



# Office of Children and Family Services

KATHY HOCHUL  
Governor

SHEILA J. POOLE  
Commissioner

February 14, 2022

Due to a statutory amendment to SSL 410-x(6), effective as of April 16, 2021, a family in receipt of child care assistance who is required to pay an income-based portion of a family share cannot be required to contribute more than 10% of their income exceeding the federal poverty level. Previously, SSL 410-x(6) specified no maximum contribution, and the range of percentage options were set in regulation. To facilitate the transition to the new family share percentages, OCFS has revised Appendix M#1 of the district's currently approved Child and Family Services Plan (CFSP) to reflect a 10% family share percentage.

The CFSP is hereby amended to reflect the following change:

Appendix M#1: Reasonable Distance, Recertification Period, Family Share, Very Low Income, Federal and Local Priorities

### III. Family Share

Family Share Selected by the District:

10%

Additional Description of this Family Share Percentage:

Cases authorized as of April 16, 2021, or later where the family share was calculated using a multiplier greater than 10% will be reviewed and a new family share will be calculated with the updated family share, retroactive to April 16, 2021. Reimbursement will be made to caretakers or providers, when applicable.

A minimum weekly family share of one dollar must be charged to each family receiving child care services that is required to pay an income-based portion of a family share, even if this amount is greater than the amount calculated using the new income factor.

Families will remain responsible for paying any extra payments beyond the regular family share, including the cost of care charged by providers that exceed the market rates for providers who do not have a contract or rate agreement with the district, as well as additional family share payments that are required as part of a repayment plan with the district to recoup an overpayment.

This notice serves as the approval that Appendix M#1 of the district's CFSP is amended to reflect the new maximum family share of 10%. This amendment is retroactively effective on April 16, 2021.