

Child Care

The Child Care section of the plan is effective on the date that it is approved by OCFS. The approval date for the Child Care section of the plan can be found on [the OCFS website](#).

Appendix K: Child Care Administration

- 1. Total Estimated Funds Available: \$4022826
- 2. Projected spending for FFY 2022–2023: \$2728951
- 3. Does your district have a contract or formal agreement with another organization to perform any of the following functions using the NYSCCBG?

Function	Organization	Amount of Contract
<input type="checkbox"/> a. Subsidy eligibility screening		
<input checked="" type="checkbox"/> b. Determining if legally-exempt providers meet OCFS-approved additional local standards	Childcare Development Center	43382
<input type="checkbox"/> c. Assistance in locating care		
<input type="checkbox"/> d. Child care information systems		
<input type="checkbox"/> e. Payment processing		
<input checked="" type="checkbox"/> f. Other <i>Please specify function:</i>	Childcare Development Center	206400
1) Provider recruitment, training and development \$87,604; 2) Provider Registration, Inspection, & Complaint Investigation \$118,796		

Appendix L: Other Eligible Families if Funds are Available

Listed below are the optional categories of eligible families that your district can include as part of its County Plan. Select any categories your district wants to serve using the NYSCCBG funds and describe any limitations associated with the category.

Optional Categories	Option	Limitations
1. Public Assistance (PA) families participating in an approved activity in addition to their required work activity.	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations

2. PA families or families with incomes up to 200% of the State Income Standard when child care services are needed for the child to be protected because the caretaker is:		
a) participating in an approved substance abuse treatment program	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations
b) homeless	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations
c) a victim of domestic violence and participating in an approved activity	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations.
d) in an emergency situation of short duration	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations.
3. Families with an open child protective services case when child care is needed to protect the child.	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations.
4. Families with incomes up to 200% of the State Income Standard when child care services are needed for the child to be protected because the child's caretaker:		
a) is physically or mentally incapacitated	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations.
b) has family duties away from home	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations.
5. Families with incomes up to 200% of the State Income Standard when child care services are needed for the child's caretaker to actively seek employment.	<input checked="" type="radio"/> Yes <input type="radio"/> No	Childcare will be available for up to 3 months.
6. PA families where a sanctioned parent or caretaker relative is participating in unsubsidized employment, earning wages at a level equal to or greater than the minimum amount under law.	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations.
7. Families with incomes up to 200% of the State Income Standard when child care services are needed for the child's caretaker to participate in:		
a) a public or private educational facility providing a standard high school curriculum offered by or approved by the local school district	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations.
b) an education program that prepares an individual to obtain a NYS High School equivalency diploma	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations.
c) a program providing basic remedial education in the areas of reading, writing, mathematics, and oral communications for individuals functioning below the ninth month of the eighth-grade level	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations.
d) a program providing literacy training designed to help individuals improve their ability to read and write	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations.
e) an English as a second language (ESL) instructional program designed to develop skills in listening, speaking, reading, and writing the English language for individuals whose primary language is other than English	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations.
f) a two-year full-time degree granting program at a community college, a two-year college, or an undergraduate college with a specific vocational goal leading to an associate's degree or certificate of completion	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations.

g) a training program, which has a specific occupational goal and is conducted by an institution other than a college or university that is licensed or approved by the State Education Department	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations.
h) a prevocational skill training program such as a basic education and literacy training program	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations.
i) a demonstration project designed for vocational training or other project approved by the Department of Labor	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations.
Note: The caretaker must complete the selected programs listed within 30 consecutive calendar months. The caretaker cannot enroll in more than one program.		
8. PA recipients or low-income families with incomes up to 200% of the State Income Standard who are satisfactorily participating in a two-year program other than one with a specific vocational sequence (leading to an associate's degree or certificate of completion and that is reasonably expected to lead to an improvement in the caretaker's earning capacity). The caretaker must demonstrate his or her ability to successfully complete the course of study.	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations.
9. PA recipients or low-income families with incomes up to 200% of the State Income Standard who are satisfactorily participating in a two-year college or university program (other than one with a specific vocational sequence) leading to an associate's degree or a certificate of completion that is reasonably expected to lead to an improvement in the caretaker's earning capacity. The caretaker must demonstrate his or her ability to successfully complete the course of study.	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations.
10. PA recipients or low-income families with incomes up to 200% of the State Income Standard who are satisfactorily participating in a four-year college or university program leading to a bachelor's degree and that is reasonably expected to lead to an improvement in the caretaker's earning capacity. The caretaker must demonstrate his or her ability to successfully complete the course of study.	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations.
11. Families with incomes up to the 200% of the State Income Standard when child care services are needed for the child's caretaker to participate in a program to train workers in an employment field that currently is or is likely to be in demand in the future, if the caretaker documents that he or she is a dislocated worker and is currently registered in such a program, provided that child care services are only used for the portion of the day the caretaker is able to document is directly related to the caretaker engaging in such a program.	<input checked="" type="radio"/> Yes <input type="radio"/> No	No limitations.

Appendix M #1: Reasonable Distance, Family Share, Federal and Local Priorities

I. Reasonable Distance for Public Assistance Recipients to Travel to Child Care and Work

Define "reasonable distance" based on community standards for determining accessible child care.

1. The following defines "reasonable distance":

Reasonable distance is defined as any distance requiring less than 45 minutes travel time from parent or caretaker's home to reach the child care provider and is 25 miles or less, when combined with the travel necessary to reach work or a work related activity, is less than an hour and 15 minutes. In the case of a parent or caretaker who must walk with a child under the age of 6 to and from the child care provider [such as a bus stop], reasonable distance will not exceed one half mile. Consideration will be made for factors such as the need to walk in non-daylight hours and the type of walkway [ie county road with no sidewalk]. The definition of reasonable distance will include reasonable accommodation for caretakers and children with disabilities or health problems, and the age of child.

2. Describe any steps / consultations made to arrive at your definition:

We consult with our Employment Unit.

II. Family Share

"Family Share" is the weekly amount paid towards the costs of the child care services by the child's parent or caretaker. Your district must select a family share percentage from 1% to 10% to use in calculating the amount of family share. The weekly family share of child care costs is calculated by applying the family share percentage against the amount of the family's annual gross income that is in excess of the State Income Standard divided by 52.

Note: The family share percentage selected here must match the percentage entered in the Program Matrix in the Welfare Management System (WMS) and the Child Care Time and Attendance (CCTA) system.

Family Share Percentage selected by the district:

10%

Additional Description of this Family Share Percentage:

10% Family Share became effective 4/16/22.

III. Federal and Local Priorities

1. The district must rank the federally mandated priorities. Cases that are ranked 1 have the highest priority for receiving child care assistance. These rankings apply to case closings and case openings.

a. Very low income (200% State Income Standard):

- Rank 1
- Rank 2
- Rank 3

b. Families with income up to 200% of the State Income Standard who have a child with special needs and a need for child care:

- Rank 1
- Rank 2
- Rank 3

c. Families with income up to 200% of the State Income Standard who are experiencing homelessness:

- Rank 1
- Rank 2
- Rank 3

2. Does the district have local priorities?

- Yes
- No

If yes, list them below and rank beginning with Rank 4.

Appendix M #2: Case Openings, Case Closings, and Waiting List

I. Case Openings When Funds Are Limited

If a social services district does not have sufficient funds to provide child care services to all families who are applying, the district may decide to open certain categories of families as funds become available. The district must open federal priorities first. If the district identified local priorities, they must be opened next. **After the federal and local priorities**, identify the basis upon which the district will open cases if funds become available. Select one of the options listed below and describe the process for opening.

- 1. Open cases based on **FIRST COME, FIRST SERVED**.
- 2. Open cases based on **INCOME**.
- 3. Open cases based on **CATEGORY OF FAMILY**.

List below the remaining category 2 and 3 families included in 18 NYCRR §415.2(a)(2) and 18 NYCRR §415.2(a)(3) that are not federal or local priorities in the order they will be opened first.

The District will open category 2 families and then category 3 families.

- 4. Open cases based on **INCOME AND CATEGORY OF FAMILY**.
- 5. Open cases based on **OTHER CRITERIA**.

II. Title XX Case Closings When Sufficient Funds Are Not Available

- The district **does not use** Title XX funds for child care assistance.
- The district **uses** Title XX funds for child care assistance (this option must be checked in Appendix N and Appendix P must be completed).

If the district elects to use Title XX funds to provide child care assistance and the district does not have sufficient funds to continue to provide such assistance to all families in its current caseload, the district may decide to discontinue assistance. The district may establish priorities upon which the district will close cases if sufficient funds are not available. If no priorities are established and all funds are committed, case closings for families must be based on the length of time they have received services (must choose #1 below).

Select one of the options listed below and describe the process for closing.

1. Close cases based on **AMOUNT OF TIME** receiving child care services.

If closing based on amount of time...

- The district will close cases starting from the shortest time receiving child care services to the longest time.
- The district will close cases starting from the longest time receiving child care services to the shortest time.
2. Close cases based on **INCOME**.
3. Close cases based on **CATEGORY OF FAMILY**.
4. Close cases based on **INCOME AND CATEGORY OF FAMILY**.
5. Close cases based on **OTHER CRITERIA**.
-

III. Waiting List

The district will establish a waiting list when there are not sufficient funds to open all eligible cases.

- Yes No

The district will establish a waiting list when there are not sufficient Title XX funds available to open new cases or keep all current cases open.

- Yes No

Appendix M #3: Fraud and Abuse Control Activities and Inspections

I. Fraud and Abuse Control Activities

1. Describe below the criteria the district will use to determine which child care subsidy applications suggest a higher than acceptable risk for fraudulent or erroneous child care subsidy payments in addition to procedures for referring such applications to the district's front-end detection system.

Below is a list of identified indicators of high risks Tompkins County Department of Social Services takes actions on. If any one of the following is present application or recertification, we try to resolve with applicant or recipient by requiring additional information. If this is unsuccessful we complete a FEDS referral and send to our Investigation Unit..

- Working off the books.
- Self -employed without adequate business records.
- PO box used as a mailing address without cause.
- No documentation to verify identity, or documentation of identity is questionable.
- Documentation or information provided is inconsistent with application or prior case history.
- Overpayment resulting from previous investigation.

- Provider lives in same household as parent and child.
- No absent parent information or information is inconsistent with application.

2. Describe the sampling methodology used to determine which cases will require verification of an applicant's or recipient's continued need for child care, including, as applicable, verification of participation in employment, education, or other required activities.

The district cannot use criteria such as the age of provider, the gender of provider, a post office box address, or evidence that the child lives in the same residence as the provider as indicators in drawing the sample.

TCDSS reviews all cases at recertification for verification of continued need for child care. Hence, every twelve months the client must provide all documents to verify their participation in employment, education or required activities and continued need for child care.

3. Describe the sampling methodology used to determine which providers of subsidized child care services will be reviewed for the purpose of comparing the child care provider's attendance forms for children receiving subsidized child care services with any Child and Adult Care Food Program inspection forms to verify that child care was actually provided on the days listed on the attendance forms.

Three times a year the Enrollment Agency will visit providers and complete the Monitoring Checklist, documenting children in attendance at time of the visit. The EA will send the Monitoring Checklist to the Senior Social Welfare Examiner in the Special Services Unit. The Senior Examiner will compare the Monitoring Checklist to our monthly billing sheets to verify the children billed for were actually in attendance.

II. Inspections of Child Care Provider Records and Premises

The district may choose to make announced or unannounced inspections of the records and premises of any provider/program that provides child care for subsidized children to determine if the child care provider is in compliance with applicable laws and regulations and any additional requirements imposed on such a provider by the social services district per 18 NYCRR §415.4(h)(3).

The district has the right to make inspections *prior to subsidized children receiving care* of any child care provider, including care in a home, to determine whether the child care provider is in compliance with applicable laws and regulations and any additional requirements imposed on such a provider by the district.

The district must report violations of regulations as follows:

1. Violations by a licensed or registered child care provider must be reported to the applicable Office of Children and Families (OCFS) Regional Office.
2. Violations by an enrolled or enrolling legally-exempt child care provider must be reported to the applicable Enrollment Agency.

Does the district choose to make inspections of such child care providers/programs?

- No.
- Yes. Provide the details of your inspections plan below.

Check the organization that will be responsible for conducting inspections:

- Local social services staff

Provide the name of the unit and contact person:

Contracted Agency (must correspond to Appendix K, Question 3f)

Provide the name of the agency and contact person:

The following types of subsidized child care providers/programs are subject to this requirement:

Legally-Exempt Child Care

- In-Home
- Family Child Care
- Group programs not operating under the auspices of another government agency
- Group programs operating under the auspices of another government agency

Licensed or Registered Child Care

- Family Day Care
- Registered School-Age Child Care
- Group Family Day Care
- Day Care Centers
- Small Day Care Centers

Appendix N: District Options

Districts have some flexibility to administer their child care subsidy programs to meet local needs. Districts must complete Question I below. Note that all districts must complete the differential payment rate table in Appendix T.

I. The district selects:

- None of the options below
- One or more of the options below

II. Districts must check the options that will be included in the district's county plan and complete the appropriate appendix for any option checked below.

- 1. The district has chosen to establish funding set-asides for NYSCCBG (complete Appendix O).
- 2. The district has chosen to use Title XX funds for the provision of child care services (complete Appendix P).
- 3. The district has chosen to establish additional local standards for child care providers (complete Appendix Q).
- 4. The district has chosen to make payments to child care providers for more than 24 absences

(complete Appendix R).

- 5. The district has chosen to make payments to child care providers for program closures (complete Appendix S).
- 6. The district has chosen to pay for transportation to and from a child care provider (complete Appendix T).
- 7. The district has chosen to pay a differential rate for licensed or registered child care providers that have been accredited by a nationally recognized child care organization (complete Appendix T).
- 8. The district has chosen to pay a differential rate above the required 5% minimum differential rate for child care services during non-traditional hours (complete Appendix T).
- 9. The district has chosen to pay a differential rate for **licensed / registered** child care providers caring for children experiencing homelessness above the 5% required minimum differential rate (complete Appendix T).
- 10. The district has chosen to pay a differential rate for **legally-exempt** child care providers caring for children experiencing homelessness (complete Appendix T).
- 11. The district has chosen to pay a differential rate in excess of the 25% maximum differential rate for child care providers that qualify for multiple differential rates to allow sufficient access to child care providers or services within the district (complete Appendix T).
- 12. The district has chosen to pay up to 75% of the enhanced market rate for legally-exempt family and in-home child care providers who have completed 10 hours of training, which has been verified by the Legally-Exempt Caregiver Enrollment Agency (complete Appendix T).
- 13. The district has chosen to pay an enhanced market rate for eligible legally-exempt group child care programs that meet required health and/or training requirements (complete Appendix T).
- 14. The district has chosen to expand eligibility for child care assistance beyond the requirements of SSL 410-w(9), in order to allow a parent or caretaker who works non-traditional hours to sleep (complete Appendix T).
- 15. The district has chosen to make payments to child care providers who provide child care services exceeding 24 consecutive hours (complete Appendix U).
- 16. The district has chosen to include 18-, 19- or 20-year-olds in the Child Care Services Unit (complete Appendix U).
- 17. The district requests a waiver from one or more regulatory provisions. Waivers are limited to those regulatory standards that are not specifically included in law (complete Appendix U).
- 18. The district has chosen to use local equivalent(s) of OCFS required form(s). Prior to using a local equivalent form the district must obtain OCFS, Division of Child Care Services (DCCS) written approval. **Any previous approvals for local equivalent forms will not be carried forward into this county plan. Therefore, any local equivalent forms a district wishes to establish or renew must be included in this plan and will be subject to review and approval by OCFS.**

List below the names and upload copies of the local equivalent form(s) that the district would like to use.

- 19. The district elects to use the OCFS-6025, Application for Child Care Assistance. The local district may add the district name and contact information to the form.

Appendix O: Funding Set-Asides

I. Total NYSCCBG Block Grant Amount, Including Local Funds

Category	Amount
	\$
	\$
	\$
	\$
	\$
Total Set-Asides (NYSCCBG):	\$

Describe the rationale behind specific set-aside amounts from the NYSCCBG (e.g., estimated number of children) for each category.

Category:

Description:

Category:

Description:

Category:

Description:

Category:

Description:

II. The following amounts are set aside for specific priorities from the Title XX block grant:

Category	Amount
	\$
	\$
	\$
Total Set-Asides (Title XX):	\$

Describe the rationale behind specific amounts set aside from the Title XX block grant (e.g., estimated number of children) for each category.

Category:

Description:

Category:

Description:

Category:

Description:

Appendix P: Title XX Child Care

1. Enter the projected total of Title XX expenditures for the plan's duration: **\$0**

Indicate the financial eligibility limits (percentage of State Income Standard) your district will apply based on family size. Maximum reimbursable limits are 275% for a family of one or two, 255% for a family of three, and 225% for a family of four or more. Districts that are utilizing Title XX funds only for child protective and/or preventive child care services must not enter financial eligibility limits as these services are offered without regard to income.

Family Size	Eligibility Limit
Two People	%
Three People	%

2. Programmatic Eligibility for Income Eligible Families (check all that apply)

- Employment
- Seeking employment
- Homelessness
- Education / training
- Illness / incapacity
- Domestic violence
- Emergency situation of short duration
- Participating in an approved substance abuse treatment program

3. Does the district apply any limitations to the programmatic eligibility criteria?

- Yes
- No

If yes, describe eligibility criteria:

4. Does the district prioritize certain eligible families for Title XX funding?

- Yes
- No

If yes, describe which families will receive priority:

5. Does the district use Title XX funds for child care for open child protective services cases?

- Yes
- No

6. Does the district use Title XX funds for child care for open child preventive services cases?

- Yes
- No

Appendix Q: Additional Local Standards for Child Care Providers

The district may propose local standards in addition to the State standards for legally-exempt providers who will receive child care subsidies issued by the district. This appendix must be completed for **each** additional local standard that the district wants to implement.

The district must coordinate with the local Enrollment Agency, including, but not limited to:

- Informing the Enrollment Agency of the intent to request an additional standard.
- Developing the stepwise process referenced in Question 5.
- Ensuring that no significant burden of work shall be incurred by the Enrollment Agency as a result of the additional local standard, unless such work is addressed in a separate contract or a formal agreement is in place, which are referenced in Question 3.
- Sharing any consent / release form that may be required.
- Keeping the Enrollment Agency informed of the approval status.

1. Select the additional local standard that will be required of child care providers / programs.

- Verification, using the district's local records, that the provider has given the caretaker complete and accurate information regarding any report of child abuse or maltreatment in which he or she is named as an indicated subject (*only applies to legally exempt relative-only family child care and relative only in-home child care*)
- Local criminal background check (*only applies to legally exempt relative-only family child care and relative only in-home child care*)
- Require providers caring for subsidized children for 30 or more hours a week participate in the Child and Adult Care Food Program (CACFP) (*only applies to family child care programs*)
Note that districts are required to notify the Enrollment Agency, using the OCF5-2114, District Notification to Legally-Exempt Caregiver Enrollment Agency, of all providers on the referral list for whom the requirement is "not applicable."
- Site visits by the district
- Other
Please describe:

2. Check below the type of child care program to which the additional local standard will apply and indicate the roles of the persons to whom it will apply in cases where the standard is person-specific.

- Legally-exempt relative-only family child care program
 - Provider
 - Provider's employee
 - Provider's volunteer
 - Provider's household member age 18 or older
- Legally-exempt relative-only in-home child care program
 - Provider
 - Provider's employee

Provider's volunteer

Legally-exempt family child care program

Provider

Provider's employee

Provider's volunteer

Provider's household member age 18 or older

Legally-exempt in-home child care program

Provider

Provider's employee

Provider's volunteer

Legally-exempt group program

Director

Employee

Volunteer

2a. Exceptions: There may be instances when the district may be unable to enact the additional standard, such as, the applicable person may reside outside of the district's jurisdiction, or the site of care may not be located within the district. In such cases, the district may create an exception to the applicability stated above.

Note: The Child Care Facility System cannot track such exceptions and, therefore, the district remains responsible for notifying the applicable Enrollment Agency, using the OCFS-2114, District Notification to Legally-Exempt Caregiver Enrollment Agency, that an additional standard is "not applicable" to the specific provider / person named on the referral list.

Place a check mark below to show any exception to the applicability of this Local Additional Standard to programs or roles previously identified.

a. The district will not apply this additional local standard when the applicable person **resides** outside of the subsidy-paying district.

b. The district will not apply this additional local standard when the **program's site of care is located outside** of the subsidy-paying district.

3. Districts are responsible for implementation of the additional local standard unless they have a formal agreement or contract with another organization. Check the organization that will be responsible for the implementation of the additional local standard.

Local social services staff

Provide the name of the unit and contact person:

Jocelyn VanGorder, Services Clerical Supervisor

Contracted agency

Provide the name of the agency and contact person:

4. Are there any fees or other costs associated with the additional local standard?

Yes

No

Note: Costs associated with the additional local standard cannot be passed on to the provider.

5. Describe, in chronological order, the steps for conducting the additional local standard. Include how the district will retrieve referrals from CCFS, communicate with providers and other applicable persons, determine compliance with the additional local standard, inform the Enrollment Agency whether the additional local standard has been "met," "not met," or is "not applicable" and monitor its timeliness. Include all agencies involved and their roles. Note that the district's procedures must be in accordance with 12-OCFS-LCM-01.

The individuals to whom local additional standards apply to will be asked to sign a release. This release will allow the Tompkins Department of Social Services to conduct a local child welfare data base check of existing records related to the child care attestations for the sole purpose of verifying the accuracy of the information submitted to the parent/caretaker. Release forms are stapled to enrollment packets distributed by the enrollment agency and the Department of Social Services. Per instructions from OCFS LE unit, the release is on file at the EA and documented in CCFS. CCFS E-notice notifies DSS that the release has been obtained by the EA.

If any of the individuals that the additional local standards apply to refuses to sign the release, which would allow Tompkins County Department of Social Services to review only the existing local child welfare records related to the child care attestation, the enrollment package will be considered incomplete and the enrollment process cannot move forward. It will be withdrawn by the enrollment agency.

To initiate the additional standards check, per NYS OCFS policy, the Child Care Facility [CCFS] will automatically generate an E-notice referral instructing the LDSS to run the CCFS report, LE additional standards referral list, and obtain the list of applicable persons that the additional local standards apply to, to the LDSS. When a local database check of the records related to the child care attestation reveal that an individual to whom the local additional standards apply too is an indicated subject of a child abuse or maltreatment report, the proposed provider will be required to submit a written statement to The Tompkins County Department of Social Services who then sends a copy of the written statement provided to the parent/caretaker concerning the indicated incident[s]. This statement must be signed by the parent/caretaker acknowledging receipt of this information and the parent/caretaker's wish to use this child care provider. The child abuse and maltreatment verification is conducted by DSS staff, DSS staff from the child protective unit contact the provider for this information. DSS conducts an Additional Local Standard verification when notified by CCFS E-Notice for providers who are listed on the LE Additional Standard Referral List {DSS} report in CCFS. CCFS automatically sends this notification to the SSD responsible for subsidy payments for each family in care.

DSS returns the results of this check using the OCFS-2114, District Notification to Legally -Exempt Caregiver Enrollment Agency within 25 days of the issuance of the CCFS E-Notice. If he results are not received and entered into CCFS by the EA within this timeframe, CCFS will automatically send an E-Notice informing DSS the results of the check are overdue.

If the information regarding the indicated child protective report submitted by the provider does not substantially correlate with the information obtained from the local database check of the records related to the child care attestations, the Tompkins County Department of Social Services and the parent/caretaker will notify the provider that they have ten [10] calendar days to clarify the discrepancies in the information submitted to the district and parent/caretaker. Within the ten [10] calendar day period the provider must submit information to the Tompkins County Department of Social Services and the parent/caretaker that either substantially correlates with the information obtained by the district's local database check of the records related to the child care attestations or the provider submits information to the district which documents that the information obtained

from the local database check of the records related to the child care attestations is inaccurate.

- If the provider fails to clarify the discrepancies the Tompkins County Department of Social Services will notify the Enrollment Agency the additional standard is **"Not Met"**.
- If the information regarding the indicated child protective report correlates with the information obtained from the local database check and the parent/caretaker still chooses to use the provider, the Tompkins County Department of Social Services will notify the Enrollment Agency the additional standard is **"Met"**
- **When the local records check does not reveal a record wherein the person was an indicated subject of a child abuse or maltreatment report, the Enrollment Agency will be notified that the additional standard has been "met"**.
- In accordance with 12-OCFS-LCM-01 Tompkins County Department of Social Services will complete the OCFS-2114, District Notification To Legally-Exempt Caregiver Enrollment Agency, to notify the Enrollment Agency of the determination of: "Met", "Not Met", or "Not Applicable".

6. Indicate how frequently the additional local standard will be applied.

The Standard will be applied (check all that apply):

- At initial enrollment and re-opening
- At each re-enrollment
- During the enrollment **review** period

7. Describe the justification for the additional local standard in the space below.

The Tompkins County Department of Social Services has implemented these additional standards to ensure information that could affect the safety of children in legally-exempt child care settings is shared. The Department wants to make sure that providers have told parents about known child protective histories for themselves and any adult 18 years or older residing in the provider's home where the child care is to take place. The Department also wants to make sure we give parents every opportunity to make educated decisions about the providers they choose for their child care.

The district may propose local standards in addition to the State standards for legally-exempt providers who will receive child care subsidies issued by the district. This appendix must be completed for **each** additional local standard that the district wants to implement.

The district must coordinate with the local Enrollment Agency, including, but not limited to:

- Informing the Enrollment Agency of the intent to request an additional standard.
- Developing the stepwise process referenced in Question 5.
- Ensuring that no significant burden of work shall be incurred by the Enrollment Agency as a result of the additional local standard, unless such work is addressed in a separate contract or a formal agreement is in place, which are referenced in Question 3.
- Sharing any consent / release form that may be required.
- Keeping the Enrollment Agency informed of the approval status.

1. Select the additional local standard that will be required of child care providers / programs.

- Verification, using the district's local records, that the provider has given the caretaker complete and accurate information regarding any report of child abuse or maltreatment in which he or she is named as an indicated subject *(only applies to legally exempt relative-only family child care and relative only in-home child care)*
- Local criminal background check *(only applies to legally exempt relative-only family child care and relative only in-home child care)*
- Require providers caring for subsidized children for 30 or more hours a week participate in the Child and Adult Care Food Program (CACFP) *(only applies to family child care programs)*
Note that districts are required to notify the Enrollment Agency, using the OCFS-2114, District Notification to Legally-Exempt Caregiver Enrollment Agency, of all providers on the referral list for whom the requirement is "not applicable."
- Site visits by the district
- Other
Please describe:

2. Check below the type of child care program to which the additional local standard will apply and indicate the roles of the persons to whom it will apply in cases where the standard is person-specific.

- Legally-exempt relative-only family child care program
 - Provider
 - Provider's employee
 - Provider's volunteer
 - Provider's household member age 18 or older

- Legally-exempt relative-only in-home child care program
 - Provider
 - Provider's employee
 - Provider's volunteer

- Legally-exempt family child care program
 - Provider
 - Provider's employee
 - Provider's volunteer
 - Provider's household member age 18 or older

- Legally-exempt in-home child care program
 - Provider
 - Provider's employee
 - Provider's volunteer

Legally-exempt group program

Director

Employee

Volunteer

2a. Exceptions: There may be instances when the district may be unable to enact the additional standard, such as, the applicable person may reside outside of the district's jurisdiction, or the site of care may not be located within the district. In such cases, the district may create an exception to the applicability stated above.

Note: The Child Care Facility System cannot track such exceptions and, therefore, the district remains responsible for notifying the applicable Enrollment Agency, using the OCFS-2114, District Notification to Legally-Exempt Caregiver Enrollment Agency, that an additional standard is "not applicable" to the specific provider / person named on the referral list.

Place a check mark below to show any exception to the applicability of this Local Additional Standard to programs or roles previously identified.

a. The district will not apply this additional local standard when the applicable person **resides** outside of the subsidy-paying district.

b. The district will not apply this additional local standard when the **program's site of care is located outside** of the subsidy-paying district.

3. Districts are responsible for implementation of the additional local standard unless they have a formal agreement or contract with another organization. Check the organization that will be responsible for the implementation of the additional local standard.

Local social services staff
Provide the name of the unit and contact person:

Contracted agency
Provide the name of the agency and contact person:
Child Development Council, Kate Canino

4. Are there any fees or other costs associated with the additional local standard?

Yes

No

Note: Costs associated with the additional local standard cannot be passed on to the provider.

5. Describe, in chronological order, the steps for conducting the additional local standard. Include how the district will retrieve referrals from CCFS, communicate with providers and other applicable persons, determine compliance with the additional local standard, inform the Enrollment Agency whether the additional local standard has been "met," "not met," or is "not applicable" and monitor its timeliness. Include all agencies involved and their roles. Note that the district's procedures must be in accordance with 12-OCFS-LCM-01.

The additional standard for site visits is separate and distinct from the OCFS annual inspections. OCFS annual inspections will be conducted by the enrollment agency for enrolled non-relative providers. For relative-only and non-relative providers, the contract agency will conduct one site visit prior to provider enrollment. For relative-only providers, a second site visit will be conducted 6 months after the date of the pre-enrollment inspection. These site visits are distinctly different from what is required in the OCFS annual inspections. They provide information about quality childcare,

community resources and activities. Contract agency staff provide supplies to promote the safety and quality of the childcare.

Providers are notified of the additional standard via the "Notification of Tompkins County Additional Local Standard for the Enrollment of Legally Exempt Family Child Care Provider" and "In Home Child Care Providers and Release Authorization" form which is attached to the enrollment package distributed by the local district and/or EA.

Procedure for pre-enrollment site visits:

A legally exempt enrollment packet is received, and an intake decision has been made by the enrollment agency. When the enrollment packet is complete, the local district is notified via E-notice that an additional standard is required by use of the CCFS reports. The local district will notify the contract agency that a site visit is needed: the district will run the report, save it in excel and send it to the contractor. Within 25 days of notification the contract agency conducts the site visit, and notifies the local district the site visit is complete by sending a copy of the home visit checklist. Within 2-5 business days the local district completes the 2114 form and sends it to the enrollment agency to document the additional standard has been met.

Procedure for 6 month visits:

The contract agency will create an internal calendar to-do for relative-only providers 6 months after their pre-enrollment site visit. At that date, the contract agency confirms the provider's enrollment status with the enrollment agency. If the provider is still enrolled a site visit is conducted by the contract agency. A 6 month site visit is not conducted for providers with the status of enrolled-inactive. Completion of the 6 month site visit will be documented via reports sent from the contract agency to the local district.

The local district will monitor timeliness of the additional standard site visit completion via reports sent from the contract agency to the local district.

If non-compliance with enrollment requirements are found by the contract agency at the home visit, the contract agency will share the findings with the enrollment agency via the home safety checklist. The enrollment agency will be responsible for addressing non-compliance via the procedures established by OCFS.

The standard is "met" when:

The provider cooperates with the site visit and the site visit is completed.

The standard is considered to be "not met" when:

The provider does not cooperate, or does not allow for the site visit to be completed.

The standard is considered "not applicable" when:

The referred individual is subject to an exception-specified in question #2a: **the program's site of care is located outside of the subsidy-paying district.**

6. Indicate how frequently the additional local standard will be applied.

The Standard will be applied (check all that apply):

- At initial enrollment and re-opening
- At each re-enrollment
- During the enrollment **review** period

7. Describe the justification for the additional local standard in the space below.

The site visit additional standard promotes higher quality, safer child care for subsidized families utilizing informal child care providers. Site visits by the contract agency supply information about quality childcare, community resources and activities. Contract agency staff provide supplies to promote the safety and quality of the childcare. The contract agency is an expert source of knowledge on early childhood education best practices.

Appendix R: Payment to Child Care Providers for Absences

1. Our district will only pay for additional absences to providers with which the district has a contract or letter of intent.

- Yes
 No

2. The following providers are eligible for payment for additional absences (check all that are eligible):

- Day care center
 Group family day care
 Family day care
 Informal child care
 Legally-exempt group
 School-age child care

3. Number of additional absences above the required 24 allowed per child per provider per year:

56

4. List any limitations on reasons for additional absences for which the district will allow payment:

The Child Care provider is open and available, and the child is scheduled to attend care.

5. List any other limitations on the above providers' eligibility for payment for additional absences:

No Limitations

Appendix S: Payment to Child Care Providers for Program Closures

1. The following providers are eligible for payment for program closures:

- Day care center
- Group family day care
- Family day care
- Legally-exempt group
- School-age child care

2. The district will only pay for program closures to providers with which the district has a contract or letter of intent.

- Yes
- No

3. Enter the number of days allowed for program closures (maximum allowable time for program closures is five days):

5

4. List the allowable program closures for which the district will provide payment.

The Agency will make payment to the above listed providers who bill for up to 5 national holidays when the provider is closed for business.

Note: Legally-exempt family child care and in-home child care providers are not allowed to be reimbursed for program closures.

Appendix T: Transportation, Differential Payment Rates, Enhanced Market Rates for Legally-Exempt Providers, and Sleep

I. Transportation

1. Are there circumstances where the district will reimburse for transportation?

- No
- Yes

2. If the district will reimburse for transportation, describe any circumstances and limitations the district will use to reimburse. Include what type of transportation will be reimbursed (public and/or private) and how much your district will pay (per mile or trip). Note that if the district is paying for transportation, the

Program Matrix in the Welfare Management System (WMS) should reflect this choice.

II. Differential Payment Rates

1. Districts must complete the Differential Payment Rate Percent (%) column in the table below for each of the four (4) differential payment rate categories. For the two (2) categories that require a state minimum five percent (5%) differential payment rate, the district must enter "5%" or, if it chooses, a higher rate up to 15%.

The other two (2) differential payment rate categories in the table below are optional. If the district chooses not to set differential payment rates, the district must enter zero. If the district chooses to set a differential payment rate, enter the appropriate percentage up to 15 percent (15%). Note that if the district selects a differential payment rate for nationally accredited programs, then that rate must be in the range of five percent (5%) to 15 percent (15%).

Differential Payment Rate Category	Differential Payment Rate Percent	Instructions
Homelessness: Licensed and Registered Providers State required minimum of 5%	15%	Enter a percentage (%): 5% to 15%. (Must enter at least 5%)
Homelessness: Legally-Exempt Providers	15%	Enter 0% or a percentage (%) up to 15%.
Non-traditional Hours: All Providers State required minimum of 5%	15%	Enter a percentage (%): 5% to 15%. (Must enter at least 5%)
Nationally Accredited Programs: Licensed and Registered Providers <i>Legally-exempt child care providers are not eligible for a differential payment rate for accreditation.</i>	15%	Enter 0% or a percentage (%) from 5% to 15%.

2. Generally, differential payment rates may not exceed 25% above the applicable market rate or actual cost of care. However, a district may request a waiver from the Office to establish a payment rate that is in excess of 25% above the applicable market rate upon showing that the 25% maximum is insufficient to provide access within the district to child care providers or services that offer care addressing more than one of the differential payment rate categories. However, if your district wants to establish a payment rate that is more than 25% above the applicable market rate, describe below why the 25% maximum is insufficient to provide access to such child care providers or services.

III. Increased Enhanced Market Rate for Legally-Exempt Family and In-Home Child Care Providers

1. The enhanced market rate for legally-exempt family and legally-exempt in-home child care providers who have completed 10 or more hours of training annually is a 70% differential applied to the market rates established for registered family day care. Indicate if the district is electing to establish a payment rate that is in excess of the enhanced market rate for legally-exempt family and in-home child care providers who have completed 10 or more hours of training annually and the training has been verified by the legally-exempt caregiver enrollment agency.

No

Yes

2. If yes, indicate the percent (71%–75%), not to exceed 75% of the child care market rate established for registered family day care.

75%

IV. Enhanced Market Rates for Legally-Exempt Group Child Care Programs

Answer both questions:

1. Indicate if the district is electing to establish an enhanced market rate for child care services provided by legally-exempt group child care programs that have prepared an approved health care plan and have at least one caregiver in each classroom with age appropriate cardiopulmonary resuscitation (CPR) certification and the enhanced requirements have been verified by the enrollment agency.

No

Yes

If yes, indicate the percent (76%–81%), not to exceed 81% of the applicable market rate for day care centers.

%

2. Indicate if the district is electing to establish an enhanced market rate for child care services provided by legally-exempt group child care programs when, in addition to the training required in 18 NYCRR §415.13, the director has completed an approved course and a minimum of 15 hours of approved training annually and each employee with a caregiving role completes a minimum of 5 hours of approved training annually and the enhanced requirements have been verified by the enrollment agency.

No

Yes

If yes, indicate the percent (76%–81%), not to exceed 81% of the applicable market rate for day care centers.

%

If a district chooses to establish both legally-exempt group child care enhanced rates and a program is eligible for both enhanced rates, then the enhanced market rate must be based on the percentages selected for each individual market rate, up to a maximum of 87%.

V. Sleep

In accordance with SSL 410-w(9), up to eight hours of additional child care assistance must be authorized for all eligible children in a family, as needed, in order to allow a parent or caretaker to sleep, if the parent or caretaker works non-traditional hours, is eligible for and provided with child care assistance, and has a child under the age of six and not in school for a full day.

If the district chooses to expand eligibility for child care assistance beyond the requirements of SSL 410-w(9), in order to allow a parent or caretaker who works non-traditional hours to sleep, please describe below:

Additionally Tompkins County will authorize up to eight hours of child care assistance, as needed, to allow a parent or caretaker to sleep, if the parent or caretaker works a second or third shift, is eligible for and provided child care assistance regardless of the child's age.

Appendix U: Child Care Exceeding 24 Hours, Child Care Services Unit, and Waivers

I. Child Care Exceeding 24 Hours

1. Child care services may exceed 24 consecutive hours when such services are provided on a short-term emergency basis or in other situations where the caretaker's approved activity necessitates care for 24 hours on a limited basis. Check below under what circumstances the district will pay for child care exceeding 24 hours.

- On a short-term emergency basis
- The caretaker's approved activity necessitates care for 24 hours on a limited basis

2. Describe any limitations on the payment of child care services that exceed 24 consecutive hours.

No limitations

II. Child Care Services Unit (CCSU)

1. Indicate below if your district will include 18-, 19-, or 20-year-olds in the CCSU for determining family size and countable family income.

a. The district will include the following in the CCSU (check all that apply)

- 18-year-olds
- 19-year-olds
- 20-year-olds

OR

b. The district will only include the following in the CCSU when it will benefit the family (check all that apply)

- 18-year-olds
- 19-year-olds
- 20-year-olds

2. Describe the criteria your district will use to determine whether or not 18-, 19-, or 20-year olds are included in the CCSU.

Tompkins County will include 18, 19, and 20 year olds ONLY when it benefits the families eligibilty.

III. Waivers

1. Districts have the authority to request a waiver of any regulatory provision that is non-statutory. The waiver must be approved by OCFS before it can be implemented. Describe and justify why your district is requesting a waiver.