

**THE DISTRICT OF COLUMBIA
LOTTERY AND CHARITABLE GAMES CONTROL BOARD
NOTICE OF FINAL RULEMAKING**

The Executive Director of the District of Columbia Lottery and Charitable Games Control Board, pursuant to the authority set forth in D.C. Official Code §3-1306, District of Columbia Financial Responsibility and Management Assistance Authority Order issued September 21, 1996, and Office of the Chief Financial Officer Financial Management Control Order No. 96-22 issued November 18, 1996, hereby gives notice of the adoption of amendments to Chapters 5, 6 9 and 99 of Title 30 DCMR, "Lottery and Charitable Games." These amendments are necessary to implement the MEGA MILLIONS® game pursuant to the Multi-State Lottery Association ("MUSL") MEGA MILLIONS Product Group Rules. MEGA MILLIONS® is scheduled to start on January 31, 2009. No substantive changes have been made to the text of these proposed rules published in the D.C. Register on Vol. 56 DCR 009470 December 18, 2009. These final rules will be effective upon publication of this notice in the D.C. Register.

AMEND CHAPTER 5. "LOTTERY TICKET"

Amend subsections 503 "Cancelled Tickets" by substituting the following:

503.4 A ticket for POWERBALL®, MEGA MILLIONS®, KENO, Hot Lotto, Sizzler, DC Daily 6, Rolling Cash 5, Quick Cash, and HOT FIVE tickets shall not be voided or cancelled.

AMEND CHAPTER 6. "CLAIMS AND PRIZE PAYMENTS"

Amend subsections 605 "On-Line Lottery Ticket Validation" by adding the following:

605.1(b) For the POWERBALL®, MEGA MILLIONS®, Hot Lotto , Sizzler and Rolling Cash 5 games, the player selected numbers on the ticket shall be in individual groups of prescribed numbers each associated with a single letter "A," "B," "C," "D," or "E";

605.1(g) The MEGA MILLIONS® tickets meets all the rules for validation pursuant to the MUSL MEGA MILLIONS Product Group Rules.

Amend subsections 606. "Annuitized Prizes" by adding the following:

606.7 The MEGA MILLIONS® annuitized prize shall be paid in twenty-six (26) annual installments upon completion of all validation procedures. The initial payment shall be paid upon completion of all validation procedures. The subsequent twenty-five (25) payments shall be paid annually to coincide with the month of the Federal auction date at which the bonds were purchased to fund the annuity. All such payments shall be made be within seven (7) days of the anniversary of the annual auction date.

AMEND CHAPTER 9. "DESCRIPTION OF ON-LINE GAMES"

Amend Chapter 9 by amending sections 917 and 918 as follows:

917. DESCRIPTION OF THE MEGA MILLIONS® GAME

- 917.1 MEGA MILLIONS® is a five (5) out of fifty-six (56) plus one (1) out of forty-six (46) online lottery game which pays out the Grand/Jackpot Prize, at the player's election, as provided in this Title either on an annuitized pari-mutuel basis or as a cash lump sum payment of the total cash held for this prize pool on a pari-mutuel basis. Except as provided in these rules, all other prizes are paid on a fixed cash basis.
- 917.2 To play MEGA MILLIONS®, a player shall select five (5) different numbers, between one (1) and fifty-six (56) and one additional number, the Megaball® which is between one (1) out of forty-six (46) for input into a terminal.
- 917.3 The price of each MEGA MILLIONS® play shall be \$1.00. A player may purchase up to five plays on one ticket. Multiple draws are available for up to twenty-six (26) consecutive draws beginning with the current draw. From time to time, the executive director may authorize the sale of MEGA MILLIONS® tickets at a discount for promotional purposes. Additionally, a multiplier feature, MEGAPLIER®, is available for an additional \$1 per play. Each bet and the respective prize payouts are listed in Section 918 of this chapter.
- 917.4 MEGA MILLIONS® tickets may be purchased in the District of Columbia only at a licensed location or a D.C. Lottery Agent. No MEGA MILLIONS® ticket purchased outside of the District of Columbia may be presented to a D.C. Lottery Agent for payment or validation.
- 917.5 MEGA MILLIONS® drawings shall be held at the time(s) and location set out in the MUSL MEGA MILLIONS Product Group Rules.
- 917.6 In a single drawing, a player may win in only one prize category per single MEGA MILLIONS® play in connection with MEGA MILLIONS® winning numbers, and shall be entitled only to the highest prize.
- 917.7 For purpose of prize calculation with respect to any MEGA MILLIONS® pari-mutuel prize, the calculation shall be rounded down so that prizes shall be paid in multiples of one dollar.
- 917.8 With respect to the MEGA MILLIONS® Grand/Jackpot Prize, the prize amount paid shall be the advertised Grand/Jackpot Prize amount. However, the advertised Grand/Jackpot Prize amount is subject to change based on sales forecasts and/or actual sales. Additionally, this prize amount may be rounded up to the next highest affordable multiple of one million dollars, at the discretion of the party lotteries.
- 917.9 The prize money allocated to the Grand/Jackpot Prize category shall be awarded equally to the number of game boards winning a Grand/Jackpot Prize.
- 917.10 If in any game drawing there are no plays which qualify for the prize, the prize money for that game drawing shall be added to the ~~000975~~ pool.

- 917.11 Subject to the laws and rules governing each party lottery, the number of prize categories and the allocation of the prize fund among the prize categories may be changed at the discretion of the directors, for promotional purposes. Such change shall be announced by public notice.
- 917.12 Prize liability cap. Notwithstanding any provision in the rule to the contrary, should total prize liability (exclusive of jackpot prize carry forward) exceed 300 percent of draw sales or 50 percent of draw sales plus \$50,000,000, whichever is less, (both hereinafter referred to as the "liability cap"), the second through fifth prizes shall be paid on a pari-mutuel rather than guaranteed prize basis, provided, however, that in no event shall the pari-mutuel prize be greater than the guaranteed prize. The amount to be used for the allocation of such pari-mutuel prizes (two through five) shall be the liability cap less the amount paid for the jackpot prize and prize levels six through nine.
- 917.13 A subscription sales program may be offered, at the discretion of the Executive Director.
- 917.14 MEGA MILLIONS® tickets shall show the player's selection of numbers or quick pick numbers, election of the multiplier feature, MEGAPLIER®, boards played, drawing date, jackpot payment option, and validation and reference numbers.
- 917.15 It shall be the exclusive responsibility of the player to verify the accuracy of the player's selection(s) and other data printed on the ticket. A ticket is a bearer instrument until signed. Neither a party lottery nor its sales agents shall be responsible for lost or stolen tickets.
- 917.16 In purchasing a ticket issued for MEGA MILLIONS®, the player agrees to comply with and be bound by all applicable statutes, administrative rules and regulations, and procedures of the party lottery of the Jurisdiction in which the MEGA MILLIONS® ticket is issued, and by directives and determinations of the Executive Director of that party lottery. Additionally, the player shall be bound to all applicable provisions in the MEGA MILLIONS® Finance and Operations Procedures. The player agrees, as its sole and exclusive remedy that claims arising out of a MEGA MILLIONS® ticket can only be pursued against the party lottery of ticket purchase. Litigation, if any, shall only be maintained within the state in which the MEGA MILLIONS® ticket was purchased and only against the party lottery that issued the ticket. Nothing in this rule shall be construed as a waiver of any defense or claim the D.C. Lottery may have in the event a player pursues litigation against the D.C. Lottery, its officers, or employees.
- 917.17 A ticket subject to the validations requirements of this title shall be the only proof of a wager.
- 917.18 Prior to the MEGA MILLIONS® drawing there shall be a drawing for the MEGAPLIER®.
- 917.19 Each drawing shall determine, at random, the six winning numbers in accordance with the MEGA MILLIONS® drawing procedures. Any numbers drawn are not declared winning numbers until the drawing is certified by the commission in accordance with the drawing procedures. The winning numbers shall be used in determining all MEGA MILLIONS® winners for that drawing.

917.20 For winning MEGA MILLIONS® tickets for which no claim or redemption is made within the specified claim period for each respective party lottery, the corresponding prize monies shall be returned to the other party lotteries in accordance with procedures for the reconciliation of prize liability pursuant to the MUSL MEGA MILLIONS Product Group Rules and as may be agreed to from time to time by the directors of the party lotteries.

917.21 The executive director shall announce each incentive or bonus program prior to its commencement. The announcement shall specify the beginning and ending time, if applicable, of the incentive or bonus program and the value for the award(s).

917.22 The Prize Pool shall consist up to fifty-one percent (51%) of each drawing period's sales.

918 MEGA MILLIONS® FIXED PRIZE STRUCTURE AND PROBABILITY

918.1 Provided the prize pools are fully funded, the fixed prize payments for MEGA MILLIONS® based on a \$1.00 bet are as follows:

Number of Matches Per Play

(a)	All five (5) of the first set and no Megaball®	\$ 250,000.00*
(b)	Any four (4) of the first set plus the Megaball®	\$ 10,000.00*
(c)	Any four (4) of the first set and no Megaball®	\$ 150.00*
(d)	Any three (3) of the first set plus the Megaball®	\$ 150.00*
(e)	Any two (2) of the first set plus the Megaball®	\$ 10.00
(f)	Any three (3) of the first set and no Megaball®	\$ 7.00
(g)	Any one (1) of the first set plus The Megaball®	\$ 3.00
(h)	None of the first set plus the Megaball®	\$ 2.00

* In certain circumstances covered by the MUSL MEGA MILLIONS Product Group Rules these prizes may be paid on a pari-mutuel basis.

918.2 The following table sets forth the probability of winning and the probable distribution of winners in and among each prize category, based upon the total number of possible combinations in MEGA MILLIONS®

Number of Matches Per Ticket	PROBABILITY DISTRIBUTION		Probable Set Prize Amount
	Winners	Probability	
All five (5) of first set plus the Megaball®	1	1:175,711,536	Grand/Jackpot Prize*
All five (5) of the first set and no Megaball®	45	1:3,904,701	\$250,000.00*
Any four (4) of the first set plus the Megaball®	255	1:689,065	\$10,000.00*
Any four (4) of the first set and no Megaball®	11,475	1:15,313	\$150.00*
Any three (3) of the first set plus the Megaball®	12,750	1:13,781	\$150.00*
Any two (2) of the first set plus the Megaball®	208,250	1:844	\$10.00
Any three (3) of the first set plus no Megaball®	573,750	1:306	\$7.00
Any one (1) of the first set plus the Megaball®	1,249,500	1:141	\$3.00
None of the first set plus the Megaball®	2,349,060	1:75	\$2.00
Overall Odds	4,405,086	1:39.89	

* In certain circumstances covered by MUSL MEGA MILLIONS Product Group Rules these prizes may be paid on a pari-mutuel basis.

918.3 Except as provided in these rules, all prizes awarded shall be paid as lump sum set prizes.

918.4 Qualifying MEGAPLIER® plays will pay the amounts shown below when matched with the MEGAPLIER® number drawn, instead of the MEGA MILLIONS® set prize amount.

	Prize Amount	4X	3X	2X
Match 5+0	\$250,000	\$1,000,000	\$750,000	\$500,000
Match 4+1	\$10,000	\$40,000	\$30,000	\$20,000
Match 4+0	\$150	\$600	\$450	\$300
Match 3+1	\$150	\$600	\$450	\$300
Match 2+1	\$10	\$40	\$30	\$20
Match 3+0	\$7	\$28	\$21	\$14
Match 1+1	\$3	\$12	\$9	\$6
Match 0+1	\$2	\$8	\$6	\$4

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- 918.5 In certain rare instances, the MEGA MILLIONS® set prize amount may be less than the amount shown. In such case, the MEGAPLIER® prizes will be a multiple of the changed MEGA MILLIONS® prize amount announced at the draw. For example, if the Match 5+0 MEGA MILLIONS® set prize amount of \$250,000 becomes \$150,000 under the rules of the MEGA MILLIONS® game, then a MEGAPLIER® player receives the new amount multiplied by the matching MEGAPLIER® that was drawn.
- 918.6 The following table sets forth the probability of the various MEGAPLIER® numbers being drawn during a single MEGA MILLIONS® drawing, The MEGA MILLIONS® and or MUSL Group may elect to run limited promotions that may increase the multiplier numbers.

<u>MEGAPLIER®</u>	<u>Probability of Prize Increase</u>
4X – Prize Won Times 4	12 in 21
3X – Prize Won Times 3	7 in 21
2X – Prize Won Times 2	2 in 21

- 918.7 MEGAPLIER® does not apply to the MEGA MILLIONS® Grand/Jackpot Prize.

AMEND CHAPTER 99 “DEFINITIONS”

Amend by adding the following:

MUSL MEGA MILLIONS Product Group Rules -The agreement and rules regarding the MEGA MILLIONS® game and MUSL, or any subsequent amended version of the MUSL MEGA MILLIONS Product Group Rules

MEGAPLIER-A MEGA MILLIONS® game feature by which a player, for an additional wager of \$1 per play, can increase the guaranteed prize amount or pari-mutuel prize amount, as applicable, excluding the Grand/Jackpot Prize by a factor of two, three, or four times depending upon the multiplier number that is drawn prior to the MEGA MILLIONS® drawing.

THE OFFICE OF THE STATE SUPERINTENDENT OF EDUCATION

NOTICE OF FINAL RULEMAKING

The State Superintendent of Education, pursuant to the authority set forth in section 3(b)(11) of the State Education Office Establishment Act of 2000, effective October 21, 2000 (D.C. Law 13-176; D.C. Official Code §38-2602(b)(11)) (2009 Supp.), hereby gives notice of the adoption as final of section E-3030 in Chapter 30 (Special Education Policy) of Title 5-E (Education, Original Title 5) of the District of Columbia Municipal Regulations (DCMR). The rule is being adopted in substantially the same form as proposed on October 16, 2009, with the addition of minor conforming language revisions, and shall be effective on the date of the publication of this notice in the *D.C. Register*.

Section E-3030 was published as a proposed rulemaking in the *D.C. Register* for public comment on May 29, 2009 (56 DCR 4208); discussed at two public hearings in August 2009 (notice of the public hearings was published in the *D.C. Register* on July 31, 2009 (56 DCR 6002)); and revised and republished as a proposed rulemaking in the *D.C. Register* for public comment on October 16, 2009 (56 DCR 8199).

The rule sets forth the procedures regarding special education resolution meetings and due process hearings and decisions following the filing of an administrative due process complaint, as required by the Individuals with Disabilities Education Act, approved November 29, 1975 (P.L. 94-142; 89 Stat. 773; 20 U.S.C. §1400 *et seq.*) (IDEA). Under the IDEA, a local education agency (LEA) or a parent may file a due process complaint on any matter relating to the identification, evaluation, or educational placement of a child with a disability or relating to the provision of a free and appropriate public education to the child. The IDEA mandates that the parties convene a resolution meeting to resolve the complaint, unless waived by the parties or the parties engage in mediation. The IDEA also requires a timeline for an administrative hearing if the complaint is not otherwise resolved.

Section E-3030 of Title 5 of the DCMR is amended to read as follows:**E-3030 RESOLUTION MEETING, DUE PROCESS HEARING, AND FINAL DECISION PROCEDURE**

E-3030.1 Resolution Meeting. Within fifteen (15) days after receiving notice of a parent's due process complaint, and prior to the initiation of a due process hearing, the local education agency (LEA) shall convene a resolution meeting with the parent and the relevant member(s) of the Individualized Education Program (IEP) team who have specific knowledge of the facts identified in the due process complaint. The LEA shall not be required to convene a resolution meeting if the parent and the LEA agree in writing to waive the meeting or agree to use the mediation process described in

section E-3028. The resolution meeting shall meet the following standards:

- (a) The meeting shall include a representative of the LEA who has decision making authority on behalf of the LEA;
- (b) The meeting may not include an attorney of the LEA unless the parent is accompanied by an attorney; and
- (c) The purpose of the meeting shall be for the parent of the child to discuss the due process complaint and the facts that form the basis of the due process complaint, so that the LEA has an opportunity to resolve the dispute that forms the basis of the due process complaint.

- E-3030.2 Relevant Team Members. The parent and the LEA shall determine the relevant members of the IEP team to attend the resolution meeting.
- E-3030.3 Resolution Period. If the LEA has not resolved the due process complaint to the satisfaction of the parent within thirty (30) days after the receipt of the due process complaint, the due process hearing may occur.
- E-3030.4 Except as provided in section E-3030.8, the timeline for issuing a final decision under section E-3030.11 shall begin at the expiration of the thirty (30) day period identified in section E-3030.3.
- E-3030.5 Except where the LEA and the parent have jointly agreed to waive the resolution process or to use mediation, when a parent who has filed a due process complaint fails to participate in the resolution meeting, the LEA may request that a hearing officer order a continuance to delay the timelines for the resolution process and due process hearing until the meeting is held. Any such request shall include evidence of the LEA's reasonable measures to convene a resolution meeting with the parent. The reasonable measures shall be documented using the procedures in section E-3026.4. A parent shall have an opportunity to respond to the request and related evidence prior to the hearing officer ruling on the request.
- E-3030.6 If the LEA is unable to obtain the participation of the parent in the resolution meeting after reasonable measures have been made and documented using the procedures in section E-3026.4, the LEA may, at the conclusion of the thirty (30) day period, request that a hearing officer dismiss the parent's due process complaint. Any such request shall include evidence of the LEA's reasonable measures to convene a resolution meeting with the parent. The reasonable measures shall be documented using the procedures in section E-3026.4. A parent shall have an opportunity to respond to the request and related evidence prior to the hearing officer ruling on the request.
- E-3030.7 If the LEA fails to hold the resolution meeting specified in section

- E-3030.1 within fifteen (15) days after receiving notice of a parent's due process complaint or fails to participate in the resolution meeting, the parent may seek the intervention of a hearing officer to begin the due process hearing timeline.
- E-3030.8 Adjustments to Thirty (30) Day Resolution Period. The forty-five (45) day timeline for the due process hearing in section E-3030.11 shall start on the day after any one (1) of the following events occurs:
- (a) The LEA and the parent agree in writing to waive the resolution meeting;
 - (b) The mediation or resolution meeting starts but, before the end of the thirty (30) day period, the LEA and parent agree in writing that no agreement is possible; or
 - (c) The parent and the LEA agree in writing to continue the mediation at the end of the thirty (30) day resolution period, but the parent or LEA later withdraws from the mediation process.
- E-3030.9 Written Settlement Agreement. If a resolution to the dispute is reached at the meeting described in section E-3030.1, the parent and the LEA shall execute a legally binding agreement that:
- (a) Is signed by both the parent and a representative of the LEA who has the authority to bind the LEA; and
 - (b) Contains a provision stating that it shall be enforceable in any state court of competent jurisdiction or in a District Court of the United States.
- E-3030.10 Agreement Review Period. If the LEA and parent execute an agreement pursuant to section E-3030.9, either party may void such agreement within three (3) business days after the agreement's execution. The party who voids the agreement shall provide written notice to all other parties to the agreement.
- E-3030.11 Due Process Hearing. Not later than forty-five (45) days after the expiration of the thirty (30) day resolution period or any adjusted time period described in section E-3030.8:
- (a) A final decision shall be reached in the hearing; and
 - (b) A copy of the decision shall be:
 - (1) Mailed to each of the parties; or
 - (2) Transmitted electronically or by facsimile to each of the parties if all of the parties to the due process complaint consent to such electronic or facsimile transmission.
- E-3030.12 Extension of timeline. An impartial hearing officer may, for good cause shown, grant specific extensions of time beyond the periods set forth in section 3030.11 at the request of either party.

- E-3030.13 Hearing Officer Determination (HOD). The HOD shall be in writing. The hearing officer shall include the following in the HOD:
- (a) The identity of the parties;
 - (b) The identity of the student, which shall include the student's name, student identification (ID) number, date of birth, and attending school;
 - (c) The case number;
 - (d) Findings of fact and conclusions of law, separately stated;
 - (e) The final determination;
 - (f) What must be done by each party, where applicable, to carry out the decision, including the establishment of timelines for each step or action, and by whom;
 - (g) Any appeal rights; and
 - (h) The hearing officer's signature, which must be dated and which may be designated by electronic signature.
- E-3030.14 Burden of Proof. The burden of proof shall be the responsibility of the party seeking relief;. Based solely upon the evidence presented at the hearing, an impartial hearing officer shall determine whether the party seeking relief presented sufficient evidence to meet the burden of proof.
- E-3030.15 Publication of HODs. After deleting personally identifiable information from hearing decisions, the Student Hearing Office of the District of Columbia shall transmit the findings and decisions to the State Education Agency Advisory Panel and make the findings and decisions available to the public.

OFFICE OF THE STATE SUPERINTENDENT OF EDUCATION

NOTICE OF FINAL RULEMAKING

The State Superintendent of Education, pursuant to authority set forth in Mayor's Order 2009-3 dated January 15, 2009, and Sections 5a and 6 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 4-405), hereby gives notice of the adoption of a new section 380, entitled "Schedule of Parent Fees for the District of Columbia Government Subsidized Child Care Services in Child Development Facilities, Child Development Homes, and by Relatives and In-Home Caregivers" to be added to Title 29, Chapter 3, of the District of Columbia Municipal Regulations (DCMR). The rule has been in effect as an emergency rule since October 1, 2009, and was published in the *D.C. Register* as an emergency and proposed rule on October 2, 2009 (56 DCR 7865).

The purpose of this rule is to update the co-payment requirements of the District of Columbia's child care subsidy program.

Title 29 DCMR, Chapter 3, entitled "Child Care Development Facilities" is revised to add a new subsection 380 to read as follows:

380 DISTRICT-SUBSIDIZED CHILD CARE SERVICES

- 380.1 A family residing in the District of Columbia may be eligible to receive part-time or full-time child care services, subsidized in whole or in part by the District of Columbia. Eligibility to participate in the child care subsidy program shall be determined pursuant to this section.
- 380.2 A family with an income equal to or less than two hundred fifty percent (250%) of the federal poverty guidelines or eighty five percent (85%) of the District of Columbia median income, whichever is lower, shall be eligible to participate in the District of Columbia child care subsidy program. Actual participation in the program will depend upon the availability of child care slots and the availability of sufficient funding for the District's subsidies.
- 380.3 A family participating in the child care subsidy program shall pay a co-payment, based on a sliding fee scale, for the child care services.
- 380.4 A family with an income equal to or less than fifty percent (50%) of the federal poverty guidelines shall not be required to pay any co-payment.
- 380.5 A family with an income greater than fifty percent (50%), but less than or equal to (250%), of the federal poverty guidelines shall be required to pay the co-payment amount(s) set forth in section 380.11.
- 380.6 A family receiving subsidized child care services on October 1, 2009, with an income equal to or below three hundred percent (300%) of the federal poverty guidelines or eighty five percent (85%) of the District of Columbia median

income, whichever is lower, shall continue to be eligible to participate in the District of Columbia child care subsidy program if:

- (a) Each parent living in the same household with a child or children enrolled in subsidized child care, must either be employed or participating in a qualifying program in conformance with federal guidelines for subsidized child care during child care hours;
- (b) The family continues to reside in the District of Columbia;
- (c) The family maintains eligibility status with timely submission of appropriate documentation as may be required annually or upon request; and
- (d) The child or children maintain routine attendance at the child development facility or license-exempt relative or in-home caregiver receiving child care subsidy payments.

380.7 In determining the income of a family and the eligibility of the family to participate in the child care subsidy program, a family with a child with medical disabilities or special health care needs may deduct from its income all medical expenses related to that child, if the medical expenses are:

- (a) Performed by a licensed health care practitioner; and
- (b) Substantiated with payment statements, payment receipts, or insurance statements identifying the health care service.

380.8 The co-payment requirements in this chapter shall apply only to the first two (2) children in the family.

380.9 There shall be no co-payment requirement for the third child or any additional children of a family.

380.10 Parents shall be responsible for paying co-payments directly to the authorized care provider, including a child care facility, relative care or in-home care provider.

380.11 The following schedule of co-payments shall apply to services provided by a child development facility or license-exempt relative or in-home caregiver providing child care services subsidized by the District of Columbia:

SLIDING FEE SCALE 2009						DAILY CO-PAY			
						CHILDREN IN CARE			
%FPG	ANNUAL INCOME BY FAMILY SIZE					FULL TIME		PART TIME	
	1	2	3	4	5	First	Second	First	Second
0-50%	\$5,415	\$7,285	\$9,155	\$11,025	\$12,895	\$0	\$0	\$0	\$0
51-60%	\$6,498	\$8,742	\$10,986	\$13,230	\$15,474	\$0.57	\$0.43	\$0.29	\$0.22
61-70%	\$7,581	\$10,199	\$12,817	\$15,435	\$18,053	\$0.75	\$0.57	\$0.38	\$0.29
71-80%	\$8,664	\$11,656	\$14,648	\$17,640	\$20,632	\$1.01	\$0.75	\$0.51	\$0.38
81-90%	\$9,747	\$13,113	\$16,479	\$19,845	\$23,211	\$1.27	\$0.95	\$0.64	\$0.48
91-100%	\$10,830	\$14,570	\$18,310	\$22,050	\$25,790	\$1.62	\$1.22	\$0.81	\$0.61
101-110%	\$11,913	\$16,027	\$20,141	\$24,255	\$28,369	\$2.02	\$1.51	\$1.01	\$0.76
111-120%	\$12,996	\$17,484	\$21,972	\$26,460	\$30,948	\$2.45	\$1.84	\$1.23	\$0.92
121-130%	\$14,079	\$18,941	\$23,803	\$28,665	\$33,527	\$2.93	\$2.20	\$1.47	\$1.10
131-140%	\$15,162	\$20,398	\$25,634	\$30,870	\$36,106	\$3.46	\$2.60	\$1.73	\$1.30
141-150%	\$16,245	\$21,855	\$27,465	\$33,075	\$38,685	\$4.07	\$3.05	\$2.04	\$1.53
151-160%	\$17,328	\$23,312	\$29,296	\$35,280	\$41,264	\$4.73	\$3.55	\$2.37	\$1.78
161-170%	\$18,411	\$24,769	\$31,127	\$37,485	\$43,843	\$5.43	\$4.08	\$2.72	\$2.04
171-180%	\$19,494	\$26,226	\$32,958	\$39,690	\$46,422	\$6.19	\$4.65	\$3.10	\$2.33
181-190%	\$20,577	\$27,683	\$34,789	\$41,895	\$49,001	\$7.00	\$5.25	\$3.50	\$2.63
191-200%	\$21,660	\$29,140	\$36,620	\$44,100	\$51,580	\$7.91	\$5.93	\$3.96	\$2.97
201-210%	\$22,743	\$30,597	\$38,451	\$46,305	\$54,159	\$8.88	\$6.66	\$4.44	\$3.33
211-220%	\$23,826	\$32,054	\$40,282	\$48,510	\$56,738	\$9.90	\$7.43	\$4.95	\$3.72
221-230%	\$24,909	\$33,511	\$42,113	\$50,715	\$59,317	\$10.91	\$8.19	\$5.46	\$4.10
231-240%	\$25,992	\$34,968	\$43,944	\$52,920	\$61,896	\$11.97	\$8.98	\$5.99	\$4.49
241-250%	\$27,075	\$36,425	\$45,775	\$55,125	\$64,475	\$13.08	\$9.81	\$6.54	\$4.91
251-260%	\$28,158	\$37,882	\$47,606	\$57,330	\$67,054	\$14.24	\$10.68	\$7.12	\$5.34
261-270%	\$29,241	\$39,339	\$49,437	\$59,535	\$69,633	\$15.44	\$11.58	\$7.72	\$5.79
271-280%	\$30,324	\$40,796	\$51,101	\$60,835	\$70,569	\$16.78	\$12.58	\$8.39	\$6.29
281-290%	\$31,407	\$41,368				\$18.08	\$13.56	\$9.04	\$6.78
291-300%	\$31,634					\$19.44	\$14.58	\$9.72	\$7.29

SLIDING FEE SCALE 2009						DAILY CO-PAY			
						CHILDREN IN CARE			
ANNUAL INCOME BY FAMILY SIZE						FULL TIME		PART TIME	
%FPG	6	7	8	9	10	First	Second	First	Second
0-50%	\$14,765	\$16,635	\$18,505	\$20,375	\$22,245	\$0	\$0	\$0	\$0
51-60%	\$17,718	\$19,962	\$22,206	\$24,450	\$26,694	\$0.57	\$0.43	\$0.29	\$0.22
61-70%	\$20,671	\$23,289	\$25,907	\$28,525	\$31,143	\$0.75	\$0.57	\$0.38	\$0.29
71-80%	\$23,624	\$26,616	\$29,608	\$32,600	\$35,592	\$1.01	\$0.75	\$0.51	\$0.38
81-90%	\$26,577	\$29,943	\$33,309	\$36,675	\$40,041	\$1.27	\$0.95	\$0.64	\$0.48
91-100%	\$29,530	\$33,270	\$37,010	\$40,750	\$44,490	\$1.62	\$1.22	\$0.81	\$0.61
101-110%	\$32,483	\$36,597	\$40,711	\$44,825	\$48,939	\$2.02	\$1.51	\$1.01	\$0.76
111-120%	\$35,436	\$39,924	\$44,412	\$48,900	\$53,388	\$2.45	\$1.84	\$1.23	\$0.92
121-130%	\$38,389	\$43,251	\$48,113	\$52,975	\$57,837	\$2.93	\$2.20	\$1.47	\$1.10
131-140%	\$41,342	\$46,578	\$51,814	\$57,050	\$62,286	\$3.46	\$2.60	\$1.73	\$1.30
141-150%	\$44,295	\$49,905	\$55,515	\$61,125	\$66,735	\$4.07	\$3.05	\$2.04	\$1.53
151-160%	\$47,248	\$53,232	\$59,216	\$65,200	\$71,184	\$4.73	\$3.55	\$2.37	\$1.78
161-170%	\$50,201	\$56,559	\$62,917	\$69,275	\$75,633	\$5.43	\$4.08	\$2.72	\$2.04
171-180%	\$53,154	\$59,886	\$66,618	\$73,350	\$80,082	\$6.19	\$4.65	\$3.10	\$2.33
181-190%	\$56,107	\$63,213	\$70,319	\$77,425	\$84,531	\$7.00	\$5.25	\$3.50	\$2.63
191-200%	\$59,060	\$66,540	\$74,020	\$81,500	\$87,602	\$7.91	\$5.93	\$3.96	\$2.97
201-210%	\$62,013	\$69,867	\$77,721	\$85,575		\$8.88	\$6.66	\$4.44	\$3.33
211-220%	\$64,966	\$73,194	\$81,422	\$85,777		\$9.90	\$7.43	\$4.95	\$3.72
221-230%	\$67,919	\$76,521	\$83,952			\$10.91	\$8.19	\$5.46	\$4.10
231-240%	\$70,872	\$79,848				\$11.97	\$8.98	\$5.99	\$4.49
241-250%	\$73,825	\$82,127				\$13.08	\$9.81	\$6.54	\$4.91
251-260%	\$76,778					\$14.24	\$10.68	\$7.12	\$5.34
261-270%	\$79,731					\$15.44	\$11.58	\$7.72	\$5.79
271-280%	\$80,302					\$16.78	\$12.58	\$8.39	\$6.29
281-290%						\$18.08	\$13.56	\$9.04	\$6.78
291-300%						\$19.44	\$14.58	\$9.72	\$7.29

380.12 The schedule of co-payments may be revised periodically.

380.13 For the purposes of this section, the following terms shall have the meaning ascribed:

Child - an individual from birth through the age of twelve (12) years (or up to the age of 19 years if the child has special needs).

Family - a unit consisting of one or more adults and children related by blood, marriage, adoption, or legal guardianship who reside in the same household.

Federal poverty guidelines - means the federal “2009 Poverty Guidelines for the 48 Contiguous States and the District of Columbia”, as published in the *Federal Register* on January 23, 2009 (74 Fed. Reg. 4199)

Income - the combined total adjusted gross income of the parent(s) with primary responsibility for the child, declared in the joint and/or individual annual federal income tax filing for the most recent calendar year; or in the event such filing is not required with the federal government, other appropriate documentation to establish the total annual income of the parent(s). Examples of income sources include, but are not limited to revenues from: wages, salaries, tips, partnership income, interest, dividends, capital gains, fringe benefits, IRA distributions, pensions, annuities, royalties, trusts, rental income, S corporations, farm income, alimony, child support, Social Security, unemployment compensation, and disability compensation.

Residence - the location where the parent(s) with primary responsibility for the child resides and claims as the permanent place of residence for purposes of one or more of the following: federal and state taxes; receipt of public financial support; voter registration; driver registration; valid residential lease; or other criteria that establishes the District of Columbia as the person’s domicile.