

DECLARATION OF EMERGENCY

Board of Elementary and Secondary Education

Bulletin 139—Louisiana Child Care and Development Fund Programs (LAC 28:CLXV.319 and 515)

In accordance with the provisions of R.S. 17:6(A)(10) and the Administrative Procedure Act (APA), R.S. 49:953(B)(1) et seq., the Board of Elementary and Secondary Education has amended LAC 28:CLXV in *Bulletin 139—Louisiana Child Care and Development Fund Programs*. The revisions add an exception to the existing prohibition for caregivers to receive Child Care Assistance Program (CCAP) payments for children in their custody for a caregiver who serves as an eligible CCAP provider, in order for such provider to receive CCAP payments for the foster child who is cared for through the program. Further, the revisions establish separate rates for the care of infants and toddlers, recognizing increased costs for infant care, while also increasing all rates to at least the twenty-fifth percentile of the market rate. Finally, the proposed revisions provide for a special needs rate above the

Chapter 5. CCAP Household Eligibility

§515. Payments Made on Behalf of Households

A. The state maximum daily rates for CCAP care are as follows.

Child Care Provider Type	Regular Care	Regular Care for Toddlers	Regular Care for Infants	Special Needs Care Incentive	Special Needs Care Incentive for Toddlers	Special Needs Care Incentive for Infants
Type III Early Learning Center	\$22.00	\$23.75	\$25.00	\$27.72	\$29.93	\$31.50
School Child Care Center	\$16.50	\$16.50	\$16.50	\$20.79	\$20.79	\$20.79
Family Child Care Provider	\$17.00	\$18.00	\$18.00	\$21.42	\$22.68	\$22.68
In-Home Provider	\$17.50	\$17.50	\$17.50	\$22.05	\$22.05	\$22.05
Military Child Care Centers	\$22.00	\$23.75	\$25.00	\$27.72	\$29.93	\$31.50

B. - G. ...

AUTHORITY NOTE: Promulgated in accordance with 45 CFR Parts 98 and 99, and R.S. 17:6 and 17:407.28.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 41:2116 (October 2015), amended LR 42:44 (January 2016), LR 42:1870 (November 2016), LR 44:801 (April 2018), LR 45:

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base rate. This Declaration of Emergency, adopted August 14, 2019 and effective on September 30, 2019 is will remain in effect for a period of 120 days from adoption, or until adopted as a final Rule.

Title 28

EDUCATION

Part CLXV. Bulletin 139—Louisiana Child Care and Development Fund Programs

Chapter 3. CCAP Provider Certification

§319. Caregiver’s Ineligibility for CCAP Payments

A. A caregiver, even if certified to receive CCAP, may not receive CCAP payments for the caregiver’s own children or other children in the caregiver’s custody.

1. Exception. A caregiver may receive CCAP payments for foster children in the caregiver’s custody.

AUTHORITY NOTE: Promulgated in accordance with 45 CFR Part 98 and R.S. 17:6 and 17:407.26.

HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 41:2114 (October 2015), amended LR 45: