



What Do Recent Legislative Changes Mean for Me and My Program?

Patrick Carter, Nicole Frethem, & Michelle MacGregor

Minnesota Department of Human Services

- Introductions
- Agenda
 - Overview of the Child Care and Development Block Grant Act of 2014
 - Changes to Minnesota's Child Care Assistance Program
 - Changes to License-exempt programs – Certification
 - Changes to Background Studies
 - Questions

What is the CCDBG Act of 2014?

- November 2014 - was signed into law after receiving bipartisan and bicameral support in Congress
- The Child Care and Development Block Grant Act (CCDBG) is the primary source of federal funding for child care subsidies and initiatives to support the quality of child care programs.
- Fully authorizes the child care program for the first time since 1996 - historic re-envisioning of the Child Care and Development Fund (CCDF) program

Key features of reauthorization



CCDBG affects 4 types of child care in Minnesota

Licensed child care centers

Licensed family child care providers

License-exempt child care centers (serving children receiving CCAP)

Legal nonlicensed providers (serving children receiving CCAP)

Child Care and Development Block Grant Act

2017 Changes to Minnesota's Child Care Assistance Program (CCAP) for CCDBG Compliance



Changes for families

Changes to CCAP to be more family-friendly and increase stability for children

2017 Changes Summary



12 month
period of
eligibility &
authorization

- Reduced change reporting
- Align authorized activities
- Change time limitations

Copayment Fees

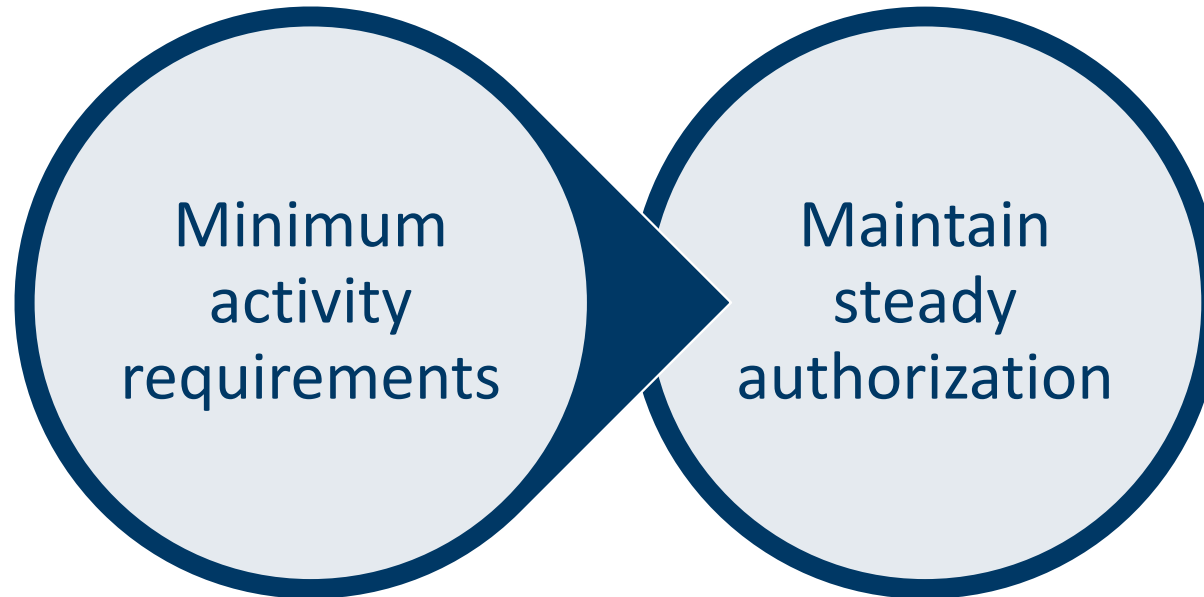
During eligibility period

Copay
will not
increase

At redetermination

Copay is
reset
based on
current
income

Activity and schedule impacts on child care authorization



Changes in participation



Medical
Leave



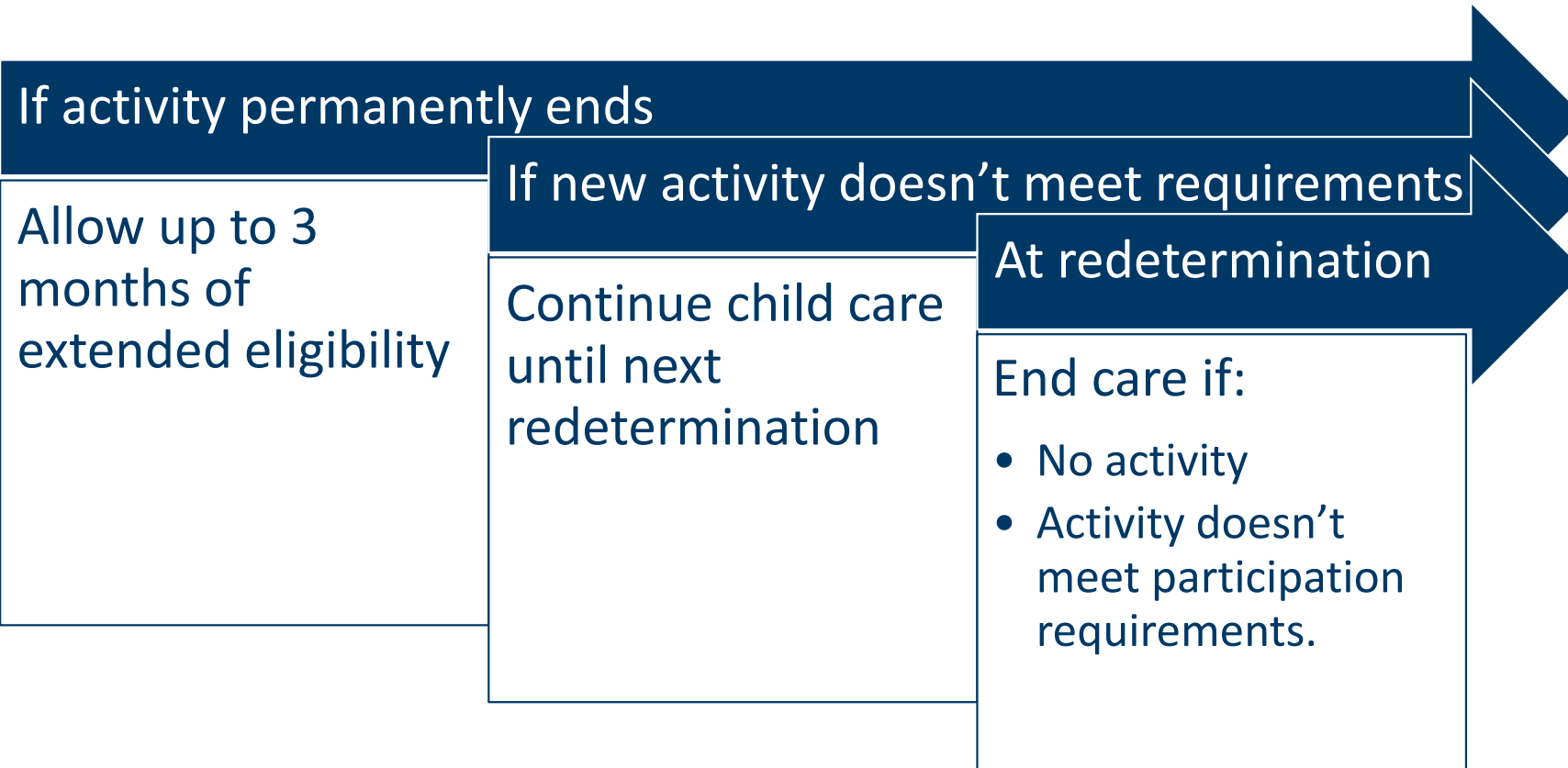
Seasonal
work



Temporary
changes



Extended Eligibility



Reporting Requirements

Eligibility

- If income exceeds 85% SMI
- If activity permanently ends
- Household composition and status changes

Information

- Address changes
- Change in provider

Authorization

- Change in hours requested
- Families subject to schedule verification



Changes for providers

Focusing on health and safety

2017 Changes Summary

-
- Training requirements
 - Payment timelines
 - Annual inspections*
 - Emergency preparedness plans*
 - Background studies*

Training requirements



Preservice

- First aid
- CPR
- Abusive head trauma
- Sudden unexpected infant death



Orientation

- Infectious disease
- Administering medicine
- Transporting children
- Bodily fluids
- Child abuse and neglect
- Emergency preparedness
- Building safety
- Child development



On-going training

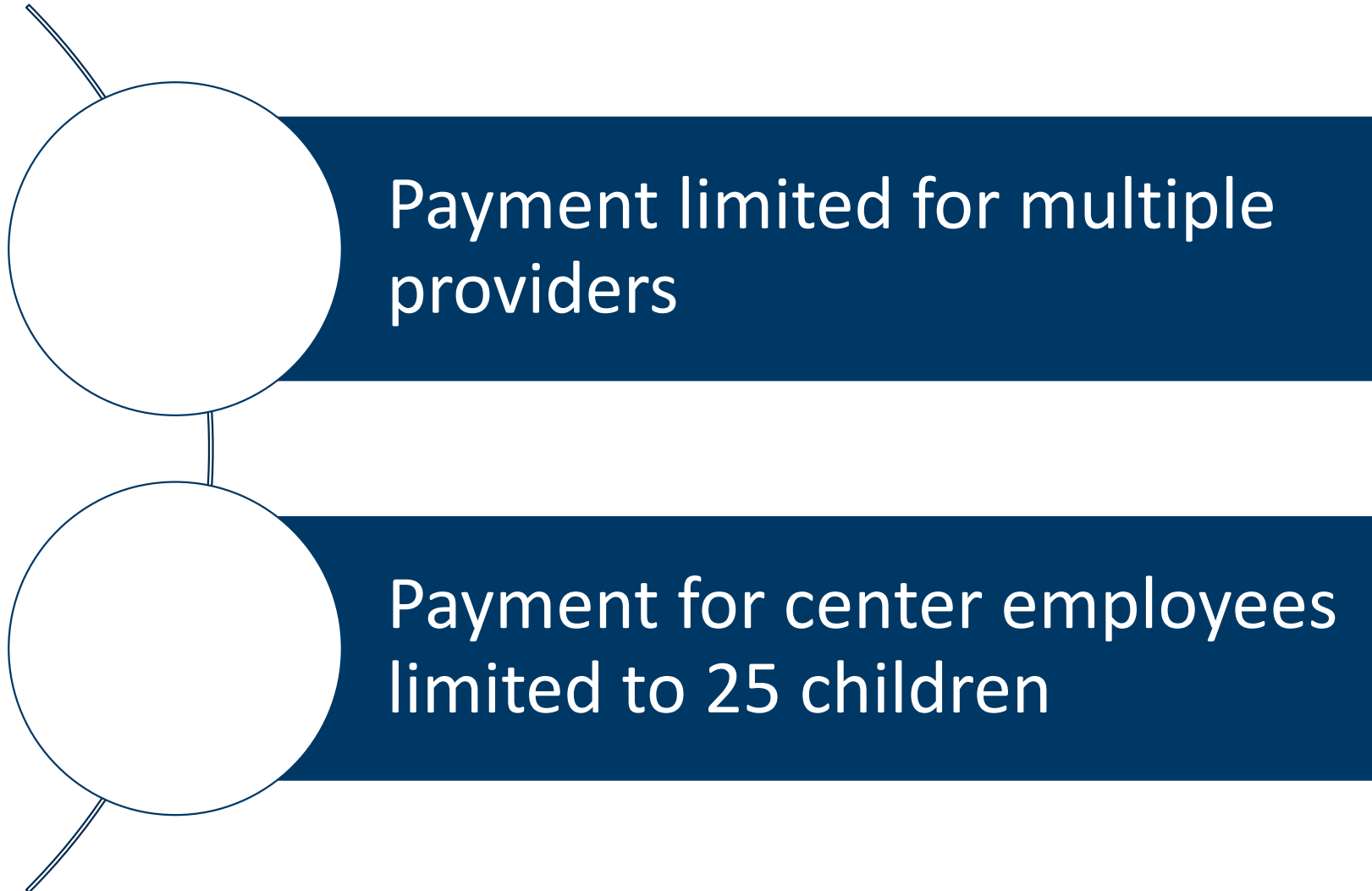
- All topics

21
days

Payment
timelines

Other 2017 Legislative Changes Impacting CCAP

Other 2017 CCAP changes summary



Payment is limited when a child has multiple providers



Primary provider



Secondary provider –
limited to
20hours/biweekly

25

Children of
employees



Payment
limitation

2017 Legislative Changes:

Certification of License-exempt Programs participating in the Child Care Assistance Program (CCAP)

Compliance with the Child Care and Development Block Grant

Changes enacted during the 2017 legislative session



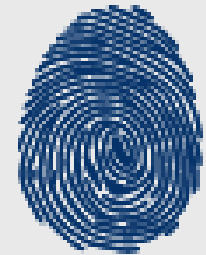
Annual
Inspections



Consumer
education



Health & safety



Enhanced
background
studies

Certification of license-exempt centers

- Certification versus licensure
- Who must be certified?
- Certification – Statute 245H
- Implementation dates to be determined by Commissioner



Certification of license exempt



Staffing qualification and personnel record

Staffing qualification – director or designee on site during hours of operation

- Director = 18 years and 16 hours of training
- Staff = 16 years of age or older before providing direct, unsupervised care to a child

Personnel record – name, home address, telephone number, and date of birth, training record, date that BGS was initiated, date of supervised direct contact, date of unsupervised direct contact

Group size and ratio

Group size

- 33 months – prekindergarten - 20
- Kindergarten – age 13 - 30

Ratio

- 33 months – prekindergarten -1:10
- Kindergarten – 13 – 1:15

Maximum group size applies at all times except during group activity coordination time not exceeding 15 minutes, during a meal, outdoor activity, field trip, nap and rest, and special activity including a film, guest speaker, indoor large muscle activity, or holiday program.

Health and safety standards and training requirements



New requirements for Certified License-Exempt Centers:

Infectious disease prevention, immunization, medication administration, allergy prevention and response, building and physical premises standards, transportation, first aid, CPR, SUID/AHT, emergency preparedness, handling and disposal of bodily fluids, and child development

Health and safety training resources

FREE Health and Safety training through June 30, 2018

www.developtoolmn.org

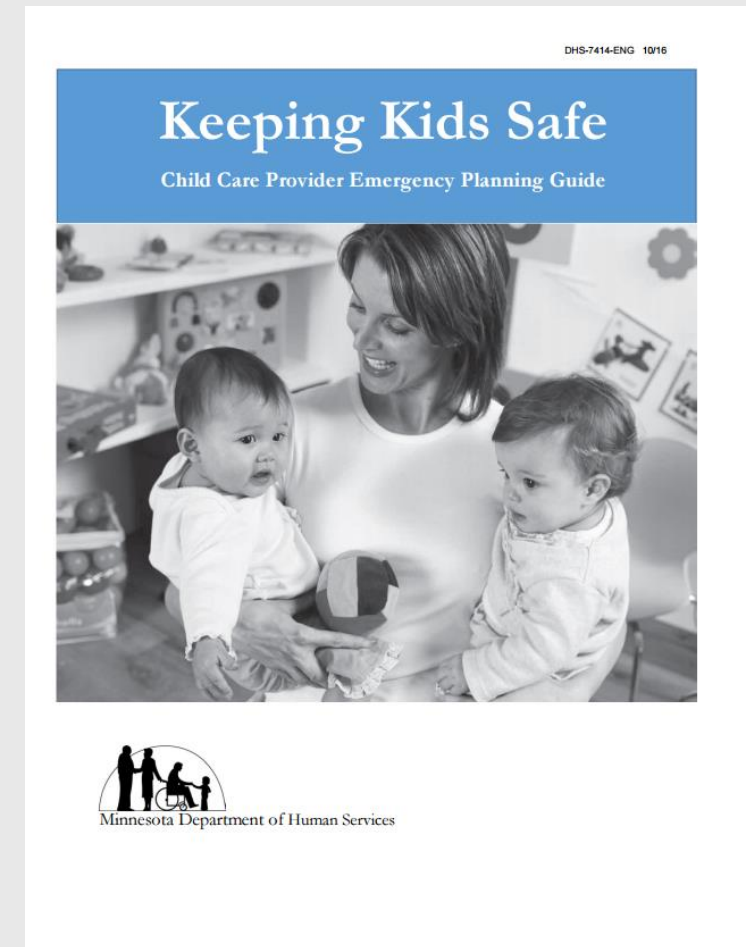
Or contact: **888-291-9811** or **childcareawaremn.org**



Health and Safety Pre-service – 155806
Health and Safety In-service I – 157204
Health and Safety In-service II – 158009

Emergency preparedness requirement

All license holders will need to complete and maintain a site-specific emergency preparedness and response plan (See Keeping Kids Safe)



1. Mailing going out on October 30th (due back by November 30th)

- General letter (letter will be posted on certification page)
- Onboarding form (program specific information, CERTIFICATION HOLDER, CENTER OPERATOR, and CENTER)

Main goal = WHO is choosing certification

2. Individual reach outs to CENTER OPERATOR for each CENTER with instructions for next steps for certification

- Policies, Fire Inspection approval (fire inspection form), Emergency Plan, Summary of Personnel Form, Center Director Form, Floor plan with primary space

Certification Option

	What documentation do I submit?	What happens with my CCAP registration?	Will I have to meet additional requirements?
You are a license-exempt center PLANNING to be certified	You will submit the certification onboarding form, indicating you will be pursuing certification.	You will continue to be eligible to receive child care assistance payments if you have submitted your *License-Exempt Provider Acknowledgment Form (DHS-3769B) to CCAP verifying you have met training requirements by September 30, 2017.	You will need to meet all requirements outlined in Minnesota Statute §245H and will be monitored for compliance by DHS. Further information will be provided in future communications.
You are a license-exempt center CHOOSING NOT to be certified	You will submit the certification onboarding form, indicating you will NOT be pursuing certification.	You will no longer be eligible to participate in CCAP and your registration will be closed.	No, you can continue to operate as a license-exempt child care center but you cannot be paid by CCAP.



Background Studies

Background Study 101

- Privacy notice and initiation
- Databases
- Disqualifications
- Determinations
- Reconsideration
- Regular updates and reinitiation

Background Study Requirements

New Child Care Background Study Requirements

- Federal law requires child care providers who are licensed/regulating or who receive CCAP to have a comprehensive study.
 - Licensed child care centers and Licensed family child care programs
 - License-exempt centers and Legal nonlicensed providers that are registered to receive funding through the Child Care Assistant Program (CCAP)
- Comprehensive fingerprint-based study required every 5 years
- Each study will cost \$40 plus a fingerprinting fee.

All current and new child care providers will need to have a new background study.

Background Study Requirements

Fingerprint-Based FBI Study Requirements

1. A fingerprint search of FBI criminal records (for individuals 18 years of age and older)
2. A search of the National Sex Offender Public Website
3. A fingerprint search of records held by the Minnesota Bureau of Criminal Apprehension (BCA)
4. A search of Minnesota's predatory offender registry
5. A search of Minnesota's maltreatment registry
6. An out-of-state search of the child abuse and neglect registry for every state where that the individual resided during the past 5 years

Once completed, the study will include regular updates with any new state criminal or maltreatment information.

Background Study Requirements

Individuals Requiring a New Comprehensive Background Study

- License/certification/registration holders, controlling individuals, and anyone who has direct contract with children, or unsupervised access to these individual or their information.
- Anyone employed by a child care provider.
- Anyone whose activities involve the care or supervision of a child for a child care provider.
- Anyone who has unsupervised access to a child who is cared for or supervised by a child care provider.
- An individual at least 13 years or older who resides in a licensed family child care home or a legal nonlicensed child care program.

Background Study Requirements

Implementation Plan

- Implementation of the new comprehensive studies has not yet begun anywhere in the state
- Statewide meetings with providers and counties
- Providers will be contacted well in advance with instructions for when the new studies will be required and how to initiate them
- Feedback will be sought on a draft implementation plan
- Visit DHS Website for Frequently Asked Questions: <https://tinyurl.com/MNchildcareFAQ>
- Send your questions and implementation recommendations to: DHS.CCDFReform@state.mn.us



Questions?