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NEW YORK STATE
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Commissioner

Informational Letter

Transmittal:	09-OCFS-INF-05
To:	Commissioners of Local Social Services
Issuing Division/Office:	Division of Child Care Services
Date:	September 21, 2009
Subject:	Child Care Market Rates Advance Notification
Suggested Distribution:	Directors of Social Services and Temporary Assistance Accounting Supervisors Child Care and Temporary Assistance Staff
Contact Person(s):	Eileen M. Mahoney (518) 473-0711 E-mail Address: Eileen.Mahoney@ocfs.state.ny.us
Attachments:	Yes – Child Care Market Rates
Attachment Available Online:	Yes (only as an attachment to this Informational Letter - http://ocfs.state.nyenet/policies/external/#INF)

Purpose

The purpose of this release is to advise social services districts of the emergency filing of the revised regulations related to the market rates and the maximum reimbursement for expenditures for all child care services funded under the New York State Child Care Block Grant (NYSCCBG) and Social Services Block Grant (Title XX). These changes will be reflected in Title 18 of the New York Codes, Rules and Regulations (NYCRR) Section 415.9. The new market rate regulations were filed on September 15, 2009 as an emergency rule and will be effective as of October 1, 2009. The regulations will also be filed as a notice of proposed rule making in the future. Social services districts, as well as the public, will have the opportunity to comment on the proposed rule making once the proposed rule making is filed before final adoption.

The new market rates are found in an attachment to this policy. A Local Commissioners Memorandum (LCM) will be issued following the publication of the regulations.

This regulatory filing also includes those changes presented in 09-OCFS-LCM-07, dated May 18, 2009. These changes are: training programs for dislocated workers, the

exclusion of one-time payments disbursed under the American Recovery and Reinvestment Act of 2009 to recipients of Social Security, Supplemental Security Income (SSI), Railroad Retirement Benefits, and Veterans Disability Compensation or Pension Benefits as income for determining eligibility for any program in receipt of federal funds, including the NYSCCBG, and the enhanced market rate for legally-exempt family and in-home child care providers.

/s/ Janice M. Molnar

Issued by:
Janice M. Molnar
Deputy Commissioner
Division of Child Care Services

CHILD CARE MARKET RATES

Market rates are established in five groupings of social services districts as follows:

- Group 1: Nassau, Putnam, Rockland, Suffolk, Westchester
- Group 2: Columbia, Erie, Monroe, Onondaga, Ontario, Rensselaer, Saratoga, Schenectady, Tompkins, Warren
- Group 3: Allegany, Broome, Cattaraugus, Cayuga, Chautauqua, Chemung, Chenango, Clinton, Cortland, Delaware, Essex, Franklin, Fulton, Genesee, Greene, Hamilton, Herkimer, Jefferson, Lewis, Livingston, Madison, Montgomery, Niagara, Oneida, Orleans, Oswego, Otsego, Schoharie, Schuyler, Seneca, St. Lawrence, Steuben, Sullivan, Tioga, Washington, Wayne, Wyoming, Yates
- Group 4: Albany, Dutchess, Orange, Ulster
- Group 5: Bronx, Kings, New York, Queens, Richmond

MARKET RATES

Unlike the 2007 Market Rates, the rates established for each group apply to all districts in the designated group.

GROUP 1 COUNTIES:**Nassau, Putnam, Rockland, Suffolk, and Westchester**

DAY CARE CENTER

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$330	\$304	\$265	\$265
DAILY	\$59	\$52	\$42	\$40
PART-DAY	\$39	\$35	\$28	\$27
HOURLY	\$9.32	\$9.00	\$8.56	\$9.16

REGISTERED FAMILY DAY CARE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$270	\$263	\$250	\$250
DAILY	\$48	\$41	\$40	\$37
PART-DAY	\$32	\$27	\$27	\$25
HOURLY	\$10.00	\$10.00	\$9.00	\$9.00

GROUP FAMILY DAY CARE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$275	\$275	\$265	\$257
DAILY	\$50	\$50	\$50	\$50
PART-DAY	\$33	\$33	\$33	\$33
HOURLY	\$9.88	\$9.13	\$9.13	\$8.00

(Group 1 Counties)
SCHOOL AGE CHILD CARE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$0	\$0	\$0	\$265
DAILY	\$0	\$0	\$0	\$40
PART-DAY	\$0	\$0	\$0	\$27
HOURLY	\$0	\$0	\$0	\$9.16

LEGALLY-EXEMPT FAMILY CHILD CARE AND IN-HOME CHILD CARE
STANDARD RATE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$176	\$171	\$163	\$163
DAILY	\$31	\$27	\$26	\$24
PART-DAY	\$21	\$18	\$17	\$16
HOURLY	\$6.50	\$6.50	\$5.85	\$5.85

LEGALLY-EXEMPT FAMILY CHILD CARE AND IN-HOME CHILD CARE
ENHANCED RATE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$189	\$184	\$175	\$175
DAILY	\$34	\$29	\$28	\$26
PART-DAY	\$23	\$19	\$19	\$17
HOURLY	\$7.00	\$7.00	\$6.30	\$6.30

GROUP 2 COUNTIES: Columbia, Erie, Monroe, Onondaga, Ontario, Rensselaer, Saratoga, Schenectady, Tompkins and Warren

DAY CARE CENTER

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$226	\$215	\$196	\$190
DAILY	\$48	\$45	\$40	\$35
PART-DAY	\$32	\$30	\$27	\$23
HOURLY	\$8.00	\$8.36	\$8.00	\$8.00

REGISTERED FAMILY DAY CARE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$170	\$161	\$152	\$150
DAILY	\$35	\$32	\$30	\$30
PART-DAY	\$23	\$21	\$20	\$20
HOURLY	\$5.00	\$5.37	\$5.00	\$5.75

GROUP FAMILY DAY CARE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$180	\$175	\$175	\$160
DAILY	\$36	\$35	\$35	\$34
PART-DAY	\$24	\$23	\$23	\$23
HOURLY	\$5.79	\$5.83	\$5.93	\$7.00

(Group 2 Counties)
SCHOOL AGE CHILD CARE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$0	\$0	\$0	\$190
DAILY	\$0	\$0	\$0	\$35
PART-DAY	\$0	\$0	\$0	\$23
HOURLY	\$0	\$0	\$0	\$8.00

LEGALLY-EXEMPT FAMILY CHILD CARE AND IN-HOME CHILD CARE
STANDARD RATE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$111	\$105	\$99	\$98
DAILY	\$23	\$21	\$20	\$20
PART-DAY	\$15	\$14	\$13	\$13
HOURLY	\$3.25	\$3.49	\$3.25	\$3.74

LEGALLY-EXEMPT FAMILY CHILD CARE AND IN-HOME CHILD CARE
ENHANCED RATE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$119	\$113	\$106	\$105
DAILY	\$25	\$22	\$21	\$21
PART-DAY	\$17	\$15	\$14	\$14
HOURLY	\$3.50	\$3.76	\$3.50	\$4.03

GROUP 3 COUNTIES:

Allegany, Broome, Cattaraugus, Cayuga, Chautauqua, Chemung, Chenango, Clinton, Cortland, Delaware, Essex, Franklin, Fulton, Genesee, Greene, Hamilton, Herkimer, Jefferson, Lewis, Livingston, Madison, Montgomery, Niagara, Oneida, Orleans, Oswego, Otsego, Schoharie, Schuyler, Seneca, St. Lawrence, Steuben, Sullivan, Tioga, Washington, Wayne, Wyoming, and Yates

DAY CARE CENTER

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$180	\$171	\$160	\$150
DAILY	\$40	\$37	\$34	\$31
PART-DAY	\$27	\$25	\$23	\$21
HOURLY	\$6.50	\$6.50	\$6.50	\$6.25

REGISTERED FAMILY DAY CARE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$140	\$139	\$135	\$130
DAILY	\$30	\$30	\$30	\$30
PART-DAY	\$20	\$20	\$20	\$20
HOURLY	\$4.00	\$3.88	\$3.50	\$4.00

GROUP FAMILY DAY CARE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$150	\$145	\$140	\$140
DAILY	\$33	\$31	\$30	\$30
PART-DAY	\$22	\$21	\$20	\$20
HOURLY	\$4.00	\$4.00	\$4.00	\$5.00

(Group 3 Counties)
SCHOOL AGE CHILD CARE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$0	\$0	\$0	\$150
DAILY	\$0	\$0	\$0	\$31
PART-DAY	\$0	\$0	\$0	\$21
HOURLY	\$0	\$0	\$0	\$6.25

LEGALLY-EXEMPT FAMILY CHILD CARE AND IN-HOME CHILD CARE
STANDARD RATE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$91	\$90	\$88	\$85
DAILY	\$20	\$20	\$20	\$20
PART-DAY	\$13	\$13	\$13	\$13
HOURLY	\$2.60	\$2.52	\$2.28	\$2.60

LEGALLY-EXEMPT FAMILY CHILD CARE AND IN-HOME CHILD CARE
ENHANCED RATE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$98	\$97	\$95	\$91
DAILY	\$21	\$21	\$21	\$21
PART-DAY	\$14	\$14	\$14	\$14
HOURLY	\$2.80	\$2.72	\$2.45	\$2.80

**GROUP 4 COUNTIES:
Albany, Dutchess, Orange, and Ulster**

DAY CARE CENTER

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$241	\$223	\$205	\$200
DAILY	\$50	\$48	\$43	\$37
PART-DAY	\$33	\$32	\$29	\$25
HOURLY	\$8.24	\$7.90	\$7.62	\$7.00

REGISTERED FAMILY DAY CARE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$200	\$191	\$185	\$185
DAILY	\$44	\$40	\$38	\$38
PART-DAY	\$29	\$27	\$25	\$25
HOURLY	\$7.00	\$6.13	\$6.00	\$7.00

GROUP FAMILY DAY CARE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$220	\$200	\$195	\$195
DAILY	\$45	\$45	\$40	\$40
PART-DAY	\$30	\$30	\$27	\$27
HOURLY	\$8.00	\$7.22	\$8.00	\$7.25

(Group 4 Counties)
SCHOOL AGE CHILD CARE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$0	\$0	\$0	\$200
DAILY	\$0	\$0	\$0	\$37
PART-DAY	\$0	\$0	\$0	\$25
HOURLY	\$0	\$0	\$0	\$7.00

LEGALLY-EXEMPT FAMILY CHILD CARE AND IN-HOME CHILD CARE
STANDARD RATE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$130	\$124	\$120	\$120
DAILY	\$29	\$26	\$25	\$25
PART-DAY	\$19	\$17	\$17	\$17
HOURLY	\$4.55	\$3.98	\$3.90	\$4.55

LEGALLY-EXEMPT FAMILY CHILD CARE AND IN-HOME CHILD CARE
ENHANCED RATE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$140	\$134	\$130	\$130
DAILY	\$31	\$28	\$27	\$27
PART-DAY	\$21	\$19	\$18	\$18
HOURLY	\$4.90	\$4.29	\$4.20	\$4.90

**GROUP 5 COUNTIES:
Bronx, Kings, New York, Queens, and Richmond**

DAY CARE CENTER

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$338	\$255	\$217	\$195
DAILY	\$53	\$47	\$40	\$35
PART-DAY	\$35	\$31	\$27	\$23
HOURLY	\$16.09	\$17.00	\$15.70	\$10.00

REGISTERED FAMILY DAY CARE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$160	\$150	\$150	\$150
DAILY	\$30	\$30	\$32	\$30
PART-DAY	\$20	\$20	\$21	\$20
HOURLY	\$16.00	\$11.11	\$13.20	\$13.06

GROUP FAMILY DAY CARE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$194	\$181	\$175	\$160
DAILY	\$35	\$33	\$31	\$32
PART-DAY	\$23	\$22	\$21	\$21
HOURLY	\$18.14	\$15.65	\$12.83	\$18.00

(Group 5 Counties)
SCHOOL AGE CHILD CARE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$0	\$0	\$0	\$195
DAILY	\$0	\$0	\$0	\$35
PART-DAY	\$0	\$0	\$0	\$23
HOURLY	\$0	\$0	\$0	\$10.00

LEGALLY-EXEMPT FAMILY CHILD CARE AND IN-HOME CHILD CARE
STANDARD RATE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$104	\$98	\$98	\$98
DAILY	\$20	\$20	\$21	\$20
PART-DAY	\$13	\$13	\$14	\$13
HOURLY	\$10.40	\$7.22	\$8.58	\$8.49

LEGALLY-EXEMPT FAMILY CHILD CARE AND IN-HOME CHILD CARE
ENHANCED RATE

	AGE OF CHILD			
	<u>Under 1 ½</u>	<u>1 ½ - 2</u>	<u>3 - 5</u>	<u>6-12</u>
WEEKLY	\$112	\$105	\$105	\$105
DAILY	\$21	\$21	\$22	\$21
PART-DAY	\$14	\$14	\$15	\$14
HOURLY	\$11.20	\$7.78	\$9.24	\$9.14

SPECIAL NEEDS CHILD CARE

The rate of payment for child care services provided to a child determined to have special needs is the actual cost of care up to the statewide limit of the highest weekly, daily, part-day or hourly market rate for child care services in the State, as applicable, based on the amount of time the child care services are provided per week regardless of the type of child care provider used or the age of the child.

The highest full time market rate in the State is:

WEEKLY	\$ 338
DAILY	\$ 59
PART-DAY	\$ 39
HOURLY	\$ 18.14