



Board Agenda Item 86

DATE: June 18, 2024

TO: Board of Supervisors

SUBMITTED BY: Sanja Bugay, Director, Department of Social Services

SUBJECT: Memorandum of Understanding with California Department of Child Support Services

RECOMMENDED ACTION(S):

Approve and authorize the Chairman to execute a Memorandum of Understanding with the California Department of Child Support Services for Third-Party access to the Child Support Enforcement System, effective upon execution by the California Department of Child Support Services, not to exceed thirty-six months (\$0).

Approval of the recommended action will allow the Department to continue its access to the Child Support Enforcement System (CSE) to administer California Work Opportunity and Responsibility to Kids (CalWORKs), CalFresh, Medi-Cal and foster care programs, with no increase to Net County Cost. This item is countywide.

ALTERNATIVE ACTION(S):

Should your Board not approve the recommended action, the Department will lose access to the CSE, which may delay the adoption of children in foster care and affect the Department's process of determining eligibility and appropriate benefit amounts.

FISCAL IMPACT:

There is no increase in Net County Cost associated with the recommended action. There is no cost associated with the recommended Memorandum of Understanding (MOU).

DISCUSSION:

On June 8, 2021, your Board approved a MOU between the Department and the California Department of Child Support Services (DCSS) for third party online read-only access service to CSE. The current agreement expires on June 22, 2024.

California State and Federal law allows disclosure of child support information to public entities to facilitate and enhance the effectiveness of the child and spousal support enforcement program. DCSS provides this information through the Third-Party Access (TPA) Program. TPA is defined as an on-line (IA-A or IV-E) read-only access service to the CSE for the purpose of supporting the Child and Spousal Support Enforcement Program pursuant to Family Code 17212. DCSS provides TPA through the creation and management of user access accounts. In this case, the County's profile access is IV-A. IV-A is read-only third-party access to assist with work associated cases where the custodial parent and child(ren) is receiving public assistance benefits under the State's IV-A program. Welfare and Institution Code, section 11477(b) requires that all CalWORKs applicants and recipients assign child support rights to the State and

cooperate with DCSS establishment and enforcement requirements. The Department uses CSE to administer the CalWORKs, CalFresh, Medi-Cal and foster care programs. Through CSE, the Department locates absent parents for children within the foster care program who are going through the adoption process. The Department also uses the system to verify child support income for CalWORKs, CalFresh, and Medi-Cal eligibility determination. Not having access to the CSE may prolong the adoption process for children in foster care and will hinder the Department from determining program eligibility and appropriate benefit grant amounts.

The MOU requires site review and audits for determining compliance with DCSS regulations, required safeguards, and stipulates that misuse of this information may result in civil and criminal penalties. All employees who have access to the CSE must complete documentation acknowledging all information they access is confidential and stating they will recuse themselves from any case where they may have a relationship with a participant.

The MOU is effective on the date executed by DCSS and shall remain in effect for thirty-six consecutive months thereafter. Either party may terminate this MOU without cause upon 30 days prior written notice of such termination. DCSS will provide an executed copy of the MOU after signatures are obtained from the County.

REFERENCE MATERIAL:

BAI #42, June 8, 2021

ATTACHMENTS INCLUDED AND/OR ON FILE:

On file with Clerk - MOU with DCSS

CAO ANALYST:

Ronald Alexander