



**Office of Children
and Family Services**

Early Childhood Advisory Council Membership Meeting June 23, 2016

**Janice Molnar, OCFS, Deputy Commissioner
Division of Child Care Services**

Child Care Updates

- School-Age Child Care Roundtable
- Market Rates Changes
- Child Care Safety Bill
- Regulatory Inspections
- Child Care for Children who are Homeless
- Child Care Website Enhancements
- Child Care & Development Block Grant Act



School-Age Child Care Roundtable



Issues in Need of Resolution

- Are OCFS regulations set at a higher standard than school standards?
- How can children be safe during school and not after school?
- SACC directors need leverage to make school district take action
- OCFS website sets violations against the program not the school

School-Age Child Care Roundtable (cont'd)

Bill number S.5627 -vetoed in 2015



Governor Cuomo gave the following a directive with his veto:

“OCFS is to invite the sponsors of this legislation, SED, school-age child care providers, and other stakeholders to a roundtable to discuss this issue, and then to issue recommendations on how to best achieve this balance.”



School-Age Child Care Roundtable (cont'd)

General Overview of School-Age Child Care (SACC)

- All SACC Programs: 2,755 programs with a registered capacity of 299,712 children
- SACC Programs in schools: 1,841 programs with a registered capacity of 226,917 children

67% of Registered SACC programs are located in schools

Inspections: 4,454 Inspections were conducted in SACC programs between 9/1/15-5/31/16

Analysis of Inspection Results at Programs Located in Schools:

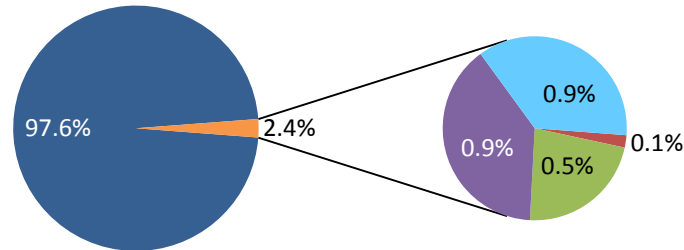
- Citations from section 414.3 (Building and Equipment) represent less than 2% of the total.
- Citations from section 414.4 (Fire Protection) represent less than 3% of the total.
- Citations from section 414.5 (Safety) represent less than 6% of the total.
- The citations related to the following regulations each represented less than 1% of the total:
 - Windows that present a fall hazard have barriers or locking devices: cited 31 times.
 - Peeling paint or damaged plaster must be repaired: cited 54 times.
 - General fire safety: cited only three times
 - General safety: cited 50 times.



School-Age Child Care Roundtable (cont'd)

Citations in SACC Programs Located in Schools 9/1/15-3/31/16

- Total Citations (5,588)
- General Fire Safety
- Fall Protection on Windows
- Peeling Paint/ Plaster
- General Safety



School-Age Child Care Roundtable (cont'd)

Moving Forward to Resolution and Recommendations

- First roundtable discussion (May 25, 2016)
- Reconvene meetings with Advocates and State Education Department
- Discuss Resolutions
- Present ideas such as :
 - Web disclaimer to educate parents about site violations
 - Dear Provider letter to include:
 - ✓ Protocol for contesting violations
 - ✓ OCFS obligation as regulators to cite violations
 - ✓ Importance of communication
 - ✓ Who to contact when problems persist
 - ✓ Share a revised SACC Director's building safety checklist (being proactive)
 - ✓ Invitation to SACC directors to Regional Town Hall discussions
 - Updating of training for licensors and fire safety Reps with an eye toward consistency
 - Working collaboratively with SED to offer an addendum to SED inspection checklist



Market Rates 2016 Changes – eff. 6/1/16

- County Clusters – Reassessed. Saratoga moved from Cluster 2 → Cluster 4.
- Age Group Definitions – “Infant” changed to under 2 years and “Toddler” changed to 2 years: FDC, GFDC, & Informal.
- FDC and GDC Rates – Combined because the modalities have nearly the same health and safety regulations.
- LE Group Rates – Changed from 100% of DCC/SACC rates to 75% of DCC/SACC rates because they are not subject to same H&S regulations as DCCs/SACCs.

Child Care Safety Bill (S.8134/A.10729)

Had the goals to:

- Improve transparency and parent's access to compliance and violation histories
- Strengthen state enforcement powers through:
- Align state and NYC standards
- Increase the maximum penalties for state-regulated child care providers for violations and for improper licensure or registration



Regulatory Inspections

- Providing care during non-traditional hours
- 222 visits were made
- 64 programs found to actively be providing care



Child Care Web Site Enhancements

Goal: Promote more transparency and access for parents:

- Parents will be alerted to programs with violations whose licenses have been suspended or are in the revocation process via a new map search featuring those programs in red;
- A streamlined search page provides definitions of child care options and clear directions on how to search for child care;
- Parents will find it easier to locate child care programs regulated by NYS or NYC with the addition of a highly-visible link to search for NYC-regulated child care programs on both the OCFS search and results pages;
- A comprehensive, more-detailed inspection history enables parents to see previous regulatory violations and the current status of those violations;
- Highlighted contact information for each program shows parents who to call with questions on programs or compliance histories, and where to make a complaint;
- Clear, concise information explaining enforcement actions, their meanings and definitions

OCFS Website

[Info for Parents](#)
[Info for Providers](#)
[Become a Child Care Provider](#)
[Training Home Page](#)
[Local Departments of Social Services](#)
[Regulations/Policies/Law](#)
[Forms](#)
[Publications](#)
[Plans & Reports](#)
[Child Care Subsidy Program](#)
[QUALITYstarsNY](#)
[Advantage Afterschool](#)
[Public Presentations](#)
[Resources for Families](#)

Program Type: School-Age Child Care

School District: Bronx 9

First Licensed/Registration Date: November 18, 2010

Current Registration Period: November 18, 2012 - November 17, 2016

Total Capacity: 40 school-aged children

Care available during non-traditional hours: No

Status: Open

Site Address: [Map](#)
1332 Fulton Avenue, Apt. Room 7s, 4th Floor,
Bronx, NY 10456

Phone: (718) 378-1331

Fax: (718) 378-9271

Removed from referral list: No

△ Compliance History

Date of Last Inspection: January 5, 2015

Currently uncorrected violations: No

Violations in the past 24 months and any uncorrected violations open longer than 24 months:

Date	Regulation	Brief Description	Compliance Status as of last inspection
December 4, 2014	414.3(g)	Peeling or damaged paint or plaster must be repaired promptly. Concrete floors used by the children must be covered with appropriate material.	Corrected
December 4, 2014	414.4(b)	Evacuation drills must be conducted at least monthly during the hours of operation, and a record of these drills must be kept on file.	Corrected
December 4, 2014	414.15(a)(1)	The SACC must obtain a registration and must operate in compliance with all regulations & laws	Corrected

*Violations are posted on this web site after the inspection results have been finalized in a report mailed to the provider. Violations are listed here as 'Corrected' after the Office has verified corrections with the provider, and a letter confirming the corrections has been mailed to the provider.

△ Enforcement History

The New York State Office of Children and Family Services uses a range of tools to help bring into compliance with statutory and regulatory requirements.



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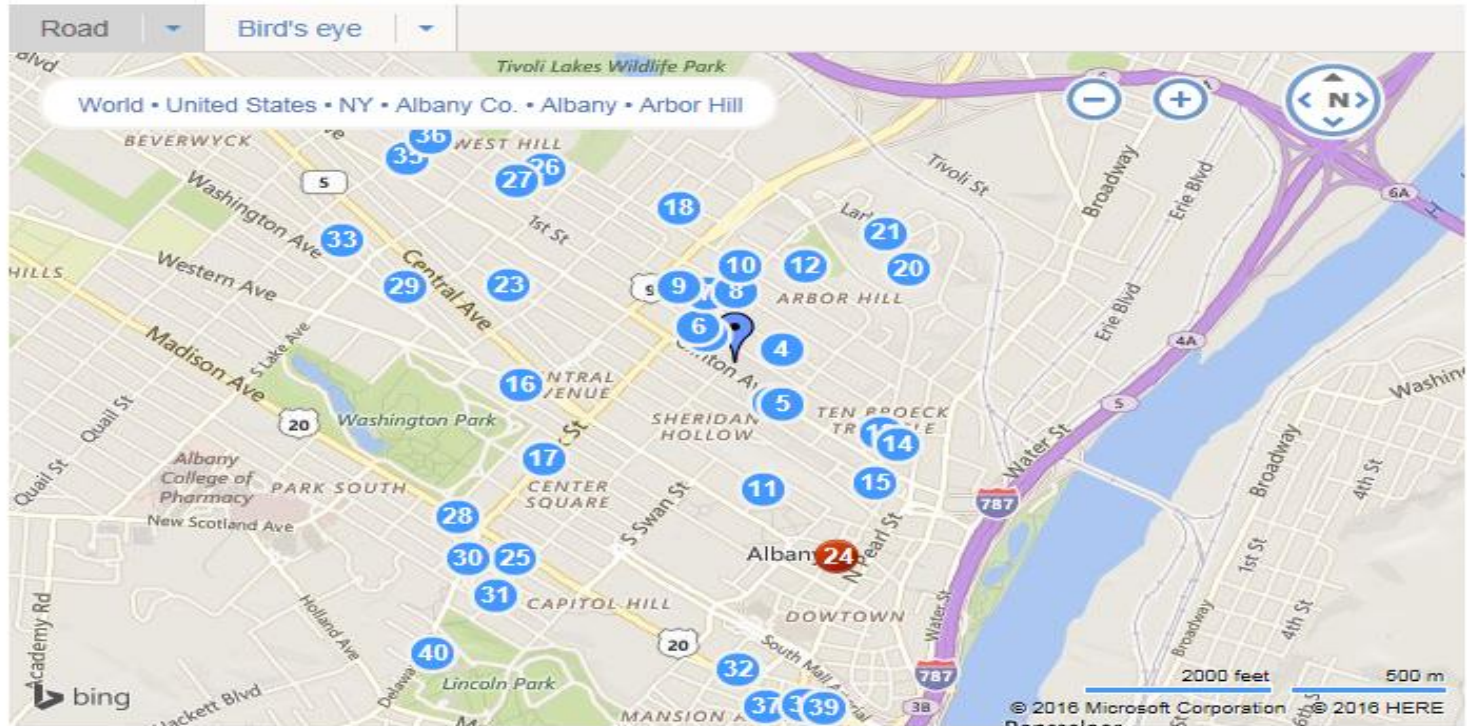
Please note that the search returns a maximum of 50 providers closest to your specific location


Find day care within One mile from



Albany, NY 12210

Go



 Programs appearing with a red icon are currently subject to enforcement action by this Office

Child Care for Children Who are Homeless

Effective September 30, 2016, changes to the NYS child care subsidy regulations will prioritize children who are homeless by including their families in the category of families that districts must serve as long as they have funds.

- Families must meet 200% of the State income standard and be:
 - ❖ engaged in work
 - ❖ seeking housing,
 - ❖ seeking employment, or
 - ❖ attending educational or vocational activities
- Homeless families will be exempt from paying a family share
- Licensed and registered providers will receive an enhanced rate of 5%, with local district option to go up to 15%
- Consistent with NYS Public Health Law, there will be a 14-day grace period for families to get immunization and medical documentation (OCFS to issue a policy statement).



Child Care & Development Block Grant

- OCFS submitted its Child Care and Development Plan on March 11, along with a request for 9 waivers and 2 extensions
- States were informed via an Office of Child Care webinar that:
 - States must be in compliance with the 10 new federal Health & Safety topics requirement and the pre-service and ongoing training requirement by September 30, 2016
 - States that will not be in compliance will need to submit a Corrective Action Plan and will have until September 30, 2017 to implement
 - States requesting any other waiver or extension would be granted a one-year extension with the option for an extension for a second year, provided the state can show that progress is being made



Child Care & Development Block Grant

- In addition to the 10 new federal Health & Safety topics and the pre-service & ongoing training requirement waivers, OCFS requested the following waivers:
 - 12-month initial eligibility
 - Graduated phase-out
 - Absence policy
 - Inspections for licensed/registered CCDF providers
 - Inspections of Legally-Exempt providers
 - Child Abuse and Neglect Reporting
 - Professional development/training requirements
- OCFS requested a 2-year extension for:
 - Targeting child subsidies to underserved areas
 - Licensing caseloads



Questions???



Thank you!



Office of Children
and Family Services

For information about Child Care in New York State visit:

<http://www.ocfs.state.ny.us/main/childcare/default.asp>

