

STATEMENT OF BASIS AND PURPOSE

Summary of the basis and purpose for the rule or rule change. *(State what the rule says or does, explain why the rule or rule change is necessary and what the program hopes to accomplish through this rule. How do these rule changes align with the outcomes that we are trying to achieve, such as those measured in C-Stat?)*

- A comprehensive review of the entire rule was completed to come into compliance with Child Care Assistance Program regulation, clarify language, reorganize and update processing standards.
 - Rule changes to come into compliance with the remaining provisions of HB14-1317, which amended C.R.S §§ 26-2-802, 26-2-802.5, 26-2-803, 26-2-804, 26-2-805, 26-2-805.5, 26-2-809, 26-2-703
 - Contract for Slots
 - Rule changes to come into compliance with the CCDBG Federal Reauthorization Act of 2014
 - Services for children experiencing homelessness
 - Services for children in foster care
 - Twelve month eligibility
 - Providing services for temporary breaks in eligible activities
- Changes proposed by the Child Care Rule Rewrite Task Group, comprised of County Child Care Program Staff, were also incorporated in order align Child Care Assistance Program Rule with other human services program areas and to better facilitate clear processes for counties and providers.

An emergency rule-making (which waives the initial Administrative Procedure Act noticing requirements) is necessary:

	to comply with state/federal law and/or
	to preserve public health, safety and welfare

Explain:

Authority for Rule:

State Board Authority: 26-1-107, C.R.S. (2015) - State Board to promulgate rules; 26-1-109, C.R.S. (2015) - state department rules to coordinate with federal programs; 26-1-111, C.R.S. (2015) - state department to promulgate rules for public assistance and welfare activities.

Program Authority: *(give federal and/or state citations and a summary of the language authorizing the rule-making)*
 26-1-107 (5), (6), C.R.S. (2015) - State Board to promulgate rules;
 26-1-109 (5), C.R.S. (2015) - State Board rules to coordinate with Federal Programs;

Does the rule incorporate material by reference?

X	Yes		No
---	-----	--	----

Does this rule repeat language found in statute?

	Yes	X	No
--	-----	---	----

If yes, please explain.

Title of Proposed Rule: Child Care Assistance Program Rules
Rule-making#: 16-3-16-1P
Office/Division or Program: OEC/Early Care and Learning
Rule Author: Tamara Schmidt
Phone: 303-866-4556
E-Mail: tamara.schmidt@state.co.us

The program has sent this proposed rule-making package to which stakeholders?

- Child Care Assistance Program Rule Re-write committee, which includes County representatives and CDHS staff from CCCAP and Colorado Works;
- HB14-1317 Joint Task Force;
- Office of Early Childhood (OEC) Sub-PAC
- Office of Children, Youth and Families

[Note: Changes to rule text are identified as follows: deletions are shown as “~~strikethrough~~”, additions are in “all caps”, and changes made between initial review and final adoption are in brackets.]

Attachments:
Regulatory Analysis
Overview of Proposed Rule
Stakeholder Comment Summary

REGULATORY ANALYSIS

(complete each question; answers may take more than the space provided)

1. List of groups impacted by this rule:

Which groups of persons will benefit, bear the burdens or be adversely impacted by this rule?

Counties who administer Colorado Child Care Assistance Program (CCCAP) benefits will both benefit and bear the burdens of this rule. Changes to this rule will alter the way they administer benefits to families.

Households receiving CCCAP benefits will largely benefit from the revision of this rule.

Child care providers who serve the families receiving child care subsidy (CCCAP) will benefit from more consistent eligibility periods and the ability to contract for slots with counties

2. Describe the qualitative and quantitative impact:

How will this rule-making impact those groups listed above? How many people will be impacted? What are the short-term and long-term consequences of this rule?

Families and Child care providers:

These changes will be beneficial to approximately 24,000 children receiving CCCAP benefits and approximately 1,700 CCCAP Child care providers (numbers as of February 2016) in the following ways:

Reporting and verification requirements have been made less stringent. This will lessen the burden on families as well as promote continuity of care for the children receiving CCCAP benefits. In particular, families experiencing homelessness will have a longer stabilization period to provide documentation for establishing eligibility.

Because there is a strong focus on strengthening continuous care for children receiving CCCAP benefits along with a better focus on encouraging higher quality ratings, most providers will see long-term increases in payment through more consistent 12-month authorizations and increase payment rates for improved quality.

This is also a tremendous long-term benefit to households who are or will be receiving CCCAP benefits because their child will consistently be able to attend a quality child care provider.

Counties:

While these changes were made to align with the requirements of Federal regulation and State Statute as well as to further assist families, all 64 counties will bear some administrative burden initially implementing the changes proposed in the revised rule. County staff will need to adapt their practices and will likely need training on these new rules, which will be an initial burden.

In other ways, these rules reduce the administrative burden for counties as there are fewer reasons to re-determine a family's eligibility prior to every 12 months. Contracts for slots, which enables enrollment-based reimbursement, may also reduce a county's administrative burden monitoring time and attendance reporting from providers.

Based on the changes to the Child Care Development Block Grant Federal Reauthorization Act of 2014, all sixty-four (64) counties will now be required to:

- Offer at least a sixty day "stabilization" period for families experiencing homeless, 658E(c)(2)(O)(ii);
- Continue child care benefits during temporary breaks in CCCAP eligible activities 658E(c)(2)(N)(i) & (ii); and
- Offer three months of care while an adult caretaker is in a Job Search activity 658E(c)(2)(N)(iii).

3. Fiscal Impact:

For each of the categories listed below explain the distribution of dollars; please identify the costs, revenues, matches or any changes in the distribution of funds even if such change has a total zero effect for any entity that falls within the category. If this rule-making requires one of the categories listed below to devote resources without receiving additional funding, please explain why the rule-making is required and what consultation has occurred with those who will need to devote resources.

State Fiscal Impact (Identify all state agencies with a fiscal impact, including any Colorado Benefits Management System (CBMS) change request costs required to implement this rule change)

The federal reauthorization and HB14-1317 necessitate rule change as well as improvements in the Child Care Automated Tracking System (CHATS).

Funding was already approved by the State Legislature to make necessary changes in CHATS through the CHATS Modernization effort in the amount of \$2,991,250 in Federal CCDF funds.

County Fiscal Impact

Counties may have to dedicate additional staff time to learn and adopt the new rules. As mentioned above, the State is investing in updates in CHATS to ensure automation of most of the new requirements in order to minimize county staff time as much as possible.

Federal Fiscal Impact

Although the Child Care Development Fund funds the majority of the CCCAP program (approximately 70%), these rule changes do not change the amounts dedicated to the program itself. The rules only impact the way in which the existing funds are managed. Therefore, we do not expect a significant impact to the federal funds.

However, if these rules do not pass, we will be in danger of being out of compliance with Federal regulation. That could lead to the State incurring financial penalties or even losing the federal funding all together.

Other Fiscal Impact (such as providers, local governments, etc.)

4. Data Description:

List and explain any data, such as studies, federal announcements, or questionnaires, which were relied upon when developing this rule?

The 2014 Federal Child Care and Development and Development Fund requirements for FFY 2016-2018 was used to ensure that we will be compliant with the Federal reauthorization and requirements of our Federal funder, the Child Care and Development Fund (CCDF).

The CCCAP Rule Re-write committee directed all aspects of the revised rule package, including advising the Department on language and provisions.

The HB14-1317 Joint Task Force advised on all language regarding the implementation of all HB14-1317 related provisions in rule.

Tiered reimbursement was also informed by a national Cost Modeling methodology (Mitchell & Brodsky) which is endorsed by the federal Office of Child Care.

5. Alternatives to this Rule-making:

Describe any alternatives that were seriously considered. Are there any less costly or less intrusive ways to accomplish the purpose(s) of this rule? Explain why the program chose this rule-making rather than taking no action or using another alternative.

Regulations that were outdated or cumbersome were thoroughly vetted through the Rule re-write committee. When possible, these rules were simplified or repealed. However, in order to be in full compliance with State Statute and Federal Regulations, most changes and additions were necessary.

Title of Proposed Rule: Child Care Assistance Program Rules
Rule-making#: 16-3-16-1P
Office/Division or Program: OEC/Early Care and Learning
Rule Author: Tamara Schmidt
Phone: 303-866-4556
E-Mail: tamara.schmidt@state.co.us

OVERVIEW OF PROPOSED RULE

Compare and/or contrast the content of the current regulation and the proposed change.

<u>Section Numbers</u>	<u>Current Regulation</u>	<u>Proposed Change</u>	<u>Stakeholder Comment</u>
------------------------	---------------------------	------------------------	----------------------------

(See attached document)



MEMO

Overview of recommended changes based on concerns raised at first reading of Child Care Assistance Program Rules (16-3-16-1P) at State Board meeting (6/9/16)

Method of appeal for Qualified Exempt providers (non-relative)

We have incorporated by reference the Health and Safety checklist to make the requirement more clear for providers (see 3.913.1 5b). Please note: Relative qualified exempt providers are NOT subject to the health and safety checklist requirement.

We have added language for non-relative qualified exempt providers to utilize an internal appeal process through the Department for any fiscal agreement denied or terminated due to the Department's determination regarding health and safety standards (see 3.913.1 5e and 9 & 10 specifically).

Proposed rule was too lenient for caretakers and teen parents who commit IPV

Language in 3.915.5 has been reverted to the original rule already in place. This also mirrors the language adopted in January 2016 for the Food Assistance Program (10 CCR 2506, 4.803.3A).

Public Comment concern regarding treatment of fraud and IPV:

We asked the AG's office to review definitions and treatment of IPV and Fraud to ensure the rule was not confusing or overstepping our bounds in terms of a county's duty regarding pursuing criminal action. Sections 3.915.7 and 3.915.8 were eliminated in the revised rule according to the recommendations from the AG.

Confusion at first reading regarding background check requirements

Background checks are required of all providers, both qualified exempt and licensed. They are not required of the parent/caretaker(s) of the child (Section 3.913.1). No revisions made. (This was not an option in the CCDF State Plan, mentioned in error at State Board).

3.913 CHILD CARE PROVIDERS

3.913.13-908 ELIGIBLE FACILITIES

A. Qualified EXEMPT CHILD CARE Providers

5. ADDITIONAL REQUIREMENTS FOR NON-RELATIVE QUALIFIED EXEMPT CHILD CARE PROVIDERS AND OTHER QUALIFIED CHILD CARE FACILITIES:
 - a. COMPLETION OF ALL PRE-SERVICE HEALTH AND SAFETY TRAININGS APPROVED BY THE STATE DEPARTMENT OF HUMAN SERVICES, WITHIN THREE MONTHS OF PROVIDING SERVICES AS A QUALIFIED EXEMPT CHILD CARE PROVIDER UNDER THE COLORADO CHILD CARE ASSISTANCE PROGRAM.
 - b. AN ANNUAL ON-SITE HEALTH AND SAFETY INSPECTION CONDUCTED BY THE STATE DEPARTMENT OF HUMAN SERVICES OR ITS DESIGNEE. THE HEALTH AND SAFETY CHECK LIST IS INCORPORATED BY REFERENCE TO PROVIDE FURTHER GUIDANCE; NO FURTHER EDITIONS OR AMENDMENTS ARE INCLUDED. NON-RELATIVE QUALIFIED EXEMPT PROVIDERS SHALL CORRECT ANY HEALTH AND SAFETY INSPECTION STANDARDS IMMEDIATELY AFTER THE INSPECTION.
 - c. A QUALIFIED EXEMPT CHILD CARE PROVIDER WHO IS A NON-RELATIVE AND PROVIDES SERVICES IN THE CHILD'S HOME OR IN THE QUALIFIED EXEMPT CHILD CARE PROVIDER'S HOME SHALL SIGN AN ATTESTATION OF MENTAL COMPETENCE.
 - d. QUALIFIED EXEMPT NON-RELATIVE CHILD CARE PROVIDERS SHALL MEET THE MANDATORY CHILD ABUSE AND NEGLECT REPORTING REQUIREMENTS.
 - e. IF THE NON-RELATIVE QUALIFIED EXEMPT CHILD CARE PROVIDER FAILS TO COMPLY WITH ANY OF THE REQUIREMENTS IN (A)-(D) ABOVE, THE COUNTY SHALL DENY OR TERMINATE A FISCAL AGREEMENT.
 - f.
6. For renewals, THE COUNTY SHALL SEND FISCAL AGREEMENTS AT LEAST SIXTY (60) CALENDAR-DAYS PRIOR TO THE END DATE OF THE PREVIOUS FISCAL AGREEMENT VIA POSTAL SERVICE, FAX, HAND-DELIVERY, E-MAIL OR OTHER ELECTRONIC SYSTEMS. ~~the county shall mail via postal service, fax, hand-deliver or email fiscal agreements at least sixty (60) calendar-days prior to the end date of the previous fiscal agreement.~~ Fiscal agreements are effective on day that the fiscal agreement is completed AND signed BY THE CHILD CARE PROVIDER, and received by the county.
7. Payment Methods for All Providers
 - a. Payment for purchased child care shall be made to the CHILD CARE provider(s) through an automated system if it is a qualified EXEMPT CHILD CARE provider(s) or licensed facility.
 - b. WHEN A MANUAL CLAIM IS NEEDED, the child care form for attendance record and billing shall be prepared and signed by the CHILD CARE provider monthly and used by the county ~~department of social/human services' business office~~ to verify that the billing does not exceed the authorized number of units.
8. QUALIFIED EXEMPT CHILD CARE providers who are denied a Fiscal Agreement or whose Fiscal Agreement is terminated may request an informal conference with staff responsible for the action, the supervisor for that staff and the county director or director's designee to discuss the basis for this decision and to afford the QUALIFIED EXEMPT CHILD CARE provider(s) with the opportunity to present information as to why the QUALIFIED EXEMPT CHILD CARE provider(s) feels the county should approve or continue the Fiscal Agreement. Any request for a conference shall be submitted in writing within fifteen (15) calendar-days of the date the QUALIFIED EXEMPT CHILD CARE provider is notified of the action. The county shall hold that conference within two (2) weeks of the date of the request. The county shall provide written notice of its final decision to the QUALIFIED EXEMPT CHILD CARE provider(s) within fifteen (15) business days after the conference.
9. NON-RELATIVE QUALIFIED EXEMPT CHILD CARE PROVIDERS WHO ARE DENIED A FISCAL AGREEMENT OR WHOSE FISCAL AGREEMENT IS TERMINATED DUE TO THE DEPARTMENT'S DECISION REGARDING ADHERENCE TO HEALTH AND SAFETY STANDARDS MAY APPEAL

THE DECISION TO THE EXECUTIVE DIRECTOR OF THE STATE DEPARTMENT OF HUMAN SERVICES OR HIS/HER DESIGNEE IN WRITING WITHIN FIFTEEN (15) DAYS OF THE COUNTY'S DECISION. THE EXECUTIVE DIRECTOR'S DECISION IS A FINAL AGENCY DECISION SUBJECT TO JUDICIAL REVIEW BY THE STATE DISTRICT COURT UNDER § 24-4-106, C.R.S.

10. CHILD CARE PROVIDERS SHALL BE PROVIDED WITH A WRITTEN NOTICE OF THE PROCESS OF TERMINATION OF THE FISCAL AGREEMENT ON THE FISCAL AGREEMENT.

3.915.5 3.917.4 DISQUALIFICATION FOR IPV

A. If the ADULT CARETAKER(S) OR TEEN PARENT(S) individual signs and returns the request for waiver of IPV hearing form within the fifteen (15) day deadline or an individual is found to have committed an intentional program violation through the hearing process, the PRIMARY adult caretaker or teen parent shall be provided with a notice of the period of disqualification. The disqualification shall begin no later than the first day of the month which follows the date of notice of disqualification FOLLOWING THE DISQUALIFICATION DETERMINATION, ALLOWING FOR AUTHORIZATION NOTICING, unless the household in which a disqualified person is living is ineligible for other reasons.

~~When the individual is no longer receiving child care assistance and an individual's disqualification is a result of a prior receipt of child care assistance, the disqualification shall be postponed until child care assistance is resumed.~~

B. Once the disqualification has been imposed, the period shall run without interruption even if the participant becomes ineligible for the Colorado Child Care Assistance Program.

C. The penalty shall be in effect for:

1. Twelve (12) months upon the first occasion of any such offense;
2. Twenty-four (24) months upon the second occasion of any such offense and,
3. Permanently upon the third such offense.

3.913.13-908 ELIGIBLE FACILITIES

A. Qualified EXEMPT CHILD CARE Providers

4. BACKGROUND CHECKS

a. A qualified EXEMPT CHILD CARE provider and any adult eighteen years of age or older who resides in the EXEMPT CHILD CARE provider's home, NOT INCLUDING THE ADULT CARETAKER(S) OR TEEN PARENT(S), shall be subject to A CRIMINAL BACKGROUND REVIEW ONCE EVERY FIVE YEARS INCLUDING THE FOLLOWING CHECKS: ~~the fingerprint-based criminal history records check and a review of the state administered database for previous agency contacts where the care is provided, as part of the following procedures:-...~~

STATE BOARD OF HUMAN SERVICES
Document # 16-3-16-1P
Colorado Child Care Assistance Program Rules
Rule Author: Tamara Schmidt

Page #	New Rule #	Current Rule #	Status (i.e., new, clarification, technical, repeal)	Changes/Description	Public Comment Y/N
			Technical	<p>Technical changes were made throughout the document. These changes include:</p> <ul style="list-style-type: none"> • Changing “families” to “households” • Changing “county department,” “county department of human/social services to “county” • Changing “person,” “applicant,” and “recipient” to Adult Caretaker(s) or Teen Parent’s • Changing “qualified provider” to “qualified exempt child care provider • Changing “provider” to “child care provider” • Changing “State prescribed” to “State approved” • Replacing “Child Care Assistance Program” with the acronym “CCCAP” • Replacing “Colorado Department of Human Services” with the acronym “CDHS” • Replacing “Division of Child Care” with “Office of Early Childhood,” “Division of Early Care and Learning,” or “CDHS” • Changing “Child Support Enforcement to “Child Support Services” • Changing “parental fee” to “parent fee” • Changing “must” to “shall” • Corrections to formatting 	No
1	3.901 A	3.901	Clarification	Changes to better align with the direction of the Federal outcomes of the subsidy program	No
1	3.901 B	3.901	Technical	Updated rule reference	No
		3.902, A, B, C, and D	Repeal	Struck as this was incorporated into the specific program eligibility sections 3.905, 3.906, 3.907, 3.908, 3.909.	No
2	3.902 A & B	3.914	Technical	Moved to improve the organization of the rule document	No
2	3.903	3.903	Clarification	Combines the definition of “Additional Care Needs” and “Disabled Child” as they are considered the same thing within CCCAP	Yes
2	3.903	3.903	Clarification	Clarifies that in order to be considered an Adult Caretaker, you must have physical custody of the child when care is being requested.	Yes
2		3.903	Repeal	Repealed; replaced with “Consumer Education” .	No

STATE BOARD OF HUMAN SERVICES
Document # 16-3-16-1P
Colorado Child Care Assistance Program Rules
Rule Author: Tamara Schmidt

2	3.903	3.903	Clarification	Clarifies that an adverse action applies to a Child Care Provider as well as an Adult Caretaker or Teen Parent	No
3	3.903	3.903	Clarification	Expands the time frame in which a County Department may utilize an existing application prior to making the Adult Caretaker or Teen Parent re-apply	Yes
3	3.903	3.903	Clarification	Changes "thirty (30) days" to "sixty (60) days"	Yes
3	3.903	3.903	Clarification	Clarifies that someone applying for CCCAP may also turn in a pre-eligibility application.	No
3	3.903	3.903	Clarification	Removes superfluous language	No
4	3.903	3.903	Clarification	Further defines that in order for care to be considered "authorized," a time frame is associated with it.	No
4	3.903		New	Defines base reimbursement rate	No
4	3.903		New	Defines CCAP Card	No
5	3.903	3.903	Clarification	Adds new program type to align with federal regulation	No
5	3.903	3.903	Clarification	Further defines Colorado Works/TANF	No
5	3.903	3.903	Clarification	Changes "TANF household" to Colorado Works Assistance unit/household" to align with Colorado Works rule language	No
5	3.903	3.903	Clarification	Clarifies the type of cash assistance that is received by Colorado Works participants	No
5	3.903	3.903	Clarification	Adds reference to the Colorado Works Program Rules (9 CCR 2503-6) and removes the section references within the Colorado Works Program Rules in order to prevent future changes within CCCAP rule.	No
5	3.903		New	Defines collateral contact	No
5	3.903		New	Defines consumer education	No
5	3.903	3.903	Clarification	Changes the requirement regarding the referral to Child Support Services	Yes
6		3.903	Repeal	Repealed; explained in the body of rule	No
6		3.903	Repeal	Not applicable; this is a type of Colorado Works income that is not considered in CCCAP.	No

STATE BOARD OF HUMAN SERVICES
Document # 16-3-16-1P
Colorado Child Care Assistance Program Rules
Rule Author: Tamara Schmidt

6		3.903	Repeal	Language combined with the “Additional Care Needs” definition as they are considered the same thing within CCCAP	No
6	3.903	3.903	Clarification	Clarifies that the types of activities outlined in the definition, apply to Low Income Child Care Further defines the types of activities that are approved to Teen Parents on Low Income CCCAP Clarifies that this definition applies to Teen Parents along with Adult Caretakers	No
6	3.903	3.903	Clarification	Clarifies that the Adult Caretaker(s) or Teen Parent(s) must have physical custody of the child when care is being requested in order for the child to be considered an “eligible child”. Removed specific rule reference in efforts to minimize future CCCAP rule changes	No
6		3.903	Repealed	Redundant of “Child Care Staff”	No
6		3.903	Repealed	Not applicable; Child Care is no longer provider for Employment First due to lack of funding	No
6		3.903	Repealed	Replaced with “New Employment Verification” definition	No
7		3.903	Repealed	Defined in the “New Employment Verification” definition	No
7	3.903	3.903	Clarification	Adds Teen Parents to this definition	No
7	3.903	3.903	Clarification	Clarifies when the re-determination occurs	No
7	3.903		New	Defines “Families Experiencing Homelessness”	No
7		3.903	Repeal	No longer applicable; Qualified Exempt Child Care Providers must complete a FBI background check regardless of the duration of their Colorado residence.	No
7	3.903	3.903	Clarification	Adds “Fraudulent Criminal Act” to the definition Further defines the court where the action should take place	Yes
8	3.903	3.903	Clarification	Broadens the definition of what constitutes as a good cause exemption	No
8		3.903	Repeal	Repealed; detail information regarding the base if income eligibility timeframes are explained in the body of rule	No
8	3.903	3.903	Clarification	Revises definition to further clarify what an Intentional Program Violation (IPV) is	No
9	3.903	3.903	Clarification	Changes “circumstances where” to “when”	No
9	3.903	3.903	Clarification	Language revised to be more broad and clarify other child care assistance services	Yes
9	3.903		New	Defines “manual claim”	No

STATE BOARD OF HUMAN SERVICES
Document # 16-3-16-1P
Colorado Child Care Assistance Program Rules
Rule Author: Tamara Schmidt

9	3.903	3.903	Clarification	Revises language to include “paternity leave” and also broadens the definition.	No
9	3.903		New	Defines “new employment verification” and replaces the definition for “employment verification” and “entered employment”	No
9		3.903	Repealed	Defined in section 3.915.1 D	No
9	3.903		New	Defines “non-traditional care hours	No
9	3.903	3.903	Clarification	Revises the definition of “Overpayment”	No
10	3.903	3.903	Clarification	Revises language and adds “co-payment” to the definition	No
10	3.903		New	Defines “Point of Service (POS)”	No
10	3.903	3.903	Clarification	Revises language to include the six (6) month post eligibility period.	No
10	3.903	3.903	Repeal	Addressed within rule	No
10	3.903		New	Defines “protective services”	Yes
10	3.903	3.903	Clarification	Removes superfluous language	No
10	3.903		New	Defines “Qualified Exempt Child Care Facilities”	No
10	3.903		New	Defines “recovery”	No
11	3.903	3.903	Clarification	Clarifies the re-determination process timelines	No
11	3.903	3.903	Clarification	Revises language to add Teen Parents to the definition Repeals language that is addressed in the body of rule	No
11	3.903	3.903	Clarification	Clarifies how income is calculated for self-employed individuals	No
11	3.903	3.903	Clarification	Revises language to better meet the spirit of changes made with HB14-1317	Yes
11-12	3.903	3.903	Clarification	Revises language to broaden the types of target groups	No
12	3.903	3.903	Clarification	Changes the noticing period from “eleven (11) calendar-days” to “fifteen calendar-days” and revises language to include the child care provider in the definition of who needs timely notice	No

STATE BOARD OF HUMAN SERVICES
Document # 16-3-16-1P
Colorado Child Care Assistance Program Rules
Rule Author: Tamara Schmidt

12	3.903	3.903	Clarification	Revises language to modify the way the time limited activity time frame is calculated	Yes
12	3.903	3.903	Clarification	Clarifies that the training addressed in this definition refers to job training	No
12		3.903	Repealed	Defined in rule section 3.905.1 (D)	No
13	3.904	3.915	Technical	Section moved to 3.904 to improve the organization of the rule document	No
13	3.904.1	3.915.1	Technical	Section moved to 3.904.1 to improve the organization of the rule document	No
13	3.904.2	3.915.2	Technical	Section moved to 3.904.2 to improve the organization of the rule document	No
13	3.904.2 A	3.915.2	Clarification	Revised language to broaden the groups that may inquire about households currently receiving CCCAP or CCCAP applicants	Yes
14		3.915.2	Repealed	Combined into language of 3.904.2 (A)	No
14	3.904.3	3.915.5	Technical	Section moved to 3.904.3 to improve the organization of the rule document	No
14	3.904.3, B, D	3.915.5, B, C	Clarification	Allows written notice to be sent via electronic system (i.e. Provider Self Service Portal) Allows a verbal statement from Adult Caretakers or Teen Parents to withdraw from the CCCAP program Revises language surrounding the death of a recipient or Adult Caretaker or Teen Parent	No
14	3.904.3 C		New	Allows counties and the State Department to request a case closure when necessary	No
14	3.905.4	3.915.3	Technical	Moved to section 3.905.4 to improve the organization of the rule document	No
14	3.904.4	3.915.4	Technical	Moved to section 3.904.4 to improve the organization of the rule document	No
14	3.904.4	3.915.4	Repeal	Not applicable; Adult Caretakers and Teen Parents receive their appeal rights at the time of application and on all correspondence that is issued to them.	No
15	3.904.4	3.915.4	Clarification	Adds reference to Income Maintenance Volume # (9 CCR 2503-1)	No
15	3.904.4	3.915.4	Clarification	Revises language and adds reference to Income Maintenance Volume # (9 CCR 2503-1)	No
15	3.905		New	Adds new section 3.905 Low Income Child Care	No
15	3.905	3.902	Technical	Moved from section 3.902 to improve the organization of the rule document	No
15	3.905.1	3.919	Technical	Section moved to 3.905.1 to improve the organization of the rule document	No

STATE BOARD OF HUMAN SERVICES
Document # 16-3-16-1P
Colorado Child Care Assistance Program Rules
Rule Author: Tamara Schmidt

15	3.905.1 C, 1		New	Adds clarifying language regarding the collaboration with Head Start and Early Head Start programs and the re-determination requirements for dually enrolled children	Yes
15-16	3.905.1 C, 3	3.919	Clarification	Clarifies what supporting verification is needed by the Adult Caretaker or Teen Parent at the time of application	Yes
16		3.919	Technical	Moved to section 3.906.2 to improve the organization of the rule document	No
16-17		3.919 D	Technical	Moved to section 3.906.2 to improve the organization of the rule document	No
17		3.919 E	Technical	Moved to section 3.905.1, H to improve the organization of the rule document	No
18-19	3.905.1 D, 1, a-c	3.919 F, 1	Technical	Language revised and moved from section 3.903	No
19	3.905.1 D, 1, d		New	Defines “protective services households”	No
19	3.905.1 D, 2	3.919 F, 2	Clarification	Removes the need for child care to be tied to the Adult Caretaker or Teen Parent’s schedule per C.R.S. 26-2-805 (7) (j)	No
	3.905.1 D, 4	3.919 F, 4	Clarification	Revised language to include teen parents	No
	3.905.1 D, 4	3.919 F, 4	Clarification	Changes “participant” to “member of the Colorado Works Assistance Unit” to align with Colorado Works language.	No
	3.905.1 D, 5	3.919 F, 5	Technical	Moved to section 3.906.2 to improve the organization of the rule document	No
	3.905.1 D, 6	3.919 F, 7	Clarification	Revised language to include paternity leave Revised language to clarify that adult caretakers or teen parents with open and active cases qualify to receive care while on maternity/paternity leave Clarifies the length of maternity/paternity leave	No
	3.905.1 D, 7		New	Allows adult caretakers or teen parents whom are on medical leave to continue to receive CCCAP benefits per federal requirements	No
	3.905.1 D, 8	3.919 F, 8	Clarification	Revises language	No
	3.905.1 F	3.919 H	Technical	Language revised and moved from section 3.903	No
	3.905.1 F, 1	3.919 H, 1	Clarification	Removes the barrier for Adult Caretakers and Teen Parents and the requirement for counties to attest that citizenship documents are originals	No
	3.905.1, F, 2	3.919 H, 2	Clarification	Clarifies when counties are to collect immunization records	No

STATE BOARD OF HUMAN SERVICES
Document # 16-3-16-1P
Colorado Child Care Assistance Program Rules
Rule Author: Tamara Schmidt

		3.919 H, 2 a & b	Technical	Moved to section 3.905.3	No
3.905.1 G, 1, a-c		3.919 I, 1	Clarification	Revises language and layout	Yes
		3.919 I, 2, a	Repeal	No longer applicable; new requirements are outlined in 3.905.1 G, 2, e	No
3.905.1 G, 2, a		3.919 I, 2 b-c	Clarification	Changes “a ledger” to “documentation” Changes “hours of care used for the employment activity” to “hours worked”	No
3.905.1 G, 2, e			New	Allows for a launch period for newly self-employed Adult Caretakers	Yes
3.905.1 G, 3, a-e			New	Explains how the Job Search Activity is to be used Removes the need for counties to track an Adult Caretaker or Teen Parent’s job search activities	No
3.905.1 G, 4		3.919 I, 4	Clarification	Clarifies that the workforce training that is being referenced is specifically “vocational/technical job skills training”	No
3.905.1 G, 4, a		3.919 I, 4, a	Clarification	Changes “vocational/technical job skills training” to “workforce/vocational/technical job skills training”	No
3.905.1 G, 4, c			New	Clarifies how the Education Activity time limit is tracked	Yes
		3.919 J & K	Technical	Moved to new section 3.905.4 to improve the organization of the rule document	No
3.905.1 H		3.919 E	Technical	Moved from 3.919 E to improve the organization of the rule document	No
3.905.1 H, 1		3.919 E, 1	Clarification	Includes Teen Parents in the income guideline requirements	No
3.905.1 H, 1, b			New	Aligns with the county set entry and exit levels required by State Statute (CRS 26-2-805 (6))	No
3.905.1 H, 2, e		3.919 E, 2, e	Clarification	Changes “must be averaged” to “may be averaged” removing the requirement for counties to average rental income over a twelve (12) month period	No
3.905.1 H, 2, g		3.919 E, 2, g	Clarification	Revises language Removes the requirement to average irregular child support income over a twelve(12) month time period	No
3.905.1 H, 2, i		3.920, A, 22	Technical	Moves language from section 3.920, A, 22	Yes
3.905.1 H, 2, i		3.920, A, 22	Clarification	Revises language to include lump sum child support payments and to offer more flexibility in how the county calculates the average	No

STATE BOARD OF HUMAN SERVICES
Document # 16-3-16-1P
Colorado Child Care Assistance Program Rules
Rule Author: Tamara Schmidt

3.905.1 H, 3	3.919 E, 3	Clarification	Revises language so the section includes the CCCAP re-determination	No
	3.919 E, 3, a	Repealed	No longer applicable; new requirements outlined in 3.905.1 H, 3, a-e	No
3.905.1 H, 3, a, 1	3.903	Clarification	Language moved from section 3.903 and moved to 3.905.1 H, 3 to improve the organization of the rule document Revises language to align income verification requirements with State Statute (26-2-805 (8))	No
3.905.1 H, 3, a, 2		New	Aligns and expands income verification requirements with State Statute (26-2-805 (8))	No
3.905.1 H, 3, a, 3		New	Aligns income verification requirements with State Statute (26-2-805 (8))	No
3.905.1 H, 3, b		New	Aligns income verification requirements with State Statute (26-2-805 (8))	No
3.905.1 H, 3, c		New	Aligns with new federal requirements to consider assets in excess of one million dollars when determining eligibility for CCCAP.	No
3.905.1 H, 3, d	3.919 E, 3, b	Clarification	Eliminates the need to collect additional written verification when collateral contact is used as a type of verification	No
3.905.1 H, 3, e, 1, a-b		New	Clarifies in rule what is already done in practice	No
3.905.1 H, 3, e, 2	3.919 E, 3, c	Clarification	Aligns language with the revised timeframes for how long an application may be accepted Language revised to address when a case will be closed at redetermination Revised language to align with the new ability to accept collateral contact as verification	No
	3.919, E, 4	Repealed	This rule is not beneficial for families receiving CCCAP.	No
3.905.1, I-K	3.920, A-C	Technical	Section moved to improve the organization of the rule	No
3.905.1 I 1-2	3.920, A	Clarification	Clarifying income inclusions Clarifies how minimum wage requirement is determined	No
3.905.1 I, 7	3.920, A	Clarification	Clarifies Veteran's Payments	No
3.905.1 I, 8	3.920, A	Clarification	Clarifies Pensions and Annuities	No
3.905.1 I, 9	3.920, A	Clarification	Clarifies Miscellaneous Income	No
	3.920, A, 20	Repeal	This income inclusion is not beneficial to families receiving CCCAP	Yes

STATE BOARD OF HUMAN SERVICES
Document # 16-3-16-1P
Colorado Child Care Assistance Program Rules
Rule Author: Tamara Schmidt

		3.920, A, 22	Technical	Language revised and moved to 3.905.1, H, 2, i	No
	3.905.1 I, 21-23	3.920, A, 23-25	Clarification	Clarifies the income types and updates the numbering	No
	3.905.1 J, 4	3.920, B	Clarification	Clarifies nutrition related public assistance, Adds cite rule in form	No
		3.920, B, 5-6	Technical	Moves language into 3.905.1, J, 4, a-d Changes the subsequent numbering	No
	3.905.1 J, 10	3.920, B, 12	Clarification	Adds Kinship Care	No
	3.905.1, J, 19	3.920, B, 21	Clarification	Adds scholarships	No
	3.905.1, J, 29		New	Adds income received for grant funded research studies	No
	3.905.1, K, 1-2	3.920, C	Clarification	Strikes and revises the current language regarding child support payments	No
	3.905.1, L, 1-3	3.919, K, 1-3	Clarification	Moves the language from 3.919 K to improve the organization of the rule Allows counties to waive the requirement for Teen Parents or Victims of domestic violence Changes the referral requirements	Yes
	3.905.1 L, 4-7	3.919, K, 4-7	Clarification	Updates the noticing timeframes	No
	3.905.2, A-C	3.904.1, 3.907	Technical	Moved sections and merged language from 3.904.1 and 3.907 for improved rule organization.	No
	3.905.2, B		New	Adds language regarding the Adult Caretaker or Teen Parent's responsibility to pay the parent fee	Yes
	3.905.2, C	3.907, B	Clarification	Adds language regarding temporary breaks in an activity	Yes
	3.905.2, G	3.907, F	Clarification	Changes the requirement of when Adult Caretakers or Teen Parents are to provide an activity schedule	No
	3.905.2, H	3.907, G	Clarification	Clarifies identification requirements	No
	3.905.2, J-M		New	Adds language regarding the responsibilities Adult Caretakers and Teen Parents have surround their CCAP Card	No
	3.905.3	3.921	Technical	Moved section to improve the organization of the rule	No

STATE BOARD OF HUMAN SERVICES
Document # 16-3-16-1P
Colorado Child Care Assistance Program Rules
Rule Author: Tamara Schmidt

3.905.3, A-E	3.921, A, D, & E	Clarification	Clarifies how often re-determinations are to occur Clarifies what verification is due at re-determination	No
	3.921, B & C	Technical	Language revised and moved to sections 3.906.2 and 3.905.2 respectively	No
3.905.4	3.921, J	Clarification	Made Transition Off Low-Income Assistance a sub-section of 3.905	Yes
3.905.4, A	3.915.3	Clarification	Revises and moves language from 3.915.3	Yes
3.905.4, B	3.921, J	Clarification	Revises and moves language from 3.921, J	No
3.905.5	3.922	Technical	Moves section to 3.905.5 to improve the organization of the rule	No
3.905.5, A, 1-7 & 9-15	3.922, A	Clarification	Revises language regarding the times cases/authorizations will be terminated	No
	3.922, A, 8	Repeal	Counties will no longer be able to close a case for this reason. This practice does not benefit families receiving CCCAP.	No
3.905.5, B	3.922, B	Clarification	Clarifies what document is being issued Clarifies the ways a closure form may be issued	No
3.906, 3.906.1-3.906.2		New	New section that is broken into subsections that outline the requirements for Colorado Works Child Care	Yes
3.906.2, A-C	3.919 D, 1-5	Clarification	Revises and incorporates language that was moved from section 3.919 to improve the organization of rule	No
3.907 – 3.907.1		New	Adds a section and sub-section that discusses the guidelines and requirements for Protective Services Child Care to come into compliance with Federal Regulations	Yes
3.908		New	Adds section that discusses the guidelines and requirements for Child Welfare Child Care Services	Yes
3.909			Adds a section that discusses the guidelines and requirements for families that are experiencing homelessness, in order to come into compliance with Federal Regulations	Yes
3.910, A-S	3.905 B	Technical	Created a section dedicated to rules regarding parent fees	No
3.910, A		New	Adds language regarding when changes in parent fees may be reassessed in order to come into compliance with Federal Regulations	No
3.910, B	3.921, D	Clarification	Language revised and moved from 3.921, D to improve organization	No
3.910, C-F	3.905, B, 1	Clarification	Revises language to add clarity and to meet the requirements of the Federal Regulation changes	No

STATE BOARD OF HUMAN SERVICES
Document # 16-3-16-1P
Colorado Child Care Assistance Program Rules
Rule Author: Tamara Schmidt

3.910, H	3.905, B, 4	Clarification	Revises language to add clarity and flexibility as to when a parent fee is to be paid	Yes
3.910, I	3.905, B, 5	Clarification	Clarifies what is to be done if a household's parent fee exceeds the cost of care	No
3.910, K	3.905, B, 7	Clarification	Changes the time frame for which a Child Care Provider is to report unpaid parent fees	Yes
3.910, P		New	Adds language explaining when counties will be notified of the Federal Poverty Guidelines (FPG) Clarifies when counties are to take action on parent fees when FPGs are adjusted	No
	3.905, B, 12	Repeal	Removes the information regarding FPGs; counties will now receive this information annually through a memo rather than through rule	No
3.910, R		New	Adds language that clarifies how counties are to assess parent fees when they fluctuate during the twelve (12) month eligibility period	No
3.910, S	3.904, B	Clarification	Moves and revises language regarding waiving parent fees for Teen Parents	No
3.911	3.913	Technical	The section was moved to improve rule organization	No
3.911, A	3.913, A	Clarification	Revises language to allow flexibility regarding access into CHATS	No
3.911, B	3.913, B	Clarification	Offers additional guidance on how counties are to vet changes to State forms	No
3.911, D	3.913, H	Clarification	Reorders and clarifies language	No
3.911, E	3.913, F	Technical	Reorders language	No
3.911, F	3.913, S	Clarification	Reorders and clarifies language	No
3.911, G	3.913, PP	Clarification	Reorders and clarifies language	No
3.911, H	3.913, V	Clarification	Reorders and adds a time frame for which counties are to document in CHATS regarding action taken on cases	No
3.911, I	3.913, R	Clarification	Reorders and clarifies language	No
3.911, J	3.913, T	Technical	Reorders language	No
3.911, K, 1-3	3.913, V, 1-2	Clarification	Reorders and clarifies language Adds an additional requirement for when counties are to retain cases	No
3.911, L, 1-3	3.913, AA	Clarification	Reorders language Clarifies language surrounding the referral process and the time frames that apply	No

STATE BOARD OF HUMAN SERVICES
Document # 16-3-16-1P
Colorado Child Care Assistance Program Rules
Rule Author: Tamara Schmidt

3.911, M	3.913, BBB	Technical	Reorders language	No
3.911, N		New	Adds language to come into compliance with Federal Regulation regarding "consumer education"	No
	3.913, RR	Repeal	Not needed; the State Department reviews cases for accuracy	No
3.911, P	3.913, BB	Clarification	Reorders and clarifies language	No
3.911, Q		New	Adds in order to come into compliance with Federal Regulations	No
3.911, R	3.913, AAA	Technical	Reorders language	No
3.911, S, 1-3	3.913, D	Clarification	Clarifies language regarding how long an application is valid for and the timeframes that are in place when an application is received	Yes
3.911, T	3.913, TT	Clarification	Changes the deadlines for a county to forward information	No
3.911, U	3.913, K	Clarification	Clarifies when and how a county should act on information received by other programs	No
3.911, V	3.913, U	Clarification	Clarifies when immunization records should be requested.	No
3.911, W		New	Adds direction on utilizing collateral contact	No
3.911, X	3.913, II	Technical	Reorder of rule	No
3.911, Y	3.913, LL	Clarification	Clarifies the language	No
3.911, Z	3.913, UU	Clarification	Removes the need to obtain birth certificates for teen parents	No
3.911, AA	3.913, ZZ	Technical	Reorder of rule	No
3.911, BB	3.913, EE	Clarification	Clarifies what types of verification is acceptable	Yes
3.911, CC, 1-2	3.913, N, 1-2	Clarification	Clarifies when an Adult Caretaker or Teen Parent is to receive the Client Responsibilities Agreement form Adds language regarding a break in care	No
3.911, DD	3.913, E	Clarification	Revises the language in order to come into compliance with Federal Regulations for twelve (12) month eligibility	No
3.911, EE, 1-4	3.913, G	Clarification	Clarifies the process of transferring a case	No

STATE BOARD OF HUMAN SERVICES
Document # 16-3-16-1P
Colorado Child Care Assistance Program Rules
Rule Author: Tamara Schmidt

	3.911, FF	3.913, H	Clarification	Adds a time frame for counties to follow	No
	3.911, GG	3.913, HH	Clarification	Clarifies the language	No
	3.911, HH	3.913, CCC	Technical	Reorder of rule	No
	3.911, II		New	Clarifies when a county shall take action on unpaid parent fees	No
	3.911, JJ	3.913, QQ, 1	Technical	Reorder of rule	No
	3.911, KK-LL		New	Adds language that encourages counties to meet the spirit of Federal Regulation's stance on blended funding	Yes
	3.911, MM	3.913, DDD	Technical	Reorder of rule	No
	3.911, NN		New	Adds clarifying language as to when an authorization should begin	No
	3.911, OO	3.913, QQ, 2	Technical	Reorder of rule	No
	3.911, PP	3.913, W & X	Clarification	Revises and merges the language regarding the noticing of clients and providers	No
	3.911, QQ		New	Adds language regarding time frames of determining eligibility after a client's case has closed	No
	3.911, RR & SS		New	Adds language regarding counties responsibilities surrounding CCAP Cards	No
	3.911, TT & UU		New	Adds language regarding reporting and recovery requirements surrounding fiscal agreements and Point of Service (POS) devices	No
	3.911, VV	3.912.3, A-E	Technical	Rule reorder	No
	3.911, WW	3.913, Q	Technical	Rule reorder	No
	3.911, XX & YY	3.913, CC & DD	Clarification	Adds clarifying language surrounding the screening of Qualified Exempt Child Care providers	No
		3.913, ZZ	Repeal	The information obtained from this system does not offer information that is relevant to determining eligibility for CCCAP	No
	3.911, ZZ & AAA	3.913, EEE & FFF	Technical	Rule reorder	No

STATE BOARD OF HUMAN SERVICES
Document # 16-3-16-1P
Colorado Child Care Assistance Program Rules
Rule Author: Tamara Schmidt

3.911, BBB	3.913, MM	Clarification	Language updated to match the new definition of a "base reimbursement rate"	No
3.911, CCC	3.913, OO	Clarification	Clarifies what "updating" means	No
3.911, EEE	3.913, WW	Clarification	Corrects the Excluded Parties List System website	No
3.911, FFF	3.913, Y	Clarification	Broadens the term for the CCCAP payment system	No
3.911, GGG	3.913, Z	Technical	Rule reorder	No
3.911, HHH	3.913, J	Clarification	Changes the requirements for POS audits	No
3.911, JJJ	3.913, L	Technical	Rule reorder	No
3.911, KKK	3.913, RR, 2	Technical	Rule reorder	No
3.911, LLL	3.913, M	Clarification	Removed section reference to improve usability of the rule document	No
3.911, MMM		New	Adds a county reporting requirement	No
3.911.1		New	Adds section for Colorado Works Child Care County Responsibilities	No
3.911.1	3.913 JJ & KK	Clarification	Clarifies the county responsibilities for Colorado Works Child Care cases	No
3.912, A-G	3.913	Clarification	Moves section from 3.913 to 3.912 Clarifies pre-eligibility determinations	No
3.913.1, A, 1-3	3.908	Clarification	Reorders the section to improve the organization of the rule Clarifies language	No
3.913.1, A, 4	3.906, A, 2	Clarification	Clarifies existing language Adds the new background check requirements based on Federal requirements	Yes
3.913.1, A, 3, c & d	3.906, A, b	Clarification	Clarifies when a county may begin payment for qualified exempt child care providers	No
3.913.1, A, 5		New	Adds new requirements for qualified exempt providers	No
3.913.1, A,	3.906, A, 3	Clarification	Clarifies the matter in which fiscal agreement renewals may be sent	No

STATE BOARD OF HUMAN SERVICES
Document # 16-3-16-1P
Colorado Child Care Assistance Program Rules
Rule Author: Tamara Schmidt

6						
3.913.1, B	3.908, B	Clarification	Clarifies the language for Licensed Child Care Providers		No	
3.913.2, A-X	3.911 A-0	Clarification	Moved section from 3.911 to improve the organization of the rule Adds language from the state fiscal agreement for consistency Clarifies language		Yes	
3.913.3, A-B	3.912, 3.912.1- 3.912.2	Clarification	Sections combined and Reorders to improve organization Adds clarifying language		No	
3.914	3.906	Technical	Reorders the section to improve the organization of the rule		No	
3.914.1, A-G	3.910 A-E	Technical	Reorders the section to improve the organization of the rule		Yes	
3.914.2, A-F		New	Adds Slot Contracts section and language		Yes	
3.914.3 A-J	3.905, C, 5-11	Clarification	Reorders the section to improve the organization of the rule Clarifies language		Yes	
3.914.4, A-C		New	Adds Point of Service (POS) System section		No	
3.914.5, A-B	3.912.4	Clarification	Reorders the section to improve the organization of the rule Clarifies language		Yes	
3.915		New	Adds Program Integrity		No	
3.915.1, A-D	3.917	Clarification	Clarifies what an IPV is Clarifies noticing requirements Removes Child Care Providers from the IPV penalties		Yes	
3.915.2	3.917.1	Technical	Reorders the section to improve the organization of the rule			
3.915.3	3.917.2	Technical	Reorders the section to improve the organization of the rule Clarifies language		Yes	
3.915.3, B	3.917.2	Clarification	Clarifies where the hearing form must be sent		No	
3.915.3, A-D	3.917.3	Clarification	Reorders the section to improve the organization of the rule Clarifies language		No	
3.915.5, A-G	3.917.4	Clarification	Reorders the section to improve the organization of the rule Clarifies language		No	

STATE BOARD OF HUMAN SERVICES
Document # 16-3-16-1P
Colorado Child Care Assistance Program Rules
Rule Author: Tamara Schmidt

				Adds a monetary penalty to the IPV disqualification period		
3.915.6, A-C	3.917.5	Technical		Reorders the section to improve the organization of the rule Clarifies language		No
3.915.7, A-C	3.918	Clarification		Reorders the section to improve the organization of the rule Changes "Fraud" to "Fraudulent Criminal Acts"		Yes
3.915.8, A-B	3.918.1, A-E	Clarification		Reorders the section to improve the organization of the rule Repeals duplicative language and language that is considered to be a part of the legal process and does not belong in CCCAP rule		No
3.915.9 A-C	3.918.2	Clarification		Reorders the section to improve the organization of the rule Adds language to provide more options for counties when fraud is established		No
3.915.91	3.918.3	Clarification		Reorders the section to improve the organization of the rule Clarifies language		Yes
3.915.92	3.918.31	Clarification		Reorders the section to improve the organization of the rule Removes and changes language to be consistent with the monetary penalty for Adult Caretakers and Teen Parents		Yes
3.915.93	3.918.32	Clarification		Reorders the section to improve the organization of the rule Removes and changes language to be consistent with the monetary penalty for Adult Caretakers and Teen Parents		No
3.915.94	3.918.33	Technical		Reorders the section to improve the organization of the rule		No
3.915.95	3.916	Technical		Reorders the section to improve the organization of the rule		No
	3.916.1	Repeal		Repealed the 3.916.1 subsection and inserted the language into 3.915.95		No
3.915.951 A-B	3.916.2, A-B	Clarification		Clarifies the criteria of an overpayment Clarifies when an overpayment should be acted on		No
3.915.952, A-B	3.916.3 A-B	Clarification		Reorders the section to improve the organization of the rule Clarifies language surrounding timelines and legal remedies		No

STAKEHOLDER COMMENT SUMMARY

DEVELOPMENT

The following individuals and/or entities were included in the development of these proposed rules (such as other Program Areas, Legislative Liaison, and Sub-PAC):

The CCCAP Rule Re-write committee directed all aspects of the revised rule package, including advising the Department on language and provisions.

The HB14-1317 Joint Task Force advised on all language regarding the implementation of all HB14-1317 related provisions in rule.

Tiered reimbursement was also informed by a national Cost Modeling methodology (Mitchell & Brodsky) which is endorsed by the federal Office of Child Care.

These changes were presented and reviewed by Sub-PAC

THIS RULE-MAKING PACKAGE

The following individuals and/or entities were contacted and informed that this rule-making was proposed for consideration by the State Board of Human Services:

A public comment period was held from March 2, 2016 through April 4, 2016. The notice of proposed rule was sent to Counties, other State agencies, as well as Child Care Providers.

Are other State Agencies (such as Colorado Department of Health Care Policy and Financing) impacted by these rules? If so, have they been contacted and provided input on the proposed rules?

Yes No

Have these rules been reviewed by the appropriate Sub-PAC Committee?

Yes No

Date presented February 4, 2016. Were there any issues raised? X Yes No

If not, why.

Comments were received from stakeholders on the proposed rules:

Yes No

If "yes" to any of the above questions, summarize and/or attach the feedback received, including requests made by the State Board of Human Services, by specifying the section and including the Department/Office/Division response. Provide proof of agreement or ongoing issues with a letter or public testimony by the stakeholder.