



## LEGISLATIVE BUDGET BOARD

# Department of Family and Protective Services

## Historical Appropriations and Expenditures

**PRESENTED TO JOINT OVERSIGHT COMMITTEE ON COMMUNITY-BASED CARE  
TRANSITION**

**LEGISLATIVE BUDGET BOARD STAFF**

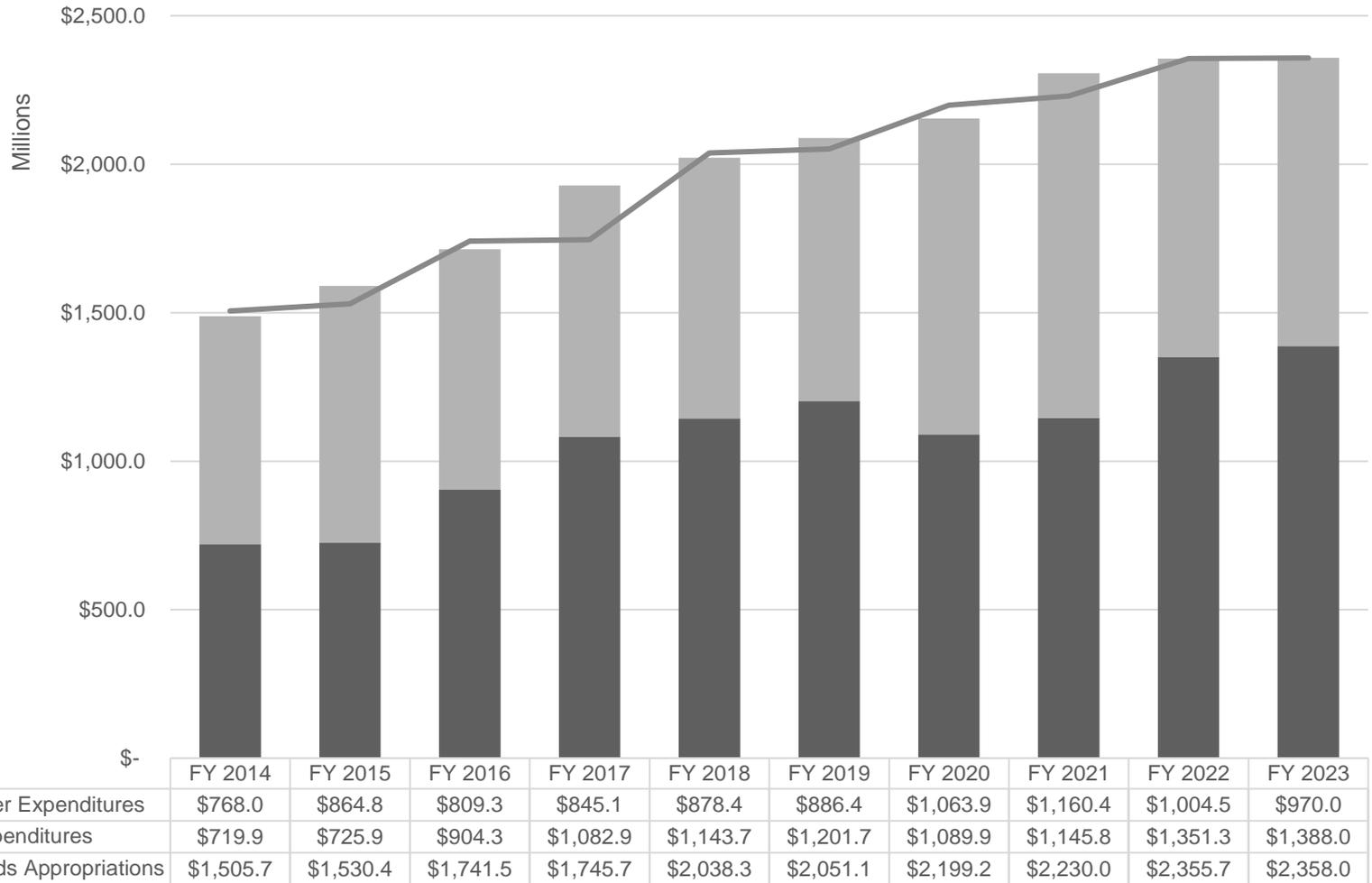
**August 2022**

# Agenda

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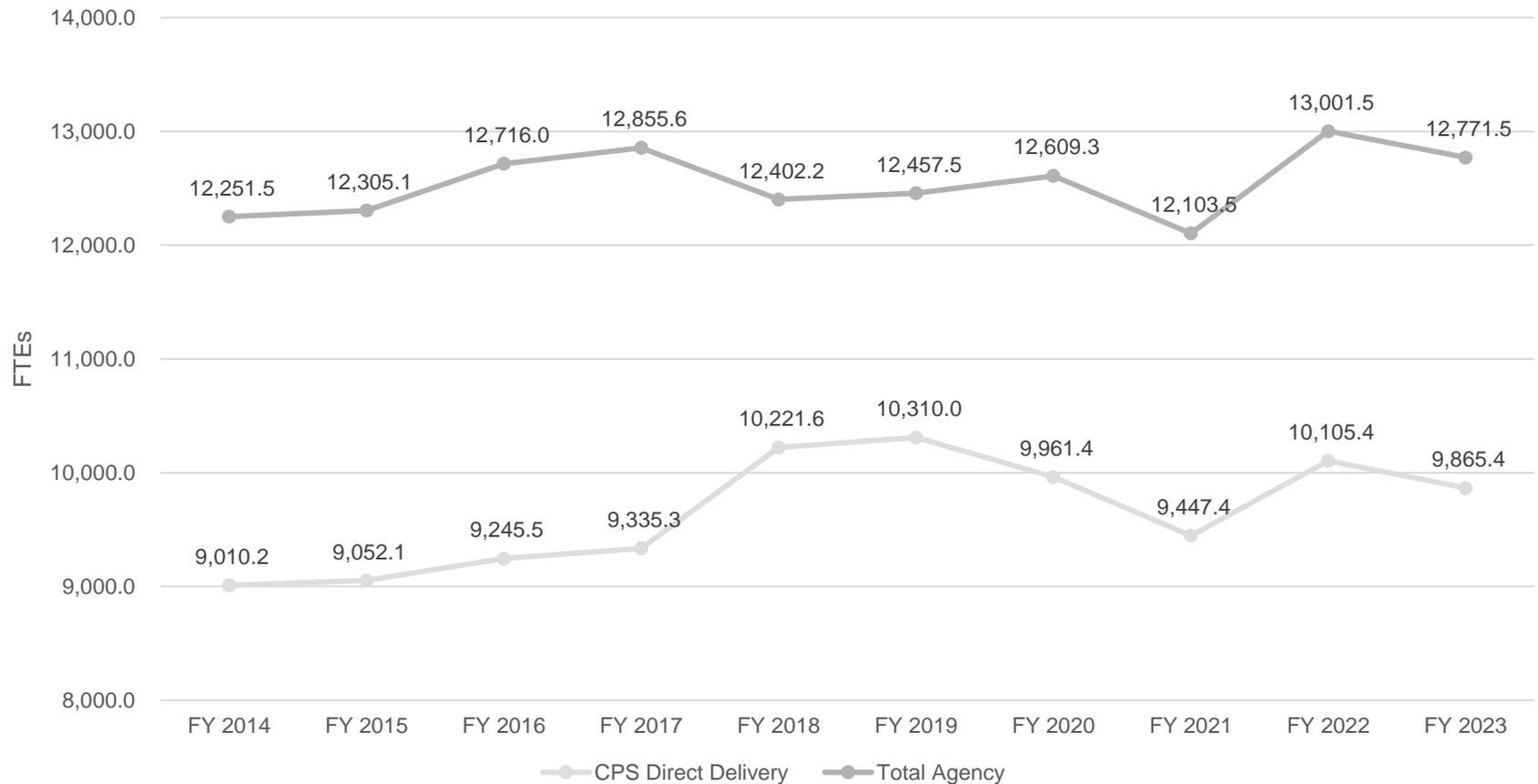
- Agency-wide Expenditures Compared to Appropriations
- Full-time Equivalent (FTE) Appropriations
- Non-Child Protective Services Expenditures
- Child Protective Services Expenditures
- Child Protective Services Investigations
- Exceptional and Supplemental Appropriations
- Performance Related to Children in Child Protective Services
- Office of Community-based Care Transition
- History of Rate Modernization

# Agency Expenditures Compared to Appropriations



Source: Legislative Budget Board and Department of Family and Protective Services

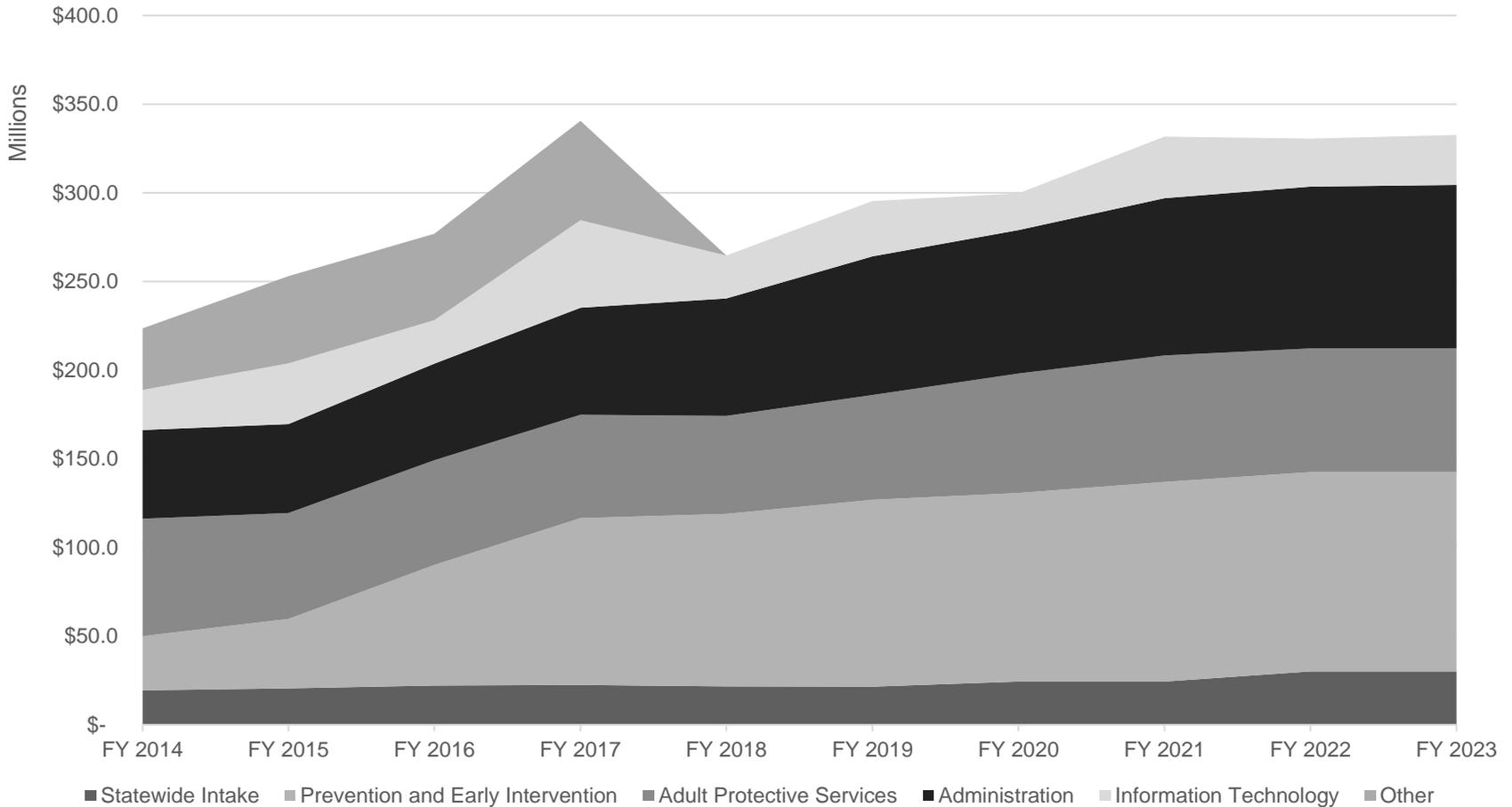
# Historical Full-time Equivalent Appropriations



	FY 2019	FY 2020	FY 2021	FY 2022	TOTAL
FTE Reductions due to Community-based Care	61.0	409.0	0.0	265.0	735.0

Source: Legislative Budget Board and Department of Family and Protective Services

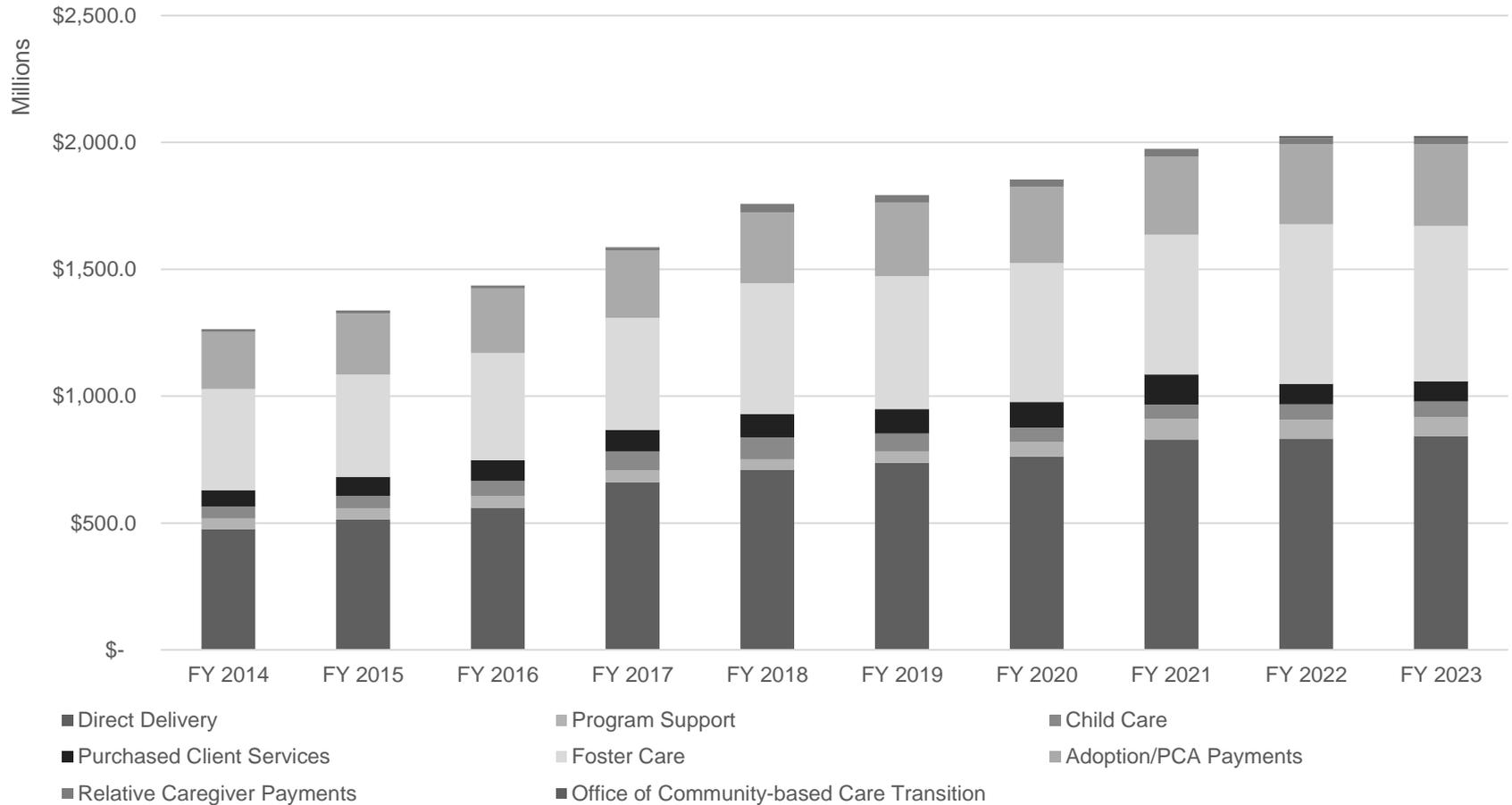
# Non-Child Protective Services Expenditures



Note: The Other category includes funding for Child Care Regulation and APS Facility and Provider Investigations transferred to the Health and Human Services Commission, pursuant to Senate Bill 200 in the Eighty-fourth Legislative Session and House Bill 5 in the Eighty-fifth Legislative Session.

Source: Department of Family and Protective Services

# Child Protective Services Annual Expenditures



Note: Purchased Client Services includes purchased services for Adoption, Post-Adoption/Post-Permanency, Preparation for Adult Living (PAL), Substance Abuse, and other services provided by the agency.

Source: Department of Family and Protective Services

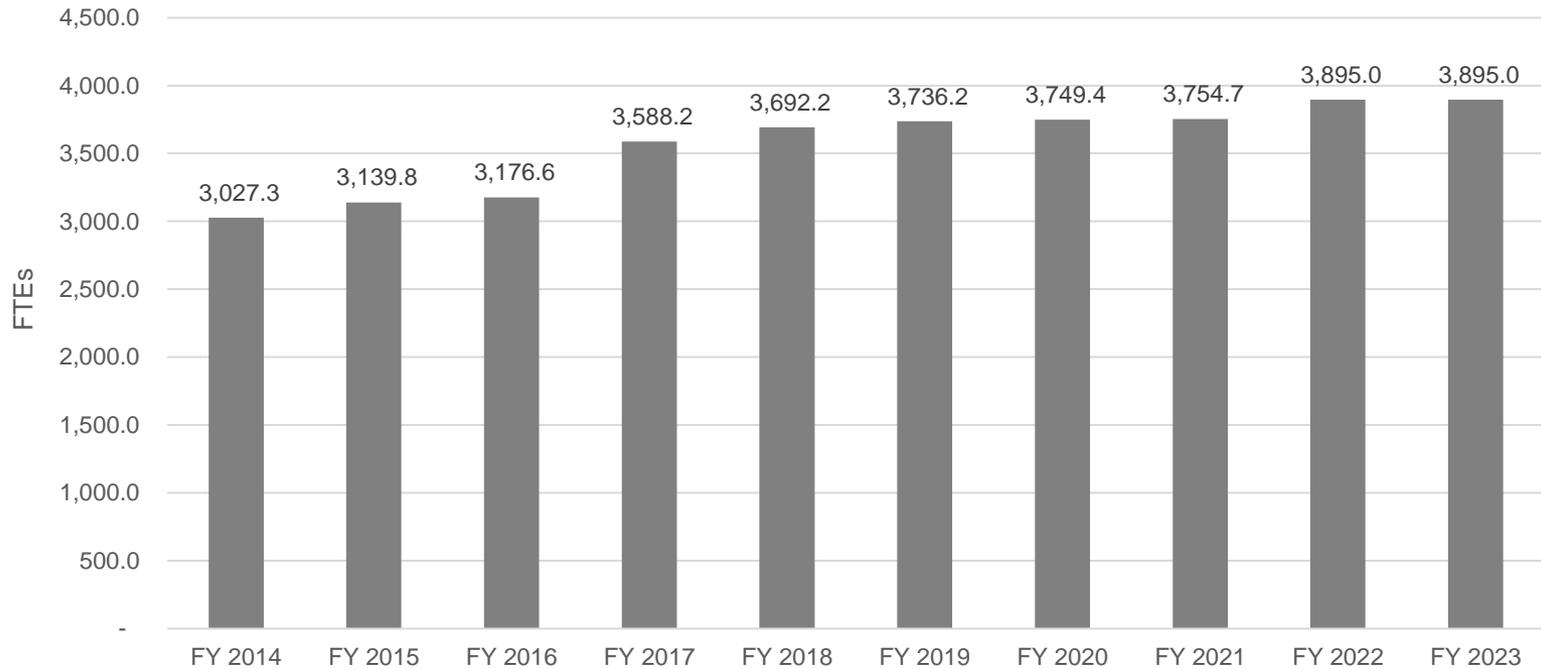
# Child Protective Services Biennial Expenditures

	FY 2014-15	FY 2016-17	FY 2018-19	FY 2020-21	FY 2022-23
Direct Delivery	\$ 989.5	\$ 1,221.0	\$ 1,446.1	\$ 1,591.4	\$ 1,675.0
Program Support	\$ 87.0	\$ 93.7	\$ 88.6	\$ 140.4	\$ 150.2
Child Care Services	\$ 95.7	\$ 134.2	\$ 155.6	\$ 111.4	\$ 121.8
Purchased Client Services	\$ 138.9	\$ 166.2	\$ 188.2	\$ 219.3	\$ 159.8
Foster Care	\$ 803.2	\$ 863.0	\$ 1,039.9	\$ 1,097.9	\$ 1,242.6
Adoption/PCA Payments	\$ 465.5	\$ 521.6	\$ 568.4	\$ 609.8	\$ 636.5
Relative Caregiver Payments	\$ 22.3	\$ 24.4	\$ 63.3	\$ 58.5	\$ 49.3
Office of Community-based Care Transition	\$ -	\$ -	\$ -	\$ -	\$ 15.4
<b>TOTAL</b>	<b>\$ 2,602.1</b>	<b>\$ 3,024.2</b>	<b>\$ 3,550.2</b>	<b>\$ 3,828.7</b>	<b>\$ 4,050.6</b>

Note: Data reflected in millions.

Source: Department of Family and Protective Services

# Child Protective Services Investigations



	2014-15	2016-17	2018-19	2020-21	2022-23
Legislative Appropriations to CPS Direct Delivery Staff	\$ 958.4	\$ 1,099.8	\$ 1,526.0	\$ 1,629.9	\$ 1,675.0
Agency Allocation to Investigations Subfunction	\$ 370.1	\$ 465.2	\$ 520.4	\$ 495.6	\$ 506.8

Note: Legislative funding is appropriated to the agency for all Child Protective Services staff (Strategy B.1.1, CPS Direct Delivery Staff). The agency then has the discretion in allocating those funds among the subfunctions.

Source: Department of Family and Protective Services

# Exceptional Item and Supplemental Funding

- **\$113.2 million** and **828.8 FTEs** for critical needs funding beginning in FY 2017
  - \$61.6 million for salary increases for existing Child Protective Services staff
  - \$51.6 million to fund the additional staff
- **\$292.8 million** to build the critical funding needs into the agency's base appropriations in FY 2018-19
- **\$88.0 million** and **597.9 FTEs** for additional caseworkers in FY 2018-19
- **\$32.5 million** for increased payments provided to Relative and Other Designated Caregivers in FY 2018-19
- **\$30.5 million** and **98.2 FTEs** for additional staffing support in FY 2020-21, including
  - \$2.7 million and 17.9 FTEs for Contract Oversight and Monitoring staff
  - \$3.6 million and 30.0 FTEs for additional Child Protective Services frontline staff
  - \$1.7 million and 13.0 FTEs for additional Child Care Investigations staff
  - \$1.1 million and 7.0 FTES for additional screener staff
- **\$88.8 million** and **478.0 FTEs** to address the Foster Care Litigation in FY 2022-23
- **\$6.4 million** and **42.0 FTEs** for Community-based Care oversight staff in FY 2022-23
- **\$124.8 million** in General Revenue for to address foster care capacity in FY 2022-23
- **\$21.9 million** in General Revenue for temporary emergency placements (TEP) in FY 2022-23

Note: All amounts reflected are All Funds unless otherwise specified.

# Children Involved in Select Stages of Service

	Conservatorship	Family Preservation	Investigations
FY 2014	46,823	85,688	273,089
FY 2015	47,348	85,205	290,471
FY 2016	48,795	90,593	276,763
FY 2017	50,293	98,723	289,795
FY 2018	52,397	82,866	280,977
FY 2019	51,417	74,092	266,611
FY 2020	47,913	76,869	253,274
FY 2021	45,870	64,151	262,420

Source: Department of Family and Protective Services

# Caseload per Worker

	Conservatorship	FBSS	Investigators	Kinship	FAD
FY 2014	31.1	15.6	19.5	32.1	19.5
FY 2015	28.3	15.1	16.4	30.6	17.2
FY 2016	29.7	15.3	17.1	33.5	18.4
FY 2017	27.8	15.0	14.5	32.7	19.9
FY 2018	26.5	11.4	14.0	37.2	18.9
FY 2019	26.1	10.6	14.3	35.4	18.8
FY 2020	24.3	11.3	12.6	32.9	17.3
FY 2021	22.7	8.8	15.1	30.5	17.3
FY 2022 Target	21.0	11.0	13.0	30.0	17.0
FY 2023 Target	21.0	11.0	13.0	30.0	17.0

FBSS: Family Based Safety Services

FAD: Foster and Adoptive Home Development

Source: Department of Family and Protective Services

# Children Leaving Care

	% Children Adopted within 12 months	% Children Reunited with Family	% Children that Aged Out of Care	Average Time to Permanency in months
FY 2014	-	-	7.7	-
FY 2015	60.2	-	6.6	-
FY 2016	60.9	-	7.1	-
FY 2017	61.0	37.8	6.5	17.8
FY 2018	61.9	38.4	6.6	17.7
FY 2019	64.3	40.1	6.0	17.7
FY 2020	61.5	41.4	7.1	18.1
FY 2021	62.1	42.1	7.1	18.4
FY 2022 Target	62.1	42.9	7.1	18.6
FY 2023 Target	62.1	43.7	7.1	18.9

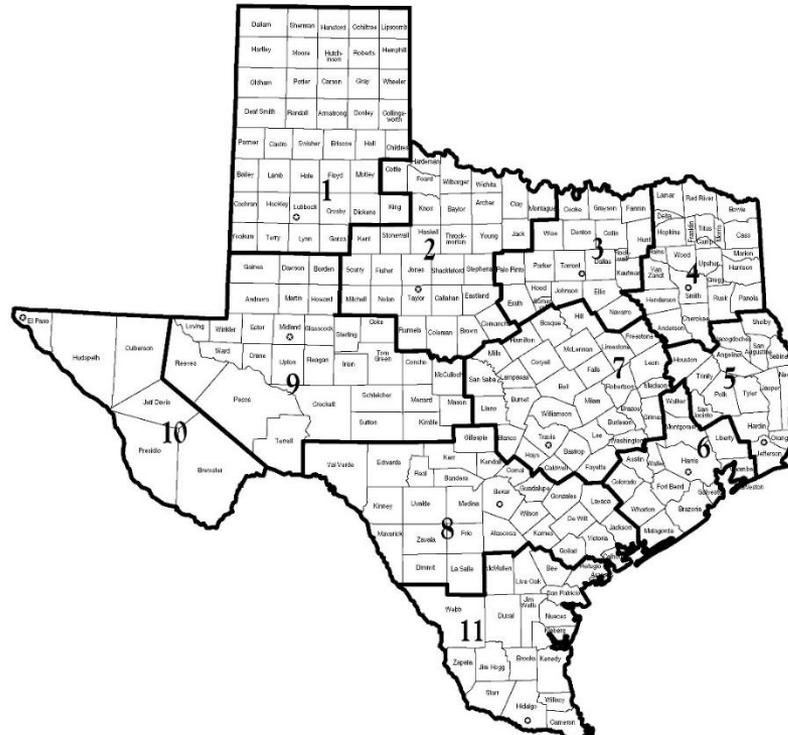
Note: Based on methodologies, children may be included in more than one measure.

Source: Legislative Budget Board

# Total Children in Community-based Care Conservatorship

	Region 2	Region 3b
Stage II State Date	6/1/2020	3/1/2020
FY 2020	1,632	2,180
FY 2021	2,399	2,766

Note: These amounts are a subset of the total children in conservatorship



Source: Department of Family and Protective Services

# 87<sup>th</sup> Session Legislation

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**House Bill 3041** – Requires DFPS to establish a pilot program to allow the agency to dispose of an investigation by referring the family of a foster care candidate to family preservation services and allowing the child to return home instead of entering the foster care system.

**Senate Bill 1896** – Requires DFPS to develop a plan to eliminate use of paper case files, establish a pilot program to use telehealth services, and transition to evidence-based programs under the FFPSA. The legislation also prohibits DFPS from allowing children to stay overnight in DFPS offices.

**House Bill 5** – Increased the appropriations authority of DFPS by \$90.0 million in General Revenue Funds in fiscal years 2022 and 2023 to increase capacity in the foster care system through supplemental payments and targeted foster care capacity grants.

# Office of Community-based Care (CBC) Transition

- The Office of CBC Transition was established by Senate Bill 1896, 87<sup>th</sup> Regular Session, 2021. The office is administratively attached to DFPS but has its own director appointed by the Governor.
- During the 87<sup>th</sup> Regular session \$6.8 million in General Revenue (\$7.7 million in All Funds) and 73.0 FTEs were allocated to the office each fiscal year.
- The Office of CBC Transition is responsible for the following:
  - Assessing regions in the state where CBC services may be implemented;
  - Developing a plan for implementing CBC in each region of the state;
  - Evaluating, contracting with, and measuring performance and report outcomes of CBC providers;
  - Creating a risk-sharing funding model that balances financial risk between the state and CBC providers; and
  - Conducting annual review and adjustment of funding based on policy, foster care rates, and regional service usage.

# History of Rate Modernization

- Pursuant to Article II, Special Provision 32, 2020-21 General Appropriations Act (GAA) HHSC contracted with the Public Consulting Group to conduct an evaluation to determine whether there was an alternative rate methodology that would increase provider capacity.
  - While the report did find that the current rates did not clearly align to cost of care, a specific revised rate methodology was not outlined in the report.
- Pursuant to Article II, Special Provision 26, 2022-23 GAA, DFPS and HHSC are directed to develop a new reimbursement rate methodology for foster care, CBC, and other child services. The proposed methodology must include, but is not limited to:
  - Aligning rates to specific, clearly defined program models;
  - Pricing the elements of the program models using cost report data and market analysis; and
  - Reviewing the rate calculations with stakeholders to refine the models and price.
- On September 30, 2021, DFPS and HHSC submitted the required report on the new preliminary service descriptions, outlining the minimum and reasonable requirements a provider must meet to deliver a particular service.
- By December 1, 2022, DFPS and HHSC must submit a report that includes pro forma modeled rates using the new methodology, including a fiscal estimate of implementing such rates.



# LEGISLATIVE BUDGET BOARD

## **Contact the LBB**

Legislative Budget Board

[www.lbb.texas.gov](http://www.lbb.texas.gov)

512.463.1200