

**Rules of
 Department of Social Services
 Division 40—Division of Family Services
 Chapter 32—Child Care**

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**Title 13—DEPARTMENT OF
SOCIAL SERVICES
Division 40—Division of Family
Services
Chapter 32—Child Care**

13 CSR 40-32.010 Basis of Payment

PURPOSE: This rule establishes that payment may be made to licensed and contracted facilities, state registered or certified facilities or individuals, relatives, organizational vendors, or child care clients as reimbursement for child care expenses; and designates the criteria used in making those payments for the division's child care programs including Income Maintenance/Income Eligible, Protective Services, Food Stamp Employment and Training Child Care programs, child care services required by the Code of Federal Regulations Section 45, Part 255, known as the FUTURES Child Care Program; the Code of Federal Regulations Section 45, Part 256, known as the Transitional Child Care Program; and child care services required by the Code of Federal Regulations Section 45, Part 257, known as the At-Risk Child Care Program; and the Code of Federal Regulations Section 45, Parts 98 and 99, known as the Child Care and Development Block Grant Child Care program. This rule also establishes a system of priorities in program eligibility determination based on funding sources and defines state registration for child care providers as required under the guidelines of the At-Risk Child Care Program and the Child Care and Development Block Grant Child Care Program. It defines minimum health and safety as required under the Child Care and Development Block Grant Program.

Editor's Note: The secretary of state has determined that the publication of this rule in its entirety would be unduly cumbersome or expensive. The entire text of the material referenced has been filed with the secretary of state. This material may be found at the Office of the Secretary of State or at the headquarters of the agency and is available to any interested person at a cost established by state law.

(1) The Division of Family Services may make payment for child care for individuals who meet the following eligibility criteria:

(A) Recipients of Aid to Families With Dependent Children (AFDC) who are employed or are in school or training for employment;

(B) Individuals who are employed, in school or training, or who have a disability or incapacity which renders them unable to care for a child, except with the provision of child care; and this disability or incapacity and need for child care due to this disability or incapacity has been confirmed by the attending physician. In determining the eligibility of these individuals, the Division of Family Services shall use income guidelines;

(C) Individuals eligible under the guidelines of the Transitional Child Care Program (45 CFR, Part 256);

(D) Individuals eligible under the guidelines of the Food Stamp Employment and Training Child Care Program (7 CFR, Part 273);

(E) Individuals eligible under the guidelines of the FUTURES Child Care Program (45 CFR, Part 255);

(F) Individuals eligible under the guidelines of the At-Risk Child Care Program (45 CFR, Part 257);

(G) Individuals eligible under the guidelines of the Child Care and Development Block Grant Child Care Program (CCDBG) (45 CFR, Parts 98 and 99); and

(H) Individuals receiving Protective Services through the Department of Social Services.

(2) Limitations for Participation in Child Care Which Relate to Subsections (1)(A), (B), (E) and (G). Participation in up to two (2) training programs, or a maximum of two (2) years of training, is allowed when the end result is a professional or technical job skill leading toward employment in a specific field upon graduation. There is a one (1)-year time limit for the completion of General Equivalency Diploma (GED) certification. There is a four (4)-year time limit for those who attend regular high school classes. There is a four (4)-year time limit for those who attend college with the intent of receiving a college degree.

(3) Child care recipients eligible under subsections (1)(A)—(D), (F) and (G) may pay a fee based on gross income and family unit size based on a child care sliding fee scale established by the division (Appendix A). The sliding scale fee may be waived for children with special needs as established by the division. The maximum payment by the division shall be the applicable rate minus the applicable fee.

(4) Maximum payments by the division for infant care (birth to second birthday), preschool care (two (2) years to fifth birthday) and school-age care (five (5) years and over), shall not exceed the applicable rate as established

by the division by geographic areas or the actual charges by the provider, whichever is less.

(5) Claimants eligible for child care under the guidelines of the FUTURES Program are to receive benefits under that program prior to general revenue being expended for child care for the individuals described in subsection (1)(A) or (G).

(6) Claimants eligible for child care under the guidelines of the Transitional Child Care Program are to receive benefits under that program prior to receiving benefits under subsection (1)(B), (F) or (G).

(7) Claimants eligible for child care under subsection (1)(C), (D), (F) or (G) are to receive benefits under those programs prior to general revenue being expended for child care under subsection (1)(B).

(8) State registration for a child care provider as required under the At-Risk Child Care Program and the CCDBG Program will consist of providing information required for prompt payment, will allow for parental choice, and will be a simple and timely process that will allow for registration after parental selection of a provider.

(9) To meet the health and safety requirements of the CCDBG the provider must sign a health and safety form certifying that s/he agrees to the following:

(A) That all local fire codes are met;

(B) That if no local fire codes are in place, the provider has a working smoke alarm, a working fire extinguisher, minimum classification 2A10BC for centers and 1A10BC for homes, and a posted emergency evacuation plan;

(C) Providers caring for ten (10) or more children will provide a copy of their annual immunization report to the Department of Health;

(D) Providers caring for fewer than ten (10) children will be informed regarding prevention and control of communicable diseases, and will refer parents to their family physician or local health department to obtain immunizations for children in need of an immunization. A parent will be required to cosign the health and safety form to verify that the requirement in subsection (9)(B) has been met.

*Auth: section 207.020, RSMo (1986).
Original rule filed Dec. 30, 1975, effective
Jan. 9, 1976. Amended: Filed Aug. 18,
1977, effective Dec. 11, 1977. Emergency
amendment filed Jan. 15, 1980, effective
Feb. 1, 1980, expired April 10, 1980.
Amended: Filed Jan. 15, 1980, effective*



April 11, 1980. Emergency amendment filed Feb. 20, 1980, effective March 1, 1980, expired June 11, 1980. Amended: Filed Feb. 20, 1980, effective June 12, 1980. Emergency rescission filed May 14, 1980, effective May 24, 1980, expired June 12, 1980. Rescinded: Filed May 14, 1980, effective Aug. 11, 1980. Emergency rule filed July 15, 1980, effective July 25, 1980, expired Oct. 10, 1980. Readopted: Filed July 15, 1980, effective Oct. 11, 1980. Emergency amendment filed Oct. 5, 1981, effective Oct. 14, 1981, expired Jan. 13, 1982. Amended: Filed Oct. 5, 1981, effective Jan. 14, 1982. Amended: Filed June 28, 1983, effective Nov. 11, 1983. Emergency amendment filed March 22, 1990, effective April 1, 1990, expired July 29, 1990. Amended: Filed April 18, 1990, effective June 28, 1990. Emergency rescission and rule filed Oct. 22, 1991, effective Nov. 1, 1991, expired Feb. 28, 1992. Rescinded and readopted: Filed Nov. 13, 1991, effective March 9, 1992.



Attachment A

CHILD CARE SLIDING FEE SCALE CHART

INCOME	Household size										DAILY cost per child in care		
	1	2	3	4	5	6	7	8	9	10	CLIENT FEE FULL DAY	CLIENT FEE HALF DAY	CLIENT FEE PART DAY
	\$1 per year *												
0 to 417	0 to 545	0 to 674	0 to 802	0 to 930	0 to 1058	0 to 1082	0 to 1106	0 to 1130	0 to 1154	0 to 1154	\$0.50	\$0.35	\$0.25
418 to 500	546 to 654	675 to 808	803 to 962	931 to 1116	1059 to 1270	1083 to 1299	1107 to 1328	1131 to 1356	1155 to 1385	1155 to 1385	\$0.75	\$0.50	\$0.35
501 to 583	655 to 763	809 to 943	963 to 1122	1117 to 1302	1271 to 1482	1300 to 1515	1329 to 1549	1357 to 1582	1386 to 1616	1386 to 1616	\$1.00	\$0.65	\$0.45
584 to 667	764 to 872	944 to 1078	1123 to 1283	1303 to 1488	1483 to 1693	1516 to 1732	1550 to 1770	1583 to 1808	1617 to 1847	1617 to 1847	\$2.00	\$1.30	\$0.90
668 to 750	873 to 981	1079 to 1212	1284 to 1443	1489 to 1674	1694 to 1905	1733 to 1948	1771 to 1991	1809 to 2034	1848 to 2078	1848 to 2078	\$3.00	\$1.95	\$1.35
751 to 834	982 to 1090	1213 to 1347	1444 to 1604	1675 to 1860	1906 to 2117	1949 to 2165	1992 to 2213	2035 to 2261	2079 to 2309	2079 to 2309	\$4.00	\$2.60	\$1.80
835 to 917	1091 to 1199	1348 to 1482	1605 to 1764	1861 to 2046	2118 to 2328	2166 to 2381	2214 to 2434	2262 to 2487	2310 to 2539	2310 to 2539			

Families with income higher than this scale pay the entire child care fee.

INCOME	Household size										DAILY cost per child in care		
	11	12	13	14	15	16	17	18	19	20	CLIENT FEE FULL DAY	CLIENT FEE HALF DAY	CLIENT FEE PART DAY
	\$1 per year *												
0 to 1179	0 to 1203	0 to 1227	0 to 1251	0 to 1275	0 to 1299	0 to 1323	0 to 1347	0 to 1371	0 to 1395	0 to 1395	\$0.50	\$0.35	\$0.25
1180 to 1414	1204 to 1443	1228 to 1472	1252 to 1501	1276 to 1529	1300 to 1559	1324 to 1587	1348 to 1616	1372 to 1645	1396 to 1674	1396 to 1674	\$0.75	\$0.50	\$0.35
1415 to 1650	1444 to 1684	1473 to 1717	1502 to 1751	1530 to 1784	1560 to 1818	1588 to 1852	1617 to 1885	1646 to 1919	1675 to 1953	1675 to 1953	\$1.00	\$0.65	\$0.45
1651 to 1886	1685 to 1924	1718 to 1962	1752 to 2001	1785 to 2039	1819 to 2078	1853 to 2116	1886 to 2155	1920 to 2193	1954 to 2232	1954 to 2232	\$2.00	\$1.30	\$0.90
1887 to 2121	1925 to 2165	1963 to 2208	2002 to 2251	2040 to 2294	2079 to 2338	2117 to 2381	2156 to 2424	2194 to 2467	2233 to 2511	2233 to 2511	\$3.00	\$1.95	\$1.35
2122 to 2357	2166 to 2405	2209 to 2453	2252 to 2501	2295 to 2549	2339 to 2598	2382 to 2646	2425 to 2694	2468 to 2742	2512 to 2790	2512 to 2790	\$4.00	\$2.60	\$1.80
2358 to 2593	2406 to 2646	2454 to 2690	2502 to 2751	2550 to 2804	2599 to 2857	2647 to 2910	2695 to 2963	2743 to 3016	2791 to 3068	2791 to 3068			

Families with income higher than this scale pay the entire child care fee.

* FAMILIES IN THIS INCOME GROUP SHALL PAY \$1.00 WHICH WILL CONSTITUTE THE PERIODIC PAYMENT FOR THE 12 MONTH PERIOD