



CDSS

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STATE OF CALIFORNIA—HEALTH AND HUMAN SERVICES AGENCY
DEPARTMENT OF SOCIAL SERVICES
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EDMUND G. BROWN JR.
GOVERNOR

September 8, 2018

ALL COUNTY LETTER (ACL) NO. 18-109

TO: ALL COUNTY CHILD WELFARE DIRECTORS
ALL COUNTY PROBATION OFFICERS
ALL CHIEF PROBATION OFFICERS
ALL FOSTER CARE MANAGERS
ALL CHILD WELFARE SERVICES PROGRAM MANAGERS
ALL TITLE IV-E AGREEMENT TRIBES
ALL COUNTY BOARDS OF SUPERVISORS

SUBJECT: **COMMERCIALLY SEXUALLY EXPLOITED CHILDREN (CSEC)
PROGRAM FISCAL YEAR (FY) 2018-19 ALLOCATION
METHODOLOGY AND COUNTY PLAN INSTRUCTIONS**

REFERENCES: [SENATE BILL \(SB\) 855 \(CHAPTER 29, STATUTES OF 2014\);](#)
[WELFARE AND INSTITUTIONS CODE \(WIC\) SECTIONS 16524.6-](#)
[16524.11; WIC SECTION 16501.45; WIC SECTION 300; WIC](#)
[SECTION 305; PENAL CODE \(PC\) SECTION 647; PC SECTION](#)
[653.22; PUBLIC LAW 113-183; SB 1322 \(CHAPTER 654, STATUTES](#)
[OF 2016\); ASSEMBLY BILL \(AB\) 1227 \(CHAPTER 558, STATUTES](#)
[OF 2017\); ALL COUNTY LETTER \(ACL\) NO. 16-49, DATED MAY 23,](#)
[2016; ACL NO. 16-74, DATED SEPTEMBER 21, 2016; ACL NO. 17-](#)
[71, DATED JULY 21, 2017; ALL COUNTY INFORMATION NOTICE](#)
[\(ACIN\) NO. I-83-16, DATED NOVEMBER 23, 2016; ACIN NO. I -19-](#)
[18, DATED JUNE 27, 2018; ACIN NO. I-79-17, DATED DECEMBER](#)
[4, 2017; COUNTY FISCAL LETTER \(CFL\) 15/16-41, DATED](#)
[JANUARY 25, 2016; CFL 15/16-50, DATED MARCH 28, 2016; CFL](#)
[NO. 16/17-73, DATED JUNE 22, 2017; CFL NO. 17/18-49, DATED](#)
[JANUARY 31, 2018;](#)

The purpose of this ACL is to provide all county child welfare agencies (hereafter referred to as "Counties") with instructions to submit an updated County Plan that will enable counties to access funding for FY 2018-19 under the opt-in CSEC Program set forth in [Welfare and Institutions Code \(WIC\) sections 16524.6 - 16524.11](#).

Specifically, this ACL provides:

- Background on the CSEC Program to date.
- Methodology for the FY 2018-19 Funding.
- Attachment I: The updated County Plan Template and instructions.

Background

The [Senate Bill \(SB\) 855 \(Chapter 29, Statutes of 2014\)](#) amended [WIC section 300](#) to declare that under existing law, CSEC whose parent/guardian failed to or was unable to protect them fall under the jurisdiction of the juvenile dependency court and may be served by child welfare agencies. The legislation added sections [16524.6-16524.11](#) to the WIC and established a state-funded county opt-in CSEC Program administered by the California Department of Social Services (CDSS). This CSEC Program provides funding to participating counties for the purposes of providing training, prevention activities, and intervention services, while utilizing a multidisciplinary approach, to children and youth who are, or at risk of becoming, commercially sexually exploited. To participate, the counties are required to develop an Interagency Protocol as described in [All County Information Notice \(ACIN\) No. I-83-16](#).

Recent Changes in Legislation

California enacted [SB 1322 \(Chapter 654, Statutes of 2016\)](#), in February of 2016 which, effective January 1, 2017, amended [Penal Code \(PC\) section 647](#) and [PC section 653.22](#) to make crimes of soliciting or engaging in any act of prostitution and loitering with the intent to commit prostitution inapplicable to a child under 18 years of age who engages in such conduct to receive money or other consideration. These sections now specify these children may be adjudged dependent children of the court under the existing [WIC section 300\(b\)\(2\)](#) provisions. These changes further specify that the law enforcement officer may place these children in temporary protective custody if there is an imminent threat to the child's health or safety in accordance with [WIC section 305](#). The CDSS encourages counties to utilize the County Plan as a tool to initiate discussion of coordinated efforts in response to [SB 1322](#) amongst their local law enforcement, probation, and other collaborative partners, if they have not done so already. For further information, please reference [ACIN No. I-79-17¹](#). [Assembly Bill \(AB\) 1227 \(Chapter 558, Statutes of 2017\)](#) amended [WIC section 16524.8](#) to require counties to

¹ *It is important to note that while law enforcement may intervene to ensure the health and safety of these children, temporary protective custody does not mean physically restraining a child or holding them in a locked detention facility. As noted in ACIN I-79-17, "In accordance with WIC section 206, a child taken into custody and alleged or adjudged to be within the description of WIC section 300 shall be provided with separate facilities from minors alleged or adjudged to be within the description of WIC sections 601 or 602, except as provided in WIC section 16514. Furthermore, facilities for minors alleged or adjudged to come within section 300 must be non-secure as defined in WIC section 206."*

include representatives from local county offices of education and sheriff's departments as members of the team responsible for creating county interagency protocols. Counties that elect to opt-in to the CSEC Program under [WIC section 16524.6 et. seq.](#) must include in the County Plan the collaborative measures taken to meet this requirement when developing new, or updating existing, county interagency protocols. For further information, pertaining to [AB 1227](#), please reference [ACIN No. I-19-18](#).

FY 2017-18 and FY 2018-19 CSEC Program Funds

Counties received a total of \$18 million in CSEC federal, state and county program funds in FY 2017-18, as outlined in [County Fiscal Letter \(CFL\) No. 17/18-49](#). Due to re-appropriation authority approved by the Legislature during initial implementation of this program, unspent funds from FY 2016-17 were utilized in FY 2017-18. As a result, it is estimated that the majority of the FY 2017-18 base allocation will remain unspent. The 2018 Budget Act included a one-time extension of the re-appropriation authority to allow the unspent funds from the FY 2017-18 CSEC allocation to be re-appropriated to FY 2018-19. In consultation with the County Welfare Director's Association (CWDA), it is anticipated that \$160,000 of the re-appropriated funds will be provided to six formerly non opt-in counties on a one-time basis for specialized service implementation. In addition, the CDSS anticipates allocating approximately \$11.5 million of the re-appropriated funds to a contract to fund a placement and services model. The model will pilot new and innovative placement and services strategies with the CSEC population. Any remaining balance will likely be made available to counties in FY 2018-19. The intent of the re-appropriation authority was to support initial implementation of the changes to the CSEC Program. The CDSS expects this will be the last year of re-appropriation authority.

FY 2018-19 CSEC Program Participation

In consultation with the CWDA, the CDSS has established a methodology for allocating funds to counties choosing to opt-in for FY 2018-19 and those counties electing to receive a one-time provision of funds. This allocation will be provided in a forthcoming CFL.

All counties electing to participate in the FY 2018-19 CSEC Program shall complete the County Plan Template contained in Attachment I. This includes counties requesting ongoing participation, as well as those requesting first-time funding. Counties electing to participate for the first time in FY 2018-19 will need to demonstrate within their County Plan the use of one-time allowable expenditures for specialized service implementation that can be achieved within the FY 2018-19, as well as a description of how the county will develop and implement a CSEC Interagency Protocol. These newly funded counties will need to further demonstrate the prevalence of CSEC within their

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county in order to be considered for funding in future years. Please see Attachment II titled "Allowable Expenditures for CSEC Funding" within [All County Letter No. 17-71](#) for guidance regarding allowable expenditures.

County Plan Submission

All counties must submit their County Plan (Attachment I) to the CDSS prior to the distribution of allocated funds. The electronic copy of the County Plan must be received by 5:00 p.m. on **October 12, 2018**, and remitted to CSECProgram@dss.ca.gov. A hard copy of the County Plan must be signed by the Director of the county child welfare services agency, **postmarked by October 12, 2018**, and mailed to the address below. Faxes will not be accepted.

**California Department of Social Services
Child Welfare Policy and Program Development Bureau
CSEC Program
744 P Street, MS 8-11-87
Sacramento, CA 95814**

Contact Information

If you have any additional questions, please contact the Child Trafficking Response Unit, within the Child Welfare Policy and Program Development Bureau, at CSECProgram@dss.ca.gov or (916) 651-6160.

Sincerely,

Original Document Signed By:

GREGORY E. ROSE
Deputy Director
Children and Family Services Division

Attachment I
Attachment II

c: County Welfare Directors Association

**COMMERCIALLY SEXUALLY EXPLOITED CHILDREN PROGRAM COUNTY PLAN TEMPLATE
FISCAL YEAR (FY) 2018-19**

The Commercially Sexually Exploited Children (CSEC) Program is now entering its fifth year of implementation. Once again, the California Department of Social Services (CDSS) is requiring all opt-in counties to submit an updated County Plan to signal their interest in receiving state funding for FY 2018-19. Participating county Child Welfare Agencies (CWAs) shall work closely with their partners, including county probation departments, to complete the County Plan as appropriate.

The CDSS encourages counties to concentrate on a harm reduction informed approach while serving CSEC. Harm reduction focuses on (1) the prevention of harms associated with a particular behavior rather than prevention of that behavior and (2) the individuals who continue engaging in the problematic behavior despite the harms. Youth attempting to escape commercial sexual exploitation (CSE) often struggle with trauma and return to exploiters/traffickers because of trauma-bonding and the dynamics of exploitation. Utilizing a harm reduction informed approach when serving CSEC can help strengthen positive relationships and prevent the return to exploitive situations. Therefore, while completing County Plans, counties should keep in mind the benefits of harm reduction while developing protocols and implementing procedures. All participating CWAs are required to complete the County Plan Template. However, CWAs previously opted-in during FY 2017-18 are only required to provide updated information where applicable. The CWAs that have requested first-time funding for services implementation for FY 2018-19 should complete the County Plan Template to demonstrate activities that can be developed through the use of one-time allowable expenditures that can be achieved within the fiscal year as well as their plans to develop and implement an Interagency Protocol.

The FY 2018-19 CSEC Program allocation is contingent upon receipt of the County Plans. County Plans submitted electronically must be received by 5:00 p.m. on October 12, 2018. Hard copies must be postmarked by October 12, 2018. **Additionally, the County Plans and prevalence data from the Child Welfare Services/Case Management System (CWS/CMS) will be reviewed and taken into consideration in the methodology for distribution of funds to counties in FY 2019-20.**

COUNTY PLAN TEMPLATE

All participating CWAs are required to complete the **County Plan Template**. However, the CWAs that previously opted-in during **FY 2017-18** are only required to provide updated information where applicable. The CWAs that have not previously opted-in are required to complete the template in its entirety. Please provide sufficient detail to answer all questions in a separate attachment. **Required questions for all counties are marked by a double asterisk (**).**

CONTACT INFORMATION** *(To be completed by ALL county agencies)*

Name of County: _____

Please provide contact information for the person who is best positioned to communicate with CDSS and disseminate critical information regarding the CSEC Program to the staff in your county.

Contact Name: _____

Title: _____

Email: _____

Phone Number: _____

County CSEC Coordinator: (If different from contact listed above) **Title** _____

Email: _____

Phone Number: _____

Probation Department Point of Contact/CSEC Coordinator: _____

Phone Number: _____ **Email:** _____

I. DATA AND METHODOLOGY

INSTRUCTIONS: **This section is to be completed by ALL county agencies**

[Welfare and Institutions Code \(WIC\) section 16501.45](#) requires CWAs to identify and document children that are receiving welfare services, including dependents, and wards in foster care who are alleged and/or suspected to be victims of CSE. For further information, please reference [All County Letter \(ACL\) No. 16-49](#) and [ACL No. 16-74](#) regarding documentation requirements for CSEC. The following requested information is in alignment with [WIC section 16501.45](#) and is for the purpose of measuring the outcomes of the CSEC Program. Please list the number of identified commercially sexually exploited children/youth by answering the questions below for the **previous FY 2017-18.**

1. **Total number of calls to the hotline/intake alleging that a child/youth is a victim of CSE which resulted in a referral requiring further investigation?** _____
2. **Total number of CSE victims identified?** _____
3. **Number of children/youth identified as at-risk of CSE?** _____
4. **Number of identified victims of CSE prior to entering foster care?** _____
5. **Number of identified victims of CSE in an open case not in foster care (Voluntary Services)?** _____
6. **Number of identified victims of CSE in an open case while in foster care?** _____
7. **Number of identified victims of CSE while Absent Without Leave (AWOL)?** _____
8. **Number of identified victims of CSE with closed cases receiving Independent Living Program services?** _____

DATA AND METHODOLOGY – continued

INSTRUCTIONS: **This section is to be completed by ALL county agencies**

1. The CDSS recognizes that counties have experienced challenges and limitations in capturing data in the Child Welfare Services Case Management System (CWS/CMS). If your county has utilized other methods in addition to those specified in [ACL No. 16-49](#) and [ACL No. 16-74](#) to track the screening, identification and documentation of appropriate services for children at-risk or identified victims of CSE, please describe those methods below. Please also include a description of any local special project codes your county is using to track this population.

II. CSEC PROTOCOL AND IMPLEMENTATION

1. **To be completed by counties previously opted in during FY 2017-18.** Does your county have a developed and implemented CSEC Interagency Protocol? If so, how is it utilized? How does the county know whether implementation of the Interagency Protocol has been effective? If not, please describe the challenges in the development and implementation of the protocol. (Please provide a copy).
2. **To be completed by counties requesting to receive a one-time allowable expenditure for current FY 2018-19.** Please provide details on your county's plans for the development and implementation of a CSEC Interagency Protocol.

III. CSEC INTERAGENCY COLLABORATION

1. ****To be completed by ALL county agencies****. Please provide a detailed description of your county's collaborative efforts with local law enforcement to address the provisions of [Senate Bill \(SB\) 1322](#) which are codified in [WIC section 16524.8](#) including any efforts to amend Interagency Protocols, joint responses, etc. For further information, please reference [All County Information Notice \(ACIN\) No. I-79-17](#).
2. **To be completed by counties requesting to receive a one-time allowable expenditure for current FY 2018-19**. Since the enactment of [Assembly Bill \(AB\) 1227](#), has your county included the County Office of Education and the Sheriff's Department while creating or updating your CSEC Interagency Protocol? Please provide a detailed description of your agency's efforts to engage law enforcement and the Office of Education. For further information, please reference [ACIN No. I-19-18](#).

IV. MULTI-DISCIPLINARY TEAMS (MDTs) FOR CSEC

To be completed by counties opted-in during FY 2017-18: Please provide an update on the participation and engagement of the following partner agencies in your CSEC MDTs. For example, regular attendees, as needed, sometimes. (Please place an “X” for each section in the correct column to indicate the degree of participation of each entity)

<u>AGENCY/DEPT/PERSON</u>	<u>REGULAR</u>	<u>AS NEEDED</u>	<u>SOMETIMES</u>	<u>N/A</u>
Probation				
Law Enforcement (Please specify agency)				
Mental Health				
Substance Use Disorder Services				
Public Health				
County Office of Education				
Local Education Agency				
Survivor Advocate/Mentor				
Community Agency				
Other (please specify)				

WIC section 16524.7 (2)(B) states that a MDT shall be developed in efforts of serving a commercially sexually exploited child/youth that includes appropriate staff from the CWAs, probation, mental health, substance abuse disorder, and public health departments. Staff from a local provider of services to this population, local education agencies, and local law enforcement, and survivors of CSE may be included on the team. In accordance with statute, please answer the following questions:

1. Please provide a detailed description of circumstances that prompt a MDT meeting within your county agency. For example, what triggers a MDT/in what circumstances do you hold a MDT? Are they held regularly? If so, does your county also hold MDTs outside of those typically scheduled to accommodate crises?
2. Are MDTs aimed at addressing systemic concerns relative to CSE youth, case specific staffing, or both? If not done in the MDT, how is your county ensuring systemic issues are being addressed?
3. Please describe processes for other teaming meetings such as Child Family Team or Team Decision Making meetings that your county agency may hold to service CSEC and their families.

V. SPENDING PLAN

INSTRUCTIONS: Questions numbered 1 through 5 are to be completed by counties previously opted in during FY 2017-18. Counties not opted in during FY 2017-18, please complete question number 5 and number 6 only.

Please indicate how the county intends to spend funds for allowable activities in **FY 2018-19** for the CSEC Program by answering the following questions:

1. Please provide updated information on the capacity in which identified CSEC are served. What service contracts are currently in place and what types of services are being provided? For example, what array of community outreach programs, educational/awareness programs for families, foster care training, development of shelters or emergency services, drop in centers (*list of examples are not intended to be exhaustive*) are available

to children/youth and their families? If your county is experiencing significant challenges in this area, please note challenges in question number 6.

2. Please describe in detail the capacity in which children **at-risk** of CSE are currently served. For example, are there any prevention and awareness campaigns that are currently in place? Are there contracts in place for outreach education and awareness campaigns about risk factors/indicators associated with child sex trafficking and exploitation available to at-risk children and entities that may serve them, such as faith based organizations, foster care providers, healthcare providers, other community service centers?
3. Please provide a detailed description of voluntary programs for families whose children have been identified as victims of CSE in your county.
4. Please give a detailed description of any challenges that your county has experienced in spending efforts? For example, contracting issues, lack of resources or access to resources, etcetera.
5. Please describe the trainings your county is providing or developing as a result of the CSEC Program funding. For example, training for new or specialized staff, MDT/Steering Committee partners, service providers, or campaigns for public awareness.
6. **To be completed by counties not opted in during FY 2017-18 and that are requesting to receive a one-time allowable expenditure for current FY 2018-19.** Please describe your planned activities in FY 2018-19 to support the development of your CSEC Interagency Protocol. For example, CSEC subject matter expert consultation, survivor engagement/input/review of documents-including stipends for their participation, consulting/coordinating with homeless youth shelters who work with youth at-risk, CSEC specialized workforce development, outreach/prevention education activities, etcetera).

VI. TECHNICAL ASSISTANCE

****INSTRUCTIONS: This section is to be completed by ALL county agencies****

1. What form of technical assistance from CDSS does your county find most useful (webinars, on site meetings, workgroups, conference calls, etcetera)?
2. How does your county ensure that technical assistance, practice guidance, and other means of CDSS communication reach all levels of staff (program managers, supervisors, case carrying workers)?
3. In considering regional multi-county collaborative meetings convened by CDSS, what discussion topics and trainings would be most helpful? How often would you like to convene in your region to discuss and address the needs of the CSEC population (once per year, every six months, quarterly, etcetera)? What level of county staff would most benefit from such a meeting?
4. What would be helpful in learning to systemically employ a harm reduction approach when working with CSEC? Meaning, what supports are needed to ensure all agencies within the system (probation, law enforcement, educators, mental health providers, etcetera) mutually understand and conjointly employ harm reduction strategies?
5. What technical assistance can the CDSS provide to assist counties in identifying performance based measures and outcomes for your county agency's CSEC population?

County Child Welfare Director Printed Name and Title

County Child Welfare Director Signature

Date

County Plan Submission

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**California Department of Social Services
Child Welfare Policy and Program Development Bureau
CSEC Program
744 P Street, MS 8-11-87
Sacramento, CA 95814**

Counties must notify the CDSS if your county falls out of compliance with the provisions of [WIC sections 16524.6 - 16524.11](#). For example, a partner leaves the interagency protocol or multidisciplinary team or if a county chooses to discontinue the CSEC Program for any reason. Notifications with a detailed explanation must be submitted via email to: CSECProgram@dss.ca.gov.



925 L Street, Suite 350
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How to Spend CSEC Funding

Ideas for how your county can support survivors through the Commercially Sexually Exploited Children (CSEC) program

Direct Supports for Youth

- 24/7 crisis response to youth (may be done by county staff or contract providers)
- Incentive gift cards (small, daily incentives for remaining in placement, completing chores, participating in group, etc.)
- Holistic therapeutic activities (for example: art, yoga, music, dance, animals)
- Funding for time with mental health clinicians that may not be billable (for example: relationship and trust-building time)
- Educational services: tutoring, college tours, internships, etc.
- Vocational services, career exploration: school-to-work programs, internships and leadership activities
- Participation in activities and outings (for example: theme parks or shopping outings)
- Funding for outings during visits with parents/bio family
- Buy car seats, cribs, and other items for infant care
- Tattoo/scar removal
- Specialized education and training related to gang affiliation, financial education, pregnancy/parenting, family planning education, financial education, etc.
- Physical/medical/dental work not otherwise covered by Medi-Cal or other health insurance
- Alcohol and drug treatment (to the extent not Medi-Cal funded)
- Clothing, toiletries, personal items and emergency kits
- Grooming services (hair, nails, etc.) so youth do not have to turn to exploiters to get them
- My Life, My Choice/Word on the Street/GEMS or similar prevention & intervention training delivery to survivors and youth at risk.
- Wraparound services to support reunification with family
- Incidentals to support youth engagement during MDT/CFT meetings (ex. doodle pads)
- Temporary cell phones to facilitate connect to the youth who is a runaway risk, or a new cell phone to replace the cell phone provided by the perpetrator
- Child care (for parenting youth to participate in activities)
- Legal services and children's attorneys- funding for expert witness during trial
- Transportation funding to get youth to and from activities: agency van/car
- Support groups for youth
- Emergency housing/shelter assistance
- Recognition and celebrations for birthdays and important milestones (i.e. program graduations)

Group Home/STRTP Supports

- Increased rate to group home for services
- Hold group home bed for youth for up to 2 weeks and pay the provider to keep the bed open
- Pay for extra staff (above typical licensing requirements given intensity of needs)
- Pay for behavior interventionist during key periods of time (like leading up to court date)

Resource Family Supports

- Increased rate for resource families for board, care and support
- Regular, ongoing respite for resource families
- 24/7 on call emergency support staff for resource families
- Alarm system installation
- Video doorbell (installed camera at the door)

Additional caregiver training for CSEC youth

- Transportation assistance
- Support groups for caregivers
- Emergency housing/shelter assistance

Other Providers

- Direct service contracts with victim advocacy or anti-trafficking organizations to mentor and support the youth in their recovery.
- Direct service contracts with homeless youth providers to help counties locate and connect to CSEC youth who may be AWOL'ing.
- Direct service contracts with substance abuse residential care providers.
- Mental health clinicians for staff and others working directly with CSEC youth to address secondary trauma
- Contract with a provider to train staff, law enforcement, attorneys, judges, group home staff, resource parents, other providers, etc.
- Contract with a provider (if no other resources available within the county) to provide case consultation regarding CSEC cases as well as provide assistance with secondary trauma
- Fund trauma-informed services through Probation to serve youth housed in the Youth Detention Facility who have been sexually exploited and/or provide prevention education to all youth in the Youth Detention Facility
- Fund certain costs of law enforcement to work with MDTs, coordinate with other law enforcement, locate AWOL youth, etc. (ex: overtime or dedicated LE)

CSEC Programmatic Supports

- Specialized CWS staff with reduced caseloads to engage with youth and their families, and team-based staffing to provide 24/7 support to youth
- Hire/Invite CSEC survivors to implement training and/or serve as peer support
- CSEC coordinator to facilitate multi-disciplinary team meetings
- Deliver trauma-informed care trainings for county staff, MDT members, caregivers etc.
- Community outreach, education, and prevention campaigns (for example: bus ads, billboards, general education/awareness)

- Staff time to develop and oversee inter-agency protocols and coordinate with other system providers (Probation, Mental Health, LE, Education, etc.)
- Dedicated Public Health Nurse to provide health education, pregnancy prevention, linkage to sexual education and services for all foster children including CSEC.
- Dedicated staff for youth who AWOL to locate and stay with the youth until they can be safely returned to a foster care placement.
- Parent/caregiver education and support classes for those with children who have been commercially sexually exploited.
- Advanced engagement and case management training for social workers, probation officers, and clinicians.
- Recurring preventative training for foster youth (age 10 and up)

Claiming Instructions:

CFL 16/17-73 contains claiming instructions and other examples of activities you may claim for using your CSEC funds: http://www.cdss.ca.gov/Portals/9/CFL/2016-17/16-17_73.pdf