

DEPARTMENT OF HEALTH

NOTICE OF EMERGENCY AND PROPOSED RULEMAKING

The Director of the Department of Health, pursuant to the authority set forth in An Act to enable the District of Columbia to receive federal financial assistance under Title XIX of the Social Security Act for a medical assistance program, and for other purposes, approved December 27, 1967 (81 Stat. 744; D.C. Official Code, §1-307.02), Reorganization Plan No. 4 of 1996, and Mayor's Order 97-42, dated February 18, 1997, hereby gives notice of the adoption, on an emergency basis of an amendment to section 933 of Title 29 of the District of Columbia Municipal Regulations (DCMR), entitled "Skilled Nursing Services." These rules establish standards governing reimbursement by the District of Columbia Medicaid Program for skilled nursing services provided by a practical nurse or registered nurse to participants in the Home and Community-Based Waiver for Persons with Mental Retardation and Developmental Disabilities (Waiver).

The Nurse Staffing Agency Act of 2003, effective March 10, 2004 (D.C. Law 15-74; D.C. Official Code § 44-1051.01 *et seq.*) recently enacted by the Council of the District of Columbia (Council) authorizes nursing personnel provided by nurse staffing agencies to render temporary nursing services. Skilled nursing services under the current Waiver are only provided by home health agencies. The proposed amendment will expand skilled nursing services to include nurses provided by nurse staffing agencies. The Council and the Centers for Medicare and Medicaid Services have approved the modification to the Waiver authoring nurse staffing agencies to provide skilled nursing services. Emergency action is necessary for the immediate preservation of the health, safety and welfare of Waiver participants in need of skilled nursing services.

The emergency rulemaking was adopted on August 31, 2005 and shall become effective one day after the publication of the emergency rules in the *D.C. Register*. The emergency rules will remain in effect for one hundred and twenty days or until December 29, 2005, unless superseded by publication of a Notice of Final Rulemaking in the *D.C. Register*.

The Director also gives notice of the intent to take final rulemaking action to adopt these proposed rules not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*.

Section 933 of Title 29 DCMR is amended to read as follows:

SECTION 933

SKILLED NURSING SERVICES

933.1 Skilled nursing services shall be reimbursed by the Medicaid Program for each participant in the Home and Community-Based Waiver for Persons with Mental Retardation and Developmental Disabilities subject to the requirements set forth in this section.

DISTRICT OF COLUMBIA REGISTER

- 933.2 To be eligible for reimbursement, skilled nursing services shall be:
- (a) Ordered by a physician;
 - (b) Provided by a registered nurse, or by a practical nurse under the supervision of a registered nurse; and
 - (c) Reasonable and necessary to the treatment of the consumer's illness or injury.
- 933.3 Skilled nursing services shall be authorized and provided in accordance with each consumer's individual habilitation plan (IHP) or individual service plan (ISP).
- 933.4 Each person providing skilled nursing services shall:
- (a) Be employed by a home health agency or a nurse staffing agency that has a current District of Columbia Medicaid Provider Agreement that authorizes the service provider to bill for skilled nursing services;
 - (b) Be at least eighteen (18) years of age;
 - (c) Be acceptable to the consumer;
 - (d) Be a citizen of the United States or an alien who is lawfully authorized to work in the United States;
 - (e) Be certified in cardiopulmonary resuscitation (CPR) and thereafter maintain current CPR certification;
 - (f) Demonstrate annually that he or she is free from communicable disease as confirmed by an annual purified protein derivative of tuberculin (PPD) skin test or documentation from a physician stating that the person is free from communicable disease;
 - (g) Have the ability to read and write the English language;
 - (h) Have the ability to communicate with the consumer;
 - (i) Be able to recognize an emergency and be knowledgeable about emergency procedures;

DISTRICT OF COLUMBIA REGISTER

- (j) Complete pre-service and in-service training approved by Department of Human Services, Mental Retardation and Developmental Disabilities Administration (MRDDA);

933.5 Each home health agency or nurse staffing agency shall be certified or licensed by the District of Columbia prior to providing services and meet all standards set forth in the applicable licensure statute and implementing rules.

933.6 The duties of each practical or registered nurse shall include, at a minimum, the following:

- (a) Preparing an initial assessment and evaluation;
- (b) Coordinating the consumer's care and referrals;
- (c) Ensuring that the consumer's needs are met in accordance with the IHP or ISP;
- (d) Implementing preventive and rehabilitative nursing procedures and treatment regimens;
- (e) Supervising nursing services delivered by personal care aides and other household support staff, as appropriate;
- (f) Recording progress notes on each visit and summary notes at least quarterly;
- (g) Reporting in a timely manner any changes in the consumer's condition to the consumer's physician;
- (h) Providing consultation and instruction to the consumer, family, or other caregivers;
- (i) Discharge planning; and
- (j) Wound care, tube feeding, diabetic care and other treatment regimens prescribed by the physician.

933.7 The registered nurse shall monitor and supervise the provision of services provided by the practical nurse including a site visit at least once every sixty-two (62) days or as specified in the consumer's ISP.

- 933.8 The registered nurse shall be responsible for providing clear written documentation in the consumer's clinical record of the consumer's progress or lack of progress, medical condition, functional losses, and treatment goals to demonstrate that the services are and continue to be reasonable and necessary.
- 933.9 The home health agency or nurse staffing agency shall maintain a copy of the IHP or ISP approved by the MRDDA for at least six (6) years after the date of discharge of the consumer.
- 933.10 The home health agency or nurse staffing agency shall ensure that the practical nurse is properly supervised by the registered nurse and that the service is provided consistent with the consumer's IHP or ISP.
- 933.11 The home health agency or nurse staffing agency shall review and evaluate the skilled nursing services provided to each consumer at least quarterly.
- 933.12 Services shall not exceed the authorized frequency and duration as authorized for skilled nursing services in the IHP or ISP.
- 933.13 The reimbursement rate for skilled nursing services shall be \$65.00 per visit. Each visit shall be four (4) hours or less in duration. Providers shall obtain prior authorization for skilled nursing services in excess of four hours per visit. The reimbursement rate for the extended services shall be \$28.00 per hour for services provided by a registered nurse and \$20.00 per hour for services provided by a practical nurse.
- 933.14 If the services provided by the skilled nurse is to provide respite on a short-term basis because of the absence or need for relief of the primary caregiver who is responsible for providing some skilled aspect of care, the reimbursement rate for the skilled nursing services shall be \$28.00 per hour for services provided by a registered nurse and \$20.00 per hour for services provided by a practical nurse consistent with the requirements set forth in section 994 of Title 29 DCMR. Respite services shall be limited to seven hundred and twenty (720) hours or thirty (30) days per year.

933.99 **DEFINITIONS**

When used in this section, the following terms and phrases shall have the meanings ascribed:

Consumer – an individual who has been determined eligible to receive services under the Home and Community-Based Waiver for Persons with Mental Retardation and Developmental Disabilities.

Clinical Record - a comprehensive compilation of medical and other data that identifies the consumer, justifies and describes the diagnosis and treatment of the consumer.

Home Health Agency – shall have the same meaning as “home care agency” as set forth in the Health Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983, effective February 24, 1984 (D.C. Law 5-48; D.C. Official Code § 44-501 et seq.) and implementing rules.

Individual Habilitation Plan - the same meaning as set forth in section 403 of the Mentally Retarded Citizens Constitutional Rights and dignity Act of 1978, effective March 3, 1979 (D.C. Law 2-137; D.C. Official Code § 7-1304.03).

Individual Service Plan - the successor to the individual habilitation plan (IHP) as defined in the court-approved *Joy Evans* Exit Plan.

Nurse Staffing Agency – the same meaning as set forth in the Nurse Staffing Agency Act of 2003, effective November 25, 2003 (D.C. Law 15-74; D.C. Official Code § 44-1051.01 et seq.) and implementing rules.

Physician – a person who is authorized to practice medicine pursuant to the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986, (D.C. Law 6-99, D.C. Official Code § 3-1201, *et seq.*) or licensed as a physician in the jurisdiction where services are provided.

Practical Nurse - a person licensed or authorized to practice practical nursing pursuant to the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986, (D.C. Law 6-99, D.C. Official Code § 3-1201, *et seq.*) or licensed as a practical nurse in the jurisdiction where services are provided.

Progress Note - a dated, written notation by a member of the health care team that summarizes facts about a consumer’s care and the response to treatment during a given period of time.

Registered Nurse - a person who is licensed or authorized to practice registered nursing pursuant to the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986, (D.C. Law 6-99, D.C. Official Code § 3-1201, *et seq.*) or licensed as a registered nurse in the jurisdiction where services are provided.

Skilled Nursing Services – health care services that are delivered by a registered nurse or practical nurse acting within the scope of their practice as defined in the District of Columbia Health Occupations Revision Act of 1985, effective March 25, 1986, (D.C. Law 6-99, D.C. Official Code § 3-1201, *et seq.*) and implementing rules.

Comments on the proposed rules shall be submitted in writing to Robert T. Maruca, Senior Deputy Director, Medical Assistance Administration, Department of Health, 825 North Capitol Street, N.E., 5th Floor, Washington, D.C. 20002, within thirty (30) days from the date of publication of this notice in the *D.C. Register*. Copies of the proposed rules and corresponding Medicaid waiver may be obtained from the same address.

DEPARTMENT OF HUMAN SERVICES

NOTICE OF EMERGENCY AND PROPOSED RULEMAKING

The Director of the Department of Human Services, pursuant to authority set forth in Mayor's Reorganization Plan No. 3 of 1986, section 2 of the Day Care Policy Act of 1979 Amendment Act of 1988, effective July 29, 1988 (D.C. Law 7-136; D.C. Official Code §§ 4-409(a)(1)-(2) and 4-410(a)), section 2 of the Day Care Policy Amendment Act of 1995, effective April 7, 1995 (D.C. Law 11-2; D.C. Official Code §§ 4-409(a)(3) and 4-410(a-1)), section 503 of the Omnibus Budget Support Act of 1995, effective September 26, 1995 (D.C. Law 11-52; D.C. Official Code §§ 4-409(h) and 4-410(b)), section 2(d) of the Day Care Policy Amendment Act of 1998, effective April 13, 1999 (D.C. Law 12-216; D.C. Official Code § 4-404.01), and Mayor's Order 98-11, dated February 9, 1998, hereby gives notice of the adoption on an emergency basis of the following amendments to section 308 of Chapter 3 of Title 29 of the *District of Columbia Municipal Regulations* (DCMR) entitled "Rates Paid by the District of Columbia Government to Child Development Centers, Child Development Homes and Relative and In-home Caregivers for Child Care Services."

These emergency and proposed rules establish the District of Columbia's (District's) child care subsidy rates for child care services provided by child development centers, child development homes, and relative and in-home caregivers participating in the subsidized child care program, and are based on findings of the University of the District of Columbia Market Rate and Capacity Utilization Survey of Child Care Providers completed in 2004.

These emergency rules were adopted on October 1, 2005 and became immediately effective on that date. These emergency rules are necessary to enable the District to immediately increase the reimbursement rates for subsidized child care services, including nontraditional child care services. The reimbursement rates paid to providers are critical in continuing and improving the child care services available to eligible families. Funding was made available only recently to support the increase, and the emergency rules are necessary to ensure that provider rates can increase at the beginning of the fiscal year.

The Director also gives notice of the intent to take final rulemaking action to adopt these rules not less than thirty (30) days from the date of publication of this notice in the *D.C. Register*. These emergency rules will expire on January 29, 2006 or upon publication of a Notice of Final Rulemaking in the *D.C. Register*, whichever occurs first.

Title 29 DCMR, Chapter 3, section 308 is amended by deleting section 308 in its entirety and substituting the following new section 308 in its place:

308 RATES PAID BY THE DISTRICT OF COLUMBIA GOVERNMENT TO CHILD DEVELOPMENT CENTERS, CHILD DEVELOPMENT HOMES AND RELATIVE AND IN-HOME CAREGIVERS FOR CHILD CARE SERVICES

308.1 The District of Columbia government shall pay the following rates per day for child care services, less the parent fee as required by the parent sliding fee scale, to child development centers and child development homes that meet their respective requirements of the Tiered Rate Reimbursement System, when appropriate and funds are available.

- (a) The payment rates for child development centers and child development homes for traditional, extended day, and nontraditional hours of care at the Bronze Tier shall be as follows:

Child Development Center Bronze Rates

Age Group	Full Time Traditional	Part Time Traditional	Extended Day Full Time	Extended Day Part Time	Nontraditional Full Time	Nontraditional Part Time
Infant	\$40.70	\$24.42	\$44.77	\$28.49	\$61.05	\$36.63
Toddler	\$39.83	\$23.99	\$43.81	\$27.88	\$59.75	\$35.85
Pre-school	\$29.21	\$17.53	\$32.13	\$20.45	\$43.82	\$26.29
Pre-school Before and After	\$29.21	\$17.53				
School-Age Before and After	\$16.39	\$9.83	\$18.03	\$11.47	\$24.59	\$14.75

Child Development Home Bronze Rates

Age Group	Full Time Traditional	Part Time Traditional	Extended Day Full Time	Extended Day Part Time	Nontraditional Full Time	Nontraditional Part-Time
Infant	\$27.14	\$16.28	\$29.85	\$18.99	\$40.71	\$24.43
Toddler	\$28.49	\$17.09	\$31.34	\$19.94	\$42.47	\$25.64
Pre-school	\$22.03	\$13.22	\$24.23	\$15.42	\$33.05	\$19.83
Pre-school Before and After	\$22.03	\$13.22				
School-Age Before and After	\$15.77	\$9.46	\$17.35	\$11.04	\$23.66	\$14.19

- (b) The payment rates for child development centers and child development homes for traditional, extended day and nontraditional hours of care at the Silver Tier shall be as follows:

Child Development Center Silver Rates

Age Group	Full Time Traditional	Part Time Traditional	Extended Day Full Time	Extended Day Part Time	Nontraditional Full Time	Nontraditional Part-Time
Infant	\$47.25	\$28.35	\$51.98	\$33.08	\$70.88	\$42.53
Toddler	\$46.23	\$27.74	\$50.85	\$32.36	\$69.35	\$41.61
Pre-school	\$35.60	\$21.36	\$39.16	\$24.92	\$53.40	\$32.04
Pre-school Before and After	\$35.60	\$21.36				
School-Age Before and After	\$20.61	\$12.37	\$22.67	\$14.43	\$30.92	\$18.55

Child Development Homes Silver Rates

Age Group	Full Time Traditional	Part Time Traditional	Extended Day Full Time	Extended Day Part Time	Nontraditional Full Time	Nontraditional Part-Time
Infant	\$31.07	\$18.64	\$34.18	\$21.75	\$46.61	\$27.96
Toddler	\$29.23	\$17.54	\$32.50	\$20.46	\$43.85	\$26.31
Pre-school	\$24.53	\$14.72	\$26.98	\$17.17	\$36.80	\$22.08
Pre-school Before and After	\$24.53	\$14.72				
School-Age Before and After	\$18.05	\$10.83	\$19.86	\$12.64	\$27.08	\$16.25

- (c) The payment rates for child development centers and child development homes for traditional, extended day and nontraditional hours of care at the Gold Tier shall be as follows:

Child Development Center Gold Rates

Age Group	Full Time Traditional	Part Time Traditional	Extended Day Full Time	Extended Day Part Time	Nontraditional Full Time	Nontraditional Part-Time
Infant	\$54.41	\$32.65	\$59.85	\$38.09	\$81.62	\$48.97
Toddler	\$50.87	\$30.52	\$55.96	\$35.61	\$76.31	\$45.78
Pre-school	\$42.00	\$25.20	\$46.20	\$29.40	\$63.00	\$37.80
Pre-school Before and After	\$42.00	\$25.20				
School-Age Before and After	\$25.94	\$15.56	\$28.53	\$18.16	\$38.91	\$23.35

Child Development Home Gold Rates

Age Group	Full Time Traditional	Part Time Traditional	Extended Day Full Time	Extended Day Part Time	Nontraditional Full Time	Nontraditional Part-Time
Infant	\$35.00	\$21.00	\$38.50	\$24.50	\$52.50	\$31.50
Toddler	\$34.00	\$20.40	\$37.40	\$23.80	\$51.00	\$30.60
Pre-school	\$28.00	\$16.80	\$30.80	\$19.60	\$42.00	\$25.20
Pre-school Before and After	\$28.00	\$16.80				
School-Age Before and After	\$20.34	\$12.20	\$22.37	\$14.24	\$30.51	\$18.31

DISTRICT OF COLUMBIA REGISTER

308.2 The District of Columbia government shall pay level II providers the full amount of the above applicable payment rate from which the parent fee shall not be deducted. Level II providers may retain the parent fees collected.

308.3 The District of Columbia government shall pay the following rates per day for child care services to relative and in-home caregivers, when appropriate and funds are available.

- (a) The payment rates for relative caregivers for traditional, extended day and nontraditional hours of care shall be as follows:

Relative Child Care Rates

Age Group	Full Time Traditional	Part Time Traditional	Extended Day Full Time	Extended Day Part Time	Nontraditional Full Time	Nontraditional Part-Time
Infant	\$16.82	\$10.09	\$18.50	\$11.77	\$25.23	\$15.14
Toddler	\$14.33	\$8.60	\$15.43	\$10.03	\$21.50	\$12.90
Pre-school Before and After	\$14.33	\$8.60				
School-age Before and After	\$13.92	\$8.35	\$15.31	\$9.74	\$20.88	\$12.53
School-Age Before or After	\$6.96	\$4.18	\$7.66	\$4.87	\$10.44	\$6.25

- (b) The payment rates for in-home caregivers for traditional, extended day and nontraditional hours of care shall be as follows:

In-Home Child Care Rates

Age Group	Full Time Traditional	Part Time Traditional	Extended Day Full Time	Extended Day Part Time	Nontraditional Full Time	Nontraditional Part-Time
Infant	\$9.86	\$5.92	\$10.85	\$6.90	\$14.79	\$8.87
Toddler	\$8.70	\$5.22	\$9.57	\$6.09	\$13.05	\$7.83
Pre-School	\$8.70	\$5.22	\$9.57	\$6.09	\$13.05	\$7.83
Pre-school Before and After	\$8.70	\$5.22				
School-age Before and After	\$7.54	\$4.52	\$8.29	\$5.28	\$11.31	\$6.79
School-Age Before or After	\$6.90	\$4.14	\$7.59	\$4.83	\$10.35	\$6.21

- 308.4 Child care programs that are authorized to manage Family Child Care satellite systems or networks shall receive a daily administrative fee of \$2.53 per child per day for the management of the family child care homes under their systems or networks.
- 308.5 The District shall pay the regular rate to providers on holidays when providers may be closed.
- 308.6 For the purpose of this section, the following terms shall have the meanings ascribed:
- (a) Age groups for children
- (1) Infant – a child up to twelve 12 months of age;
 - (2) Toddler – a child twelve (12) months or older, but less than thirty-six (36) months of age;
 - (3) Preschool – a child thirty-six (36) months of age or older, but less than five (5) years of age on or before December 31 of that year; and

- (4) School-age – a child five years of age on or before December 31st of that year through the age of twelve (12) or through the age of eighteen (18) if the child has a disability.
- (b) Holidays include:
- (1) Labor Day
 - (2) Columbus Day
 - (3) November 11 – Veteran’s Day
 - (4) Thanksgiving Day
 - (5) December 25 - Christmas Day
 - (6) January 1 - New Year’s Day
 - (7) Martin Luther King, Jr. Day
 - (8) President’s Day
 - (9) Emancipation Day
 - (10) Memorial Day
 - (11) July 4 - Independence Day
 - (12) January 20th during years when there is a presidential inauguration.
- (c) Level II providers -- child care center providers authorized to conduct initial eligibility determinations and re-determinations for families seeking child care subsidies under specified eligibility categories.
- (d) Types of child care services and hours
- (1) Full time traditional – six (6) to eleven (11) hours between 7:00 a.m. and 6:00 p.m., Monday through Friday;
 - (2) Part time traditional - less than six (6) hours of care between 7:00 a.m. and 6:00 p.m., Monday through Friday;
 - (3) Extended day full time – six (6) or more hours where at least one hour of care is in the morning before 7:00 a.m. or in the afternoon after 6:00

p.m. and the majority of hours are between 7:00 a.m. and 6:00 p.m., Monday through Friday;

- (4) Extended day part time - less than six (6) hours where at least one hour of care is in the morning before 7:00 a.m. or in the afternoon after 6:00 p.m. and the majority of hours are between 7:00 a.m. and 6:00 p.m., Monday through Friday;
- (5) Nontraditional full time – six (6) or more hours between 6:00 p.m. and 7:00 a.m., Monday through Friday; or six (6) or more hours on Saturday or Sunday, regardless of the time of day;
- (6) Nontraditional part-time - less than six (6) hours between 6:00 p.m. and 7:00 a.m., Monday through Friday; or less than six (6) hours on Saturday or Sunday, regardless of the time of day.

Persons who wish to comment on these proposed rules may do so in writing no later than thirty (30) days after the publication of this notice in the *D.C. Register*. Comments should be forwarded to Barbara Ferguson Kamara, Executive Director, Office of Early Childhood Development, 717 14th Street, N.W., Suite 1200, Washington, D.C. 20005. Copies of these rules may be obtained by writing to the above address or by walk-in to the above address.

DEPARTMENT OF HUMAN SERVICES

NOTICE OF EMERGENCY AND PROPOSED RULEMAKING

The Director of the Department of Human Services, pursuant to authority set forth in Mayor's Reorganization Plan No. 3 of 1986, sections 5a and 6 of the Day Care Policy Act of 1979, effective September 19, 1979 (D.C. Law 3-16; D.C. Official Code §§ 4-404.01 and 4-405), as amended by section 2(d) of the Day Care Policy Amendment Act of 1998, effective April 13, 1999 (D.C. Law 12-216; D.C. Official Code § 4-404.1) and section 3(c) of the District of Columbia Family Support Act Federal Conformity Amendment Act of 1990, effective March 6, 1991 (D.C. Law 8-202; D.C. Official Code § 4-405), and Mayor's Order 98-11, dated February 9, 1998, hereby gives notice of the adoption on an emergency basis of the following amendments to section 309 of Chapter 3 of Title 29 of the *District of Columbia Municipal Regulations* (DCMR) entitled "Schedule of Parent Fees for District of Columbia Government Subsidized Child Care Services in Child Development Centers and Child Development Homes, and by Relative and In-Home Caregivers."

These emergency and proposed rules update and establish guidelines for the District of Columbia's child care subsidy program's income eligibility levels and sliding fee scale for parent co-payment. These emergency rules were adopted on October 1, 2005 and became immediately effective on that date. These emergency rules are necessary to enable the District to immediately update the income eligibility thresholds and parent co-payments based on the 2005 Federal Poverty Level guidelines. This will enable more families to be eligible for child care subsidies, which are urgently needed to support low-income families in the District who need subsidized child care to obtain and maintain employment.

The Director also gives notice of the intent to take final rulemaking action to adopt these rules no less than thirty (30) days from the date of publication of this notice in the *D.C. Register*. These emergency rules will expire on January 29, 2006, or upon publication of a Notice of Final Rulemaking in the *D.C. Register*, whichever occurs first.

Title 29 DCMR, Chapter 3, section 309 is amended by deleting section 309 in its entirety and substituting the following new section 309 in its place:

- 309 SCHEDULE OF PARENT FEES FOR DISTRICT OF COLUMBIA GOVERNMENT SUBSIDIZED CHILD CARE SERVICES IN CHILD DEVELOPMENT CENTERS AND CHILD DEVELOPMENT HOMES, AND BY RELATIVE AND IN-HOME CAREGIVERS**
- 309.1 The sliding fee scale for parent fees is based on the annual Federal Poverty Level (FPL) guidelines, which are based on family size and income.
- 309.2 Families making new applications for subsidized child care with a gross income up to 250% of the FPL may be eligible for the child care subsidy program.

- 309.3 Families already receiving child care services and with a gross income up to 300% of the FPL may be eligible for continuation of services.
- 309.4 Families with a gross income at or below 50% of the FPL shall pay no fee.
- 309.5 Fees are based on either full-time or part-time child care services.
- 309.6 Fees shall only apply to the first two children in a family who are receiving subsidized child care. No additional fees will be charged for additional children.
- 309.7 The fee for the second child shall be 75% of the fee charged for the first child.
- 309.8 The parent shall pay parent fees directly to the provider.
- 309.9 The following fees, which are based on the 2005 FPL, shall be paid by a parent for child care services provided to the parent's child, when the District of Columbia supplements the payment for child care services during FY 2006:

DISTRICT OF COLUMBIA REGISTER

%FPL	ANNUAL INCOME BY FAMILY SIZE					DAILY CO-PAY			
						CHILDREN IN CARE			
	1	2	3	4	5	FULL TIME		PART TIME	
						First	Second	First	Second
0-50%	\$4,785	\$6,415	\$8,047	\$9,675	\$11,080	\$0	\$0	\$0	\$0
51-60%	\$5,472	\$7,698	\$9,654	\$11,610	\$13,566	\$0.57	\$0.43	\$0.29	\$0.22
61-70%	\$6,699	\$8,981	\$11,263	\$13,545	\$15,827	\$0.75	\$0.57	\$0.38	\$0.29
71-80%	\$7,656	\$10,264	\$12,872	\$15,480	\$18,088	\$1.01	\$0.75	\$0.51	\$0.38
81-90%	\$8,613	\$11,547	\$14,481	\$17,415	\$20,349	\$1.27	\$0.95	\$0.64	\$0.48
91-100%	\$9,570	\$12,830	\$16,090	\$19,350	\$22,610	\$1.62	\$1.22	\$0.81	\$0.61
101-110%	\$10,527	\$14,113	\$17,699	\$21,285	\$24,871	\$2.02	\$1.51	\$1.01	\$0.76
111-120%	\$11,484	\$15,396	\$19,308	\$23,220	\$27,132	\$2.45	\$1.84	\$1.23	\$0.92
121-130%	\$12,441	\$16,679	\$20,917	\$25,155	\$29,393	\$2.93	\$2.20	\$1.47	\$1.10
131-140%	\$13,398	\$17,962	\$22,526	\$27,090	\$31,654	\$3.46	\$2.60	\$1.73	\$1.30
141-150%	\$14,355	\$19,245	\$24,135	\$29,025	\$33,915	\$4.07	\$3.05	\$2.04	\$1.53
151-160%	\$15,312	\$20,528	\$25,744	\$30,960	\$36,176	\$4.73	\$3.55	\$2.37	\$1.78
161-170%	\$16,269	\$21,811	\$27,353	\$32,895	\$38,437	\$5.43	\$4.08	\$2.72	\$2.04
171-180%	\$17,226	\$23,094	\$28,962	\$34,830	\$40,698	\$6.19	\$4.65	\$3.10	\$2.33
181-190%	\$18,183	\$24,377	\$30,571	\$36,765	\$42,959	\$7.00	\$5.25	\$3.50	\$2.63
191-200%	\$19,140	\$25,660	\$32,180	\$38,700	\$45,220	\$7.91	\$5.93	\$3.96	\$2.97
201-210%	\$20,097	\$26,943	\$33,789	\$40,635	\$47,481	\$8.88	\$6.66	\$4.44	\$3.33
211-220%	\$21,054	\$28,226	\$35,398	\$42,570	\$49,742	\$9.90	\$7.43	\$4.95	\$3.72
221-230%	\$22,011	\$29,509	\$37,007	\$44,505	\$52,003	\$10.91	\$8.19	\$5.46	\$4.10
231-240%	\$22,968	\$30,792	\$38,616	\$46,440	\$54,264	\$11.97	\$8.98	\$5.99	\$4.49
241-250%	\$23,925	\$32,075	\$40,225	\$48,375	\$56,525	\$13.08	\$9.81	\$6.54	\$4.91
251-260%	\$24,882	\$33,358	\$41,834	\$50,310	\$58,786	\$14.24	\$10.68	\$7.12	\$5.34
261-270%	\$25,839	\$34,641	\$43,443	\$52,245	\$61,047	\$15.44	\$11.53	\$7.72	\$5.79
271-280%	\$26,796	\$35,924	\$45,052	\$54,180	\$63,308	\$16.78	\$12.53	\$8.59	\$6.29
281-290%	\$27,753	\$37,207	\$46,661	\$56,115	\$65,569	\$18.18	\$13.53	\$9.04	\$6.78
291-300%	\$28,710	\$38,490	\$48,270	\$58,050	\$67,830	\$19.64	\$14.53	\$9.72	\$7.29

						DAILY CO-PAY			
						CHILDREN IN CARE			
ANNUAL INCOME BY FAMILY SIZE						FULL TIME		PART TIME	
%FPL	6	7	8	9	10	First	Second	First	Second
0-50%	\$12,395	\$14,565	\$16,195	\$17,825	\$19,455	\$0	\$0	\$0	\$0
51-60%	\$15,522	\$17,478	\$19,434	\$21,390	\$23,346	\$0.57	\$0.43	\$0.29	\$0.22
61-70%	\$18,109	\$20,391	\$22,673	\$24,955	\$27,237	\$0.75	\$0.57	\$0.38	\$0.29
71-80%	\$20,696	\$23,304	\$25,912	\$28,520	\$31,128	\$1.01	\$0.75	\$0.51	\$0.38
81-90%	\$23,283	\$26,217	\$29,151	\$32,085	\$35,019	\$1.27	\$0.95	\$0.64	\$0.48
91-100%	\$25,870	\$29,130	\$32,390	\$35,650	\$38,910	\$1.62	\$1.22	\$0.81	\$0.61
101-110%	\$28,457	\$32,043	\$35,629	\$39,215	\$42,801	\$2.02	\$1.51	\$1.01	\$0.76
111-120%	\$31,044	\$34,956	\$38,868	\$42,780	\$46,692	\$2.45	\$1.84	\$1.23	\$0.92
121-130%	\$33,631	\$37,869	\$42,107	\$46,345	\$50,583	\$2.93	\$2.20	\$1.47	\$1.10
131-140%	\$36,218	\$40,782	\$45,346	\$49,910	\$54,474	\$3.46	\$2.60	\$1.73	\$1.30
141-150%	\$38,805	\$43,695	\$48,585	\$53,475	\$58,365	\$4.07	\$3.05	\$2.04	\$1.53
151-160%	\$41,392	\$46,608	\$51,824	\$57,040	\$62,256	\$4.73	\$3.55	\$2.37	\$1.78
161-170%	\$43,979	\$49,521	\$55,063	\$60,605	\$66,147	\$5.43	\$4.08	\$2.72	\$2.04
171-180%	\$46,566	\$52,434	\$58,302	\$64,170	\$70,038	\$6.19	\$4.65	\$3.10	\$2.33
181-190%	\$49,153	\$55,347	\$61,541	\$67,735	\$73,929	\$7.00	\$5.25	\$3.50	\$2.63
191-200%	\$51,740	\$58,260	\$64,780	\$71,300	\$77,820	\$7.91	\$5.93	\$3.96	\$2.97
201-210%	\$54,327	\$61,173	\$68,019	\$74,865	\$81,711	\$8.88	\$6.66	\$4.44	\$3.33
211-220%	\$56,914	\$64,086	\$71,258	\$78,430	\$85,602	\$9.90	\$7.43	\$4.95	\$3.72
221-230%	\$59,501	\$66,999	\$74,497	\$81,995	\$89,493	\$10.91	\$8.19	\$5.46	\$4.10
231-240%	\$62,088	\$69,912	\$77,736	\$85,560	\$93,384	\$11.97	\$8.98	\$5.99	\$4.49
241-250%	\$64,675	\$72,825	\$80,975	\$89,125	\$97,275	\$13.08	\$9.81	\$6.54	\$4.91
251-260%	\$67,262	\$75,738	\$84,214	\$92,690	\$101,166	\$14.24	\$10.68	\$7.12	\$5.34
261-270%	\$69,849	\$78,651	\$87,453	\$96,255	\$105,057	\$15.44	\$11.58	\$7.70	\$5.79
271-280%	\$72,436	\$81,564	\$90,692	\$99,820	\$108,948	\$16.78	\$12.58	\$8.30	\$6.20
281-290%	\$75,023	\$84,477	\$93,931	\$103,385	\$112,839	\$18.17	\$13.66	\$8.94	\$6.78
291-300%	\$77,610	\$87,390	\$97,170	\$106,950	\$116,730	\$19.61	\$14.83	\$9.72	\$7.29

DISTRICT OF COLUMBIA REGISTER

Persons who wish to comment on these proposed rules may do so in writing no later than thirty (30) days after the publication of this notice in the *D.C. Register*. Comments should be forwarded to Barbara Ferguson Kamara, Executive Director, Office of Early Childhood Development, 717 14th Street, N.W., Suite 1200, Washington, D.C. 20005. Copies of these rules may be obtained by writing to the above address or by walk-in to the above address.