title IV-E state  
4 plan, has the authority to enter into the agreement with the  
5 Office of Probation Administration to act as a surrogate of the  
6 Department of Health and Human Services to administer the Title  
7 IV-E state plan for children it has placement and care authority  
8 of. The Department of Health and Human Services as the public  
9 agency administering or supervising the administration of the Title  
10 IV-E State Plan in accordance with section 472(a)(2)(B)(ii) of the  
11 federal Social Security Act, 42 U.S.C. 672(a)(2)(B)(ii), to obtain  
12 federal reimbursement for allowable maintenance, administrative,  
13 and training expenses in accordance with Title IV-E of the  
14 federal Social Security Act, Public Law 96-272, Public Law 105-89,  
15 and Public Law 110-351, maintains the ultimate responsibility  
16 to supervise the Office of Probation Administration's activities  
17 regarding the Title IV-E requirements for eligible children served  
18 under the agreement.

19 The Office of Probation Administration has placement  
20 and care responsibility for juveniles in out-of-home placement,  
21 also known as foster care, described in subdivision (1), (2),  
22 (3)(b), or (4) of section 43-247. Placement and care constitutes

1 accountability for the day-to-day care and protection of juveniles.  
2 The responsibility of having placement and care includes the  
3 development of an individual case plan for the juvenile, including  
4 periodic review of the appropriateness and suitability of the  
5 plan and the foster case placement, to ensure that proper care  
6 and services are provided to facilitate return to the juvenile's  
7 own home or to make an alternative placement. The case plan  
8 activities include such items as assessing family strength and  
9 needs, identifying and using community resources, and the period  
10 review and determination of continued appropriateness of placement.  
11 Placement and care does not include rights retained by the legal  
12 custodian, including, but not limited to, provisions and decisions  
13 surrounding education, morality, religion, discipline, and medical  
14 care.