

HB

913

HB 913: " An Act relating to day care programs."

PRESENT LAW

CRA must
(5) provide notification to
the local government body of
a ~~the~~ request for a ~~contract with~~
~~a day care facility.~~ *day care*
assistance prog.

HB 913

(5) deleted

According to Harvey Pitts, it is good practice to notify a locality if CRA had had requests for the day care assistance program to be implemented in an area. He expects that the practice would continue regardless of this proposed change in the law.

(b) The department may

(b) deleted

(2) With the approval of
the department, the municipality
may subcontract with another organ-
ization in the community to perform
duties;

(2) ~~with the~~
approval of 7

Attachement: present law / HB 913

5248
wally

Introduced: 3/29/78
Referred: Community & Regional
Affairs and Health, Education
Social Services

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

1 IN THE HOUSE

2 HOUSE BILL NO. 913

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to day care programs."

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

8 * Section 1. AS 44.47.250 is repealed and re-enacted to read:

9 Sec. 44.47.250. POWERS AND DUTIES. The department shall

10 (1) implement and administer a program to assist in provid
11 ing day care for the children of low-income families according to the
12 requirements of secs. 250 - 310 of this chapter;

13 (2) establish standards of eligibility for day care benefi

14 (3) contract for the care of children of eligible familie

15 (4) establish procedures to periodically review the needs
16 families receiving day care benefits;

17 (5) contract with municipalities to perform its duties und
18 secs. 250 - 310 of this chapter within that municipality; the munici
19 pality may subcontract with another organization in the community to
20 perform administrative duties;

21 (6) contract with day care facilities outside of municipal
22 ties; to provide more effective administration of programs in the un
23 ganized borough, the department may contract with another organizatio
24 in the community or with an organization serving the region in which
25 the community is located to perform administrative duties;

26 (7) adopt regulations necessary for the performance of its
27 duties under secs. 250 - 310 of this chapter.
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(2) "community" means home rule cities and boroughs, cities and boroughs of any class, and unorganized boroughs and villages which are social units;

(3) "department" means the Department of Community and Regional Affairs;

(4) "region" means an area larger than a community, or including all or part of more than one community, but sufficiently integrated that it may be treated as a unit for administration of particular services. (§ 2 ch 200 SLA 1972)

Article 6. Community Legal Assistance Grants.

Section	Section
200. Community legal assistance grant fund	220. Grants
210. Eligibility	230. Regulations

Sec. 44.47.200. Community legal assistance grant fund. There is created in the Department of Community and Regional Affairs the community legal assistance grant fund. From legislative appropriations to the fund, the department shall make grants to eligible communities and regions for the purpose of enabling them to obtain legal assistance. (§ 1 ch 60 SLA 1975)

Sec. 44.47.210. Eligibility. First and second class cities and unincorporated villages, and regional associations of those communities, may apply to the department for a grant under § 200 of this chapter. Grants shall be made only to those communities or regions that would otherwise be unable to obtain legal assistance. No regional or village corporation formed under the Alaska Native Claims Settlement Act (P.L. 92-203) is eligible for a grant under § 200 of this chapter. (§ 1 ch 60 SLA 1975)

Sec. 44.47.220. Grants. Grants made under § 200 of this chapter shall be used for a single legal project and not for the provision of general legal counsel. The department shall assure that the grant is spent for necessary legal assistance and that appropriate accounting procedures are maintained. Grants may not exceed \$20,000. (§ 1 ch 60 SLA 1975)

Sec. 44.47.230. Regulations. The department shall adopt regulations to carry out the purposes of §§ 200—220 of this chapter. (§ 1 ch 60 SLA 1975)

Article 7. Day Care Assistance.

Section	Section
250. Powers and duties	260. Local participation

Section
270. Condit
280. Eligibil
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Section

270. Conditions of receipt of benefits
 280. Eligibility of families for benefits
 290. Contributions by parent or guardian

Section

300. Child care facilities
 310. Definitions

Editor's note. — Section 1, ch. 66, SLA 1975, provides: "Findings of fact; purpose. The legislature finds that a need exists in the state for the provision of adequate day care facilities for families with low income. Adequate child care facilities allow the parent or guardian to work outside the home and in many cases to avoid the need

for welfare and other forms of public assistance. The purpose of this Act is to establish in the Department of Community and Regional Affairs a program to aid low income families in urban and rural areas of the state in providing adequate care for their children."

Sec. 44.47.250. Powers and duties. (a) The department shall

SAME (1) implement and administer a program to assist in providing day care for the children of low-income families according to the requirements of §§ 250—310 of this chapter;

SAME (2) establish standards of eligibility for day care benefits;

SdMst (3) contract for the care of children of eligible families;

SAME (4) establish procedures to periodically review the needs of families receiving day care benefits;

X (5) provide notification to the local government body of the request for a contract with a day care facility.

— (b) The department ~~may~~ *shall*

SAME (1) adopt regulations necessary for the performance of its duties under §§ 250—310 of this chapter;

(2) contract with municipalities to perform its duties under §§ 250—310 of this chapter within that municipality *[with the approval of the department,]* the municipality may subcontract with another organization in the community to perform administrative duties;

(3) [deleted]

(4) contract with day care facilities outside of municipalities; to provide more effective administration of programs in the unorganized borough, the department may contract with another organization in the community or with an organization serving the region in which the community is located to perform administrative duties. (§ 2 ch 66 SLA 1975; am § 1 ch 272 SLA 1976)

Effect of amendment. — The 1976 amendment deleted "with day care facilities" following "contract" in paragraph (3) of subsection (a), and in subsection (b), substituted "municipalities" for "local agencies" in paragraph (2), added the language beginning "within that municipality" to the end of paragraph (2), deleted paragraph (3), which read "subject

recommendations from local governing bodies regarding local agencies which may provide contractual services under this section," and added paragraph (4).

Legislative committee report. — For report on ch. 66, SLA 1975 (HCS CSSB 120), see 1975 Senate Journal, p. 257; 1975 House Journal, p. 876.

Sec. 44.47.260. Local participation. When a contract is made under § 250(b)(2) of this chapter between the department and a municipality, the municipality shall pay the costs of administering the contractual duties within its jurisdiction. (§ 2 ch 66 SLA 1975; am § 2 ch 272 SLA 1976)

Effect of amendment. — The 1976 amendment substituted "municipality" for "local agency within an incorporated borough or city of the state" and for "incorporated borough or city."

Sec. 44.47.270. Conditions of receipt of benefits. Benefits may be paid for the care of children of a low income family only if a parent or guardian, because of the day care, is freed to work or to attend school. In no event shall benefits be paid for the care of children of a family where one parent or guardian is not working or attending school and is physically and mentally capable of caring for the children. (§ 2 ch 66 SLA 1975)

Sec. 44.47.280. Eligibility of families for benefits. The department shall determine the eligibility of families for day care benefits on the basis of the following factors:

- (1) net income of the family including salary, alimony, child support, retirement benefits, social security, and any other source of income;
- (2) number of children in the family;
- (3) whether there is one parent or guardian solely responsible for the care of the family;
- (4) whether the family receives aid to families with dependent children and is eligible for day care service under aid to families with dependent children;
- (5) other factors found relevant by the department. (§ 2 ch 66 SLA 1975)

Repealed 1977

Sec. 44.47.290. Contributions by parent or guardian. The department shall develop a sliding fee scale based on the factors listed in § 280 of this chapter for purposes of determining the amount to be contributed by the parent or guardian for child care. The contribution of the parent or guardian shall be paid to the day care facility. (§ 2 ch 66 SLA 1975)

Sec. 44.47.300. Child care facilities. (a) Parents or guardians shall select the day care facility for the care of their children.

(b) Benefits shall be paid by the department directly to the municipality contracting with the day care facility or, outside of a municipality, to the facility upon receipt of a billing from a municipality or facility. (§ 2 ch 66 SLA 1975; am § 3 ch 272 SLA 1976)

Effect of amendment. — The 1976 amendment rewrote this section.

§ 44.4

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Sec. 44.47.310. Definitions. In §§ 250—310 of this chapter

(1) "day care facility" means a center or home licensed in accordance with the provisions of AS 47.35.010—47.35.030 or recognized by the federal government for the care of children;

(2) "department" means the Department of Community and Regional Affairs;

(3) "child" means ^{any} ~~a~~ ^{below 11 years of age} person who has ~~not~~ reached the age of 7;

(4) "day care" means the care, supervision, and guidance of a child or children unaccompanied by a parent or legal guardian on a regular basis for periods of less than 24 hours a day.

(5) "municipality" includes a home rule, general law and unified municipality, as defined in AS 20. (§ 2 ch 66 SLA 1975; am §§ 6—8 ch 253 SLA 1976; am §§ 4, 5 ch 272 SLA 1976)

Revisor's note (1976). — Paragraph (3) of AS 44.47.310 was amended by both § 7, ch. 253, SLA 1976, and § 4, ch. 272, SLA 1976. Since the two amendments appear to be inconsistent, and ch. 253 is superseded by ch. 272, only the later enactment has been given effect here.

Effect of amendments. — The first 1976 amendment rewrote paragraphs (1) and (3) and added paragraph (4).

The second 1976 amendment substituted "who has not reached the age of 7" for "up to the mandatory school age" in paragraph (3) and added paragraph (5).

Part 3. Administrative Officers.

Chapter

50. Notaries Public (§§ 44.50.010 — 44.50.190)

53. Foreign Commissioners for Acknowledgments (§§ 44.53.010 — 44.53.020)

Cross reference. — As to public administrator, see AS 22.15.310 — AS 22.15.350.

Chapter 50. Notaries Public.

Section

- 10. Appointment and commission
- 20. Qualifications
- 30. Term of office
- 40. Fees
- 50. Chapter not a limitation on postmasters
- 60. Duties
- 70. Presence and identification required
- 80. Seal
- 90. Protest of bill or note
- 100. Return of papers to lieutenant governor

Section

- 110. Application of Administrative Procedure Act to revocation of notary commission
- 120. Bond
- 130. Filing oath and bond
- 140. Disposition of bond
- 150. Copy of bond as evidence
- 160. Misconduct or neglect
- 170. State employees as notaries
- 180. Postmasters as notaries
- 190. Savings clause

To July 31

CHAPTER 50.
DAY CARE ASSISTANCE PROGRAM

Section

- 10. Day Care Assistance Program Authority
- 20. Conditions of Contracting
- 30. Computation of Grant Funds
- 40. Responsibilities of Contractors
- 50. Power and Duties of the Department in Administering the State Day Care Assistance Program
- 60. Definitions

19 ACC 50.010. DAY CARE ASSISTANCE PROGRAM AUTHORITY. The authority of the department under AS 44.47.250-44.47.310 has been delegated by the Commissioner of Community and Regional Affairs to the Division of Community and Rural Development within the department.

(a) The purpose of the state day care assistance program is to assist low income parents or guardians who are working or training to pay the cost of licensed day care.

(b) The state day care assistance program will encourage day care in licensed facilities for those children previously left unattended or without adequate supervision while their parents are working or training.

19 ACC 50.020. CONDITIONS OF CONTRACTING. (a) Local communities interested in the state day care assistance program may apply to the Department demonstrating the need for a local day care assistance program, the existence of licensed day care facilities and a local commitment and administrative capability to operate the program. Upon approval of the grant application, contracts will be established delineating local and departmental responsibilities for program administration.

(b) A participating government may chose to administer the program directly, or communities whose grant is less than

restrictive for option to subcontract in
only smaller participating gov'ts.

\$100,000 may seek approval from the department to sub-
contract for another appropriate local agency to perform the
administrative functions. If a local government is approved
to subcontract, it shall: who decides to approve & based on what?

- seems to be a lack of criteria for approval of subcontractor
by department

(1) ensure that all interested persons are made aware that proposals for subcontracts are being accepted for the day care assistance program administration; and

(2) ensure that the subcontractor meets the subcontractor requirements of:

(A) Formal training or experience totalling at least four years in one of the helping professions.

(B) Demonstrated capability to interpret and apply written instructions.

(C) Demonstrated administrative ability to compute gross income and adjusted net income.

(D) Administrative experience in program operation.

(E) Experience or training in office organization or management.

(F) Experience in administering a Social Service Program.

(G) Must devote a minimum of 6 hours per day Monday through Friday to the day care assistance program. This item does not apply to communities receiving grants of less than \$100,000.

(c) Technical assistance in application development, in program planning and in all aspects of program administration is available from the Department upon request.

(d) In order to qualify for participation in the state day care assistance program a local government shall agree to assume financial responsibility for the administration of the program.

(e) A local program shall be funded in an incorporated area only with the consent of the appropriate local government.

(f) If the responsible local government is a first class or home rule city or borough, it shall ensure that its accounting system for the day care assistance program be set up as follows:

(1) Separate funds and accounting codes shall be established for receipt and disbursement of state day care funds.

(2) Expenditures from this fund shall be audited under regular Borough or City program and financial auditing procedures.

(3) The Division of Community and Rural Development Child Care Programs Coordinator shall receive a report of municipal or borough audits of the day care account at least once yearly.

(g) If the responsible local government is a second class city or unorganized borough, the accounting system for the day care assistance program shall be set up as follows:

(1) Separate funds and accounting codes shall be established for receipt and disbursement of state day care funds.

(2) A yearly statement of income and expenditures shall be required by the Department in connection with program and financial audits conducted by visiting day care program staff members.

19 ACC 50.030 COMPUTATION OF GRANT FUNDS. (a) The total grant to be received by any community will be computed by taking the ratio of a community's licensed day care spaces to the number of licensed day care spaces statewide and awarding that percentage of the total state funds to the community applying for a day care assistance grant. Additional grant funds may be made available when other communities having licensed day care spaces chose not to participate in the day care assistance program.

(b) A waiver from the requirements of this rule will be given for good cause shown.

19 ACC 50.040. RESPONSIBILITIES OF CONTRACTORS. (a) It is the responsibility of the Contractor to administer the Alaska day care assistance program on a community-wide basis.

(b) The contractor shall be accountable for state funds which it receives to subsidize day care services in the community. The accountability shall include the maintenance of program and financial records of the program including records concerning: applications, determination of client eligibility, payments to child care facilities, local administrative expenses, and program operating statistics as required by the Department.

(1) Unless otherwise agreed upon, the contractor's program and financial accounting system must utilize standard application, authorization billing, and reporting forms provided by the Department.

(2) The contractor must make all program and financial records available to the Department or its designated representative upon request.

(c) The contractor shall utilize the differential subsidy scale established by the Department for that community as a basis for determination of client eligibility for state day care assistance funds. This scale shall be applied to the adjusted net income of the client to determine a range of subsidy for which he or she is eligible.

(1) The adjusted net income of the client shall be arrived at by taking the projected gross income per year and subtracting the following:

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- (A) federal income tax,
- (B) state income tax,
- (C) state education tax,
- (D) social security taxes (FICA)
- (E) retirement,
- (F) unemployment insurance contributions, and
- (G) mandatory union dues or agency fee.

In addition, for the number of eligible children in the family greater than one, deduct the allowable child deduction from the income figure.

Harvey Pitts sole discretion for all factors to be taken into consideration. (2) Consideration of other factors the contractor or applicant deems to be relevant in eligibility determination shall require written approval by the Division of Community and Rural Development Child Care Programs Coordinator.

(d) Eligibility determination shall be made prior to delivery of services.

(e) Applicants or recipients may appeal denial or termination of eligibility for day care subsidy to the Director, Division of Community and Rural Development, Department of Community and Regional Affairs for initial hearing, and thereafter according to applicable provisions in the Alaska Administrative Code.

(f) The contractor shall review the day care needs and the eligibility of each program recipient at least every three months. A minimum of two (2) weeks notice must be given to any recipient prior to termination of day care assistance when the recipient continues to meet eligibility criteria.

fairly broad (g) Local agencies shall establish procedures to verify applicant's statements regarding eligibility certification.

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Copies of current pay stubs should be retained to verify applicant's income.

(h) Subsidy payments shall be authorized only for day care services to individuals:

(1) who have obtained care in a licensed facility for their child and,

(2) who are determined "eligible" under the provisions of the Act and Departmental and local guidelines.

(i) The contractor shall provide assistance to day care centers or family day care homes as needed to insure proper completion of the standard Community and Regional Affairs billing and reporting forms.

(j) It is the responsibility of the contractor to make prompt payment to licensed day care facilities within 15 working days of receipt of properly completed Day Care Facility Billing and Reporting Forms.

(k) Day care payment shall be made to licensed day care facilities only for authorized hours and on an attendance basis only.

(1) The contractor shall inform the appropriate licensed day care facility immediately of any change in the status of terms of subsidy of a client.

(2) The contractor shall assure that a new authorization form is filled out and signed by all parties every time that there is a change in authorized hours for day care or a change in the percentage to be paid by the parent and the state.

(3) It is the responsibility of the contractor to report any instance of day care facilities making extra charges to program clients to the Division of Community and Rural Development, Child Care Programs Coordinator.

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what pieces of info are required of the contractor in order to

(1) The Contractor shall maintain a current file of licensed day care facilities and the current rates charged by licensed day care facilities.

(1) It is the contractor's responsibility to remove all references to a day care facility from the provider file two weeks after the date that the license expired if that agency has not been notified by the appropriate licensing authority of a renewal of the license or issuance of an interim provisional license.

(2) It is the contractor's responsibility not to authorize payment for day care services in a facility beyond two weeks after the expiration date on the license. Before subsidy is suspended for children in that facility at the end of the two week period, the contractor shall contact the appropriate licensing authority to ascertain that notification of a renewal or provisional license for such facilities has not been lost in the mail.

(3) Should a day care facility fail to maintain its license, the contractor shall then inform parents or guardians of State assisted children in that facility that they must place their child in another licensed home or center or cease to receive state assistance. Every effort shall be made to secure satisfactory and timely alternative day care facilities in such cases.

(m) The contractor shall submit monthly statistical reports to the Department in such form and containing such information as the Director of the Division of Community and Rural Development may require, and shall comply with such provisions as the Director finds necessary to assure the correctness and verification

monitor spending program admin.

what info was that no

how admin. is carrying out elig. determination

- check onsite
- child support statement

of such reports.

(n) A waiver from the requirements of this rule will be given for good cause shown.

19 ACC 50.050. POWERS AND DUTIES OF THE DEPARTMENT IN ADMINISTERING THE STATE DAY CARE ASSISTANCE PROGRAM. (a)

It is not the intention of the day care assistance program to guarantee the availability of day care services to all those individuals who would qualify for subsidy on the basis of income and other criteria defined herein. The Department cannot guarantee that licensed day care facilities will be available for a particular child whose parents or guardians meet eligibility requirements.

(b) Department officials shall have access to financial and other records pertaining to administration of the program at all times.

(c) The Division of Community and Rural Development staff shall conduct periodic on-site monitoring visits to determine how the contractor is meeting both its program and financial management responsibilities as defined in the Act and in contractual agreements.

(d) When the Director finds that the contractor is not in compliance with the work program and contract, ^{or she} he shall notify the local government ^{who specifically?} of the problem and ^{by letter preferably} the requirement for compliance. If after a reasonable period satisfactory adjustments are not made, ^{she} he shall notify the local government that further payments shall be withheld until the deficiencies are corrected.

(e) State funding for day care assistance is made available by the Department to the contractor only for direct subsidy payments to licensed facilities for child care services delivered.

(1) The Department shall make State funds available for expenditure for day care services only where the rates of payment for services do not exceed an amount reasonable and necessary to assure the quality of service, are in accord with costs reasonably assigned to such services, and records are available which describe and support the rates.

(2) The Community and Regional Affairs day care subsidy funds shall be paid on a daily attendance basis. The rates paid shall be set by the Director at an equitable level and shall be reviewed each fiscal year. Attendance shall be figured on the basis of five hour blocks of time. Up to five hours of attendance in a twenty-four hour period is considered part time. Attendance exceeding five hours and up to ten hours is considered full time. Attendance exceeding ten hours in a twenty-four period is considered more than full time for payment purposes.

(3) The Department shall not reimburse communities for day care subsidies beyond the maximum daily rate for part time, full time, and more than full time care except in the case of exceptional children.

(4) The Department shall not reimburse local communities for payments made to a licensed day care facility services performed more than two weeks after status as a licensed day care facility has expired.

(f) The Department shall release funds on a timely basis

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each month after receipt of the contractor's billing to the State and properly completed Monthly Local Agency Statistical Report. When it is necessary for program operation, arrangements may be made for advance payment by the Department.

(g) The "differential subsidy scale" (DDS) has been established as the basis for eligibility and fee determination.

(1) The Department shall establish a series of subsidy levels in the form of a sliding fee schedule indicating the percentage of day care costs to be paid by the parent according to family size.

(2) The highest child care subsidy shall be provided to those clients with the lowest income.

(3) Each Community's sliding fee schedule (Community DSS) shall be established by the Department and shall incorporate within it adjustments for cost of living within that community.

(4) The cost of living factor applied will be that utilized by the State in its revenue sharing program.

(5) Those communities wishing to dispute the accuracy of this factor shall provide the Director of the Division of Community and Rural Development with data prescribed by the Department to substantiate their claim.

(h) The Department shall design and distribute standardized application, authorization, billing and reporting forms to contractors for their use in program operation.

(i) The Department is responsible for providing technical assistance to local communities engaged in either planning or operating a local day care program under this Act. Training will also be provided in eligibility determination, financial counseling and other program areas as requested and as staff is available.

(j) The Department shall report yearly to the Legislature

on the impact of this legislation on the Alaska communities receiving assistance.

(k) The Department shall initially provide participating local communities who have not assumed day care licensing authority, with a computer list detailing information on currently licensed local day care facilities. In communities where municipalities have assumed day care licensing authority, the contractor should coordinate with the appropriate municipal licensing agency.

(l) The Department shall, with the cooperation of the contractor, be responsible for implementation of billing procedures and monitoring of the rate licensed facilities charge the State and State assisted families for the care of children to assure that:

(1) All services offered by the licensed day care facilities to the general public are provided to State funded children and the rate charged for care is both inclusive of such services and equivalent to the rate charged to the general public. The Department shall not pay any charges in addition to the licensed day care facilities established daily rate.

(2) The State is charged by a licensed day care facility at the same rate that the public is charged for second, third or additional family children. The Department shall share information relating to noncompliance with the contractor.

(m) A waiver from the requirements of this rule will be given for good cause shown.

19 ACC 50.060. DEFINITIONS. (a) Contractor means the local governing unit or other community agency subcontracted by the local governing unit to receive, either directly or in-

directly, state funds for day care assistance, and to administer the Department of Community and Regional Affairs day care assistance locally.

(b) Department means the Department of Community and Regional Affairs.

(c) Division means the Department of Community and Regional Affairs, Division of Community and Rural Development.

(d) Director means the Director of the Division of Community and Rural Development.

(e) Child Care Program Coordinator means the coordinator for the Alaska State Day Care Assistance Program.

(f) Licensed day care facility means a day care facility currently holding an active license for the care of children issued by the Division of Social Services Department of Health and Social Services, or an appropriated municipality who has assumed the power to license day care providers under AS 29.48.035.

(g) Licensed day care spaces means the total number of infants and children a licensed day care facility is currently allowed to have on the premises at any one time.

(h) Day care services means activity providing direct care and protection of infants and children outside of their own home during a period of less than 24 hours per day.

(i) Part time care means day care up to five hours in a twenty-four hour period.

(j) Full time care means day care for more than five hours through ten hours in a twenty-four hour period.

(k) More than full time care means day care for more than the hours but less than twenty-four in a twenty-four hour period.

(l) Eligible child means a child who is under 18 years of age and who is living in the home of either a natural parent or legal guardian.

(m) Infant means a child ages birth through 24 months.

(n) Child means a child ages 25 months through 10 years.

(o) A waiver from the definition of this . . . will be given for good cause shown.

CHAPTER 58.

CERTIFICATE OF NEED FOR CHILD CARE FACILITY REVOLVING LOAN.

19 AAC 58.010. CERTIFICATE OF NEED FOR CHILD CARE FACILITY REVOLVING LOAN FUND APPLICANT ELIGIBILITY CRITERIA. A child care facility seeking a loan from the Child Care Facility Revolving Loan Fund must first apply to the Department of Community and Regional Affairs, Division of Community and Rural Development, Child Care Programs, for a certificate of need. Criteria eligibility set forth in AS 44.33.

↑ Changes to revolving loan fund (HB 806) would delete the certificate of need. At least it passed out of H-HESS that way.

TO: Eric Lee, Director
Community and Rural Development

FROM: Representative Lisa Rudd

RE: Day Care Assistance Program Regulations

Thank you for sending me a copy of the proposed regulations for the Day Care Assistance Program. I am submitting the following comments which I would like to see incorporated into the final regulations.

19 ACC 50.020. CONDITIONS OF CONTRACTING.

(b) HB 913 currently under consideration by the Legislature changes AS 44.47.250 by deleting departmental authority for subcontractor approval. I support this change because (1) the contractor (municipality) remains responsible for program administration, (2) the department (CRA) monitors and reviews program effectiveness and (3) the department retains statutory authority to terminate program funds at any time.

Furthermore, I am opposed to language in the regulations which restricts subcontracting to smaller (under \$100,000 grant) participating governments. It seems to be in direct conflict with the purpose of the Day Care Assistance Program which is "to allow as much local flexibility as possible."

19 ACC 50.040. RESPONSIBILITIES OF CONTRACTORS

(g) I recommend that a standard form be developed by the Department to notify recipients prior to termination of day care assistance when the recipient continues to meet eligibility criteria.

I make this recommendation based on the fact that heretofore, the lack of an established procedure for notification of recipients has resulted in providing little, if any, advance notice and often with inadequate explanation for the termination of assistance.

(k)(3) I also recommend that standard notice forms be developed for informing parents or guardians that the day care facility has not met licensing requirements and that parents or guardians must place their child in another licensed home or center.

19 ACC 50.050. POWERS AND DUTIES OF THE DEPARTMENT IN
ADMINISTERING THE STATE DAY CARE ASSISTANCE
PROGRAM.

Some general comments regarding this section appear to be in order. I recommend that more detailed regulations be drafted under this section detailing the procedures to be followed by the Department in its review and monitoring activities. It seems appropriate to have an established procedure specifying all documentation that the contractor is responsible for providing and how the Department uses the information to come to its conclusions regarding program operation and effectiveness. Such an established monitoring procedure would also insure uniformity in evaluation and provide reliable statistics on the day care assistance program when gathered in a consistent manner statewide.

More specifically, I strongly urge that a mechanism be established to deal with program administration deficiencies. Adaptation of the following language (under subsection (d)) would be along the lines of my thinking:

If the Department, during regular review and monitoring, finds administrative or financial mismanagement;

(a) written recommendations illustrating the deficiency, with suggestions for improvement, must be submitted to the contractor requesting that corrective action be taken. The contractor is further requested to respond in writing.

(b) ~~After 30 days has elapsed and satisfactory adjustments~~ *If satisfactory adjustments have not been made*
~~are not made,~~ *w/in*
the Department will issue a second letter, *30 days*
with a copy to the Commissioner, notifying the contractor of failure to take the necessary corrective action resulting in termination of funding 2 weeks from the date of issue of the letter until program improvements have been made.

Lisa
May 17, 1978

TOWN MEETING: Day Care Needs in Juneau
Meeting Format

Introductions

- Panel Members
- Resource People

Overview

- Focus: Parents and Day Care Providers
- Brief explanation of meeting format

Providers

Licensing:

- The importance of licensing
- How do I get licensed ?
- The need for more licensed day care

✓ House Bill #74

Day Care Facilities in State Office Buildings

Day Care Facility Revolving Loan Fund

- The purpose of the loan fund
- How do I apply ?

✓ -House Bill #806 -Day Care Revolving Loan Fund

Parents

Choosing good child care: What to look for

Child Care in Juneau

- Providers will have the opportunity to spend a few minutes talking about their programs, and their plans for the summer.
- Community Summer Programs

Protective Services

- What is it ?
- Why might someone need it ?
- Who do I contact ?

Day Care Assistance Program

- What is it ?
- ✓ -Proposed Regulations

Discussion