

Offered: 3/1/90
Referred: Rules

6-1953H

Original sponsor(s): SEN. PEARCE, Duncan, Kelly, Sturgulewski, Zharoff

1 IN THE SENATE BY THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 398 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to day care programs and child care
7 grants; and providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 44.47.250(b) is amended to read:

10 (b) The department may

11 (1) adopt regulations necessary for the performance of its
12 duties under AS 44.47.250 - 44.47.310;

13 (2) contract with other entities [MUNICIPALITIES, OR, IF
14 NECESSARY, WITH DAY CARE FACILITIES,] to perform duties of the depart-
15 ment under AS 44.47.250 - 44.47.310 within an area specified by the
16 department; the department shall give priority in contracting under
17 this paragraph to municipalities and other entities in descending
18 order of priority [THAT MUNICIPALITY; WITH THE APPROVAL OF THE DEPART-
19 MENT, THE MUNICIPALITY MAY SUBCONTRACT WITH ANOTHER ORGANIZATION IN
20 THE COMMUNITY TO PERFORM ADMINISTRATIVE DUTIES, OR, IF NECESSARY, THE
21 DEPARTMENT MAY CONTRACT WITH ANOTHER ORGANIZATION TO PERFORM ADMINIS-
22 TRATIVE DUTIES;

23 (3) REPEALED;

24 (4) CONTRACT WITH DAY CARE FACILITIES OUTSIDE OF MUNICIPAL-
25 ITIES; TO PROVIDE MORE EFFECTIVE ADMINISTRATION OF PROGRAMS IN THE
26 UNORGANIZED BOROUGH, THE DEPARTMENT MAY CONTRACT WITH ANOTHER ORGANI-
27 ZATION IN THE COMMUNITY OR WITH AN ORGANIZATION SERVING THE REGION IN
28 WHICH THE COMMUNITY IS LOCATED TO PERFORM ADMINISTRATIVE DUTIES].

29 * Sec. 2. AS 44.47.260 is amended to read:

1 Sec. 44.47.260. PAYMENTS TO MUNICIPALITY OR ORGANIZATION. When
2 a contract is made under AS 44.47.250(b)(2) [OR (b)(4)] between the
3 department and a municipality or an organization, the department shall
4 pay to that municipality or organization the greater of

5 (1) an amount equal to 10 percent of the total annual day
6 care benefits paid to day care facilities in the geographic area
7 administered by that municipality or organization under the contract;
8 or

9 (2) \$1,000 per year.

10 * Sec. 3. AS 44.47.300(b) is amended to read:

11 (b) Benefits shall be paid by the department directly to the
12 municipality or organization contracting with the day care facility
13 [OR, OUTSIDE OF A MUNICIPALITY, TO THE FACILITY UPON RECEIPT OF A
14 BILLING FROM A MUNICIPALITY OR FACILITY].

15 * Sec. 4. AS 44.47.305(f) is amended to read:

16 (f) A grant under (a) of this section shall be made monthly or
17 quarterly and shall be based on the monthly average daily full-time
18 equivalent enrollment in the child care facility. If the method of
19 payment for the grant is other than monthly, it shall be at the re-
20 quest of the child care facility with the approval of the department.
21 Based on criteria established by the department, the department may
22 make quarterly advance payments [DURING THE CALENDAR MONTH PRECEDING
23 THE DATE ON WHICH APPLICATION FOR A GRANT IS MADE].

24 * Sec. 5. AS 44.47.305(g) is amended to read:

25 (g) Each child care facility receiving a grant under (a) or (d)
26 of this section shall assure that at least 15 percent or one, whichever
27 is greater, of its child care spaces receiving subsidy under this
28 section will be made [A SPECIFIED NUMBER OF CHILD CARE POSITIONS ARE]
29 available, if requested, to children eligible for day care assistance

1 under AS 44.47.250 - 44.47.310, whose parents or guardians wish to pay
2 for care based on attendance only [THE NUMBER OF FULL-TIME EQUIVALENT
3 DAYS THE CHILD ATTENDS THE FACILITY. ALL CHILD CARE POSITIONS NOT
4 MADE AVAILABLE UNDER A PAYMENT SCHEDULE BASED ON ENROLLMENT SHALL BE
5 MADE AVAILABLE UNDER A PAYMENT SCHEDULE BASED ON ATTENDANCE AND AT
6 LEAST ONE FULL-TIME EQUIVALENT POSITION SHALL BE MADE AVAILABLE BASED
7 ON ATTENDANCE RATHER THAN ENROLLMENT. THE MAXIMUM NUMBER OF CHILD
8 CARE POSITIONS IN EACH FACILITY THAT MAY BE MADE AVAILABLE UNDER A
9 PAYMENT SCHEDULE BASED ON ENROLLMENT SHALL BE DETERMINED EACH MONTH
10 UNDER THE FOLLOWING FORMULA:

11 $M = (T+E) - (A+B)$ WHERE

12 M = MAXIMUM NUMBER OF POSITIONS AVAILABLE UNDER AN ENROLL-
13 MENT-BASED FEE SCHEDULE;

14 T = THE TOTAL NUMBER OF FULL-TIME EQUIVALENT CHILD CARE
15 POSITIONS IN THE FACILITY;

16 E = NUMBER OF FULL-TIME EQUIVALENT POSITIONS DURING THE
17 MONTH BEFORE COMPUTATION WITH AN ENROLLMENT-BASED FEE SCHEDULE;

18 A = AVERAGE DAILY FULL-TIME EQUIVALENT ATTENDANCE DURING THE
19 MONTH BEFORE COMPUTATION IN POSITIONS WITH AN ENROLLMENT-BASED
20 FEE SCHEDULE;

21 B = MAXIMUM DAILY FULL-TIME EQUIVALENT ATTENDANCE DURING THE
22 MONTH BEFORE COMPUTATION IN POSITIONS WITH AN ATTENDANCE-BASED
23 FEE SCHEDULE].

24 * Sec. 6. AS 44.47.310(1) is amended to read:

25 (1) "child" means a person below 13 [11] years of age, or a
26 minor who has a developmental disability;

27 * Sec. 7. AS 44.47.310(6) is repealed and reenacted to read:

28 (6) "developmental disability" means a disability under
29 which a person is incapable of self-care, as verified by a physician

- 1 or licensed or certified psychologist who has examined the person;
- 2 * Sec. 8. This Act takes effect July 1, 1990.