

ENROLLMENT(S)



(5)

COUNCIL OF THE DISTRICT OF COLUMBIA

NOTICE

D.C. LAW 12-72

"Day Care Policy Temporary Amendment Act of 1997"

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P.L. 93-198 "the Act", the Council of the District of Columbia adopted Bill No. 12-327, on first and second readings, November 4, 1997 and December 4, 1997, respectively. Following the signature of the Mayor on December 15, 1997, pursuant to Section 404(e) of "the Act", and was assigned Act No. 12-224, and published in the January 9, 1998, edition of the D.C. Register (Vol. 45 page 148) and transmitted to Congress on January 9, 1998 for a 30-day review, in accordance with Section 602(c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 12-72, effective March 20, 1998.



LINDA W. CROPP
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

Jan.	27,28,29
Feb.	2,3,4,5,9,10,11,12,23,24,25,26,27
Mar.	2,3,4,5,6,9,10,11,12,13,16,17,18,19

ENROLLED ORIGINAL

AN ACT

D.C. ACT 12-224

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DECEMBER 15, 1997

*Codification
District of
Columbia
Code
1998 Supp.*

To amend, on a temporary basis, the Day Care Policy Act of 1979 to comply with the provisions of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, P.L. 104-193 by eliminating the requirement that the Department of Human Services pay the full cost of day care, revising the eligibility criteria for the Mayor to supplement the payment for day care services, eliminating the requirement that the District pay a child development center that has maintained a 90% attendance rate for District subsidized children, and eliminating the 2 years of age or older limitation for children who will be cared for by child development centers under contract with the District government.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "Day Care Policy Temporary Amendment Act of 1997".

Sec. 2. The Day Care Policy Act of 1979, effective September 19, 1979 (D.C. Law 3-16; D.C. Code § 3-301 *et seq.*), is amended as follows:

(a) Section 2 (D.C. Code § 3-301) is amended as follows:

(1) A new subsection (c-1) is added to read as follows:

"(c-1) The term "children of families who are at-risk" means children living in low-income working families with limited community and family resources or services available to them, such that they are at-risk of becoming dependent upon assistance from the TANF program."

(2) A new subsection (e-1) is added to read as follows:

"(e-1) The term "TANF" means the Temporary Assistance for Needy Families as defined in section 101 of the District of Columbia Public Assistance Act of 1982, effective April 6, 1982 (D.C. Law 4-101; D.C. Code § 3-201.1)."

(b) Section 4 (D.C. Code § 3-303) is repealed.

(c) Section 5 (D.C. Code § 3-304) is repealed.

(d) A new section 5a is added to read as follows:

"Sec. 5a. Supplemental payments by the Mayor.

"(a) The Mayor is hereby authorized to supplement the cost of child care services with

*Note, Section
3-301*

*Note, Section
3-303*

*Note, Section
3-304*

*Note, Section
3-304*

District funds when appropriated and available for the following:

"(1) Children of families who are receiving assistance under the TANF program and whose families are attempting through work activities to transition off the TANF program;

"(2) Children of families who are at-risk of becoming dependent on the TANF program;

"(3) Children of families who are low-income but working, as defined by the TANF program;

"(4) Children receiving protective care services; and

"(5) Children in foster care placement when the foster care provider is working, if only one foster care provider is in the home, when both foster care providers are working, if 2 foster care providers are in the home, and child care services are in the best interest of the child.

"(b) Any child care funds available under Title IV-E of the Social Security Act, approved June 17, 1980 (94 Stat. 501; 42 U.S.C. § 670 *et seq.*), shall be the first source for reimbursement to the District for the cost of child care for children in foster care.

"(c) The supplemental payment authorized by this section shall be paid, in accordance with a daily rate and sliding fee scale, directly to the child development center, child development home, relative, or in-home care giver actually providing services."

(e) Section 7 (b) (D.C. Code § 3-306(2)) is amended to read as follows:

Note, Section
3-306

"(b) A child development home or child development center that has contracted with the Mayor to provide day care services and that has documented that services were provided (this payment shall include payment for District and federal holidays and snow days);".

(f) The lead-in language to section 10 (D.C. Code § 3-309) is amended by striking the phrase "sections 4 and 5" and inserting in its place the phrase "section 5a" and by striking the phrase "who are two (2) years of age or older".

Note, Section
3-309

Sec. 3. The Mayor, pursuant to title 1 of the District of Columbia Administrative Procedures Act, approved October 21, 1968 (82 Stat. 1204; D.C. Code § 1-1501 *et seq.*), may issue rules to implement the provisions of this act.

Note, Section
3-304

Sec. 4. Fiscal impact statement.

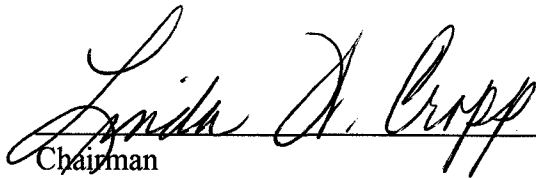
Bill 12-327 will have a positive fiscal impact. While the bill requires \$75,000 to implement (to provide training for staff) the bill will also result in revenue of \$226,000 from new fees for child care and special need fees. (See Council FIS for details).

Sec. 5. (a) This act shall take effect following approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), approval by the Financial Responsibility and Management Assistance Authority as provided in section 203(a) of the District of Columbia Financial Responsibility and Management Assistance Act of 1995, approved April 17, 1995 (109 Stat. 116; D.C. Code § 47-392.3(a)), a 30-day period of Congressional

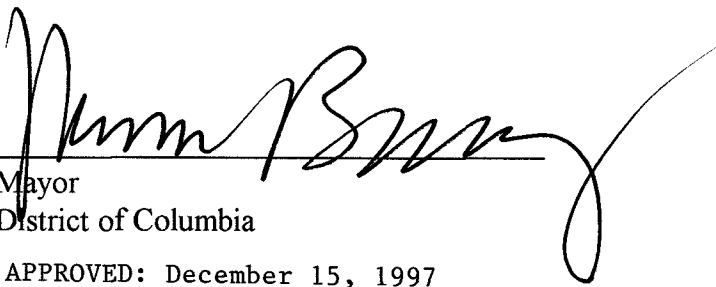
ENROLLED ORIGINAL

review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Code § 1-233(c)(1)), and publication in the District of Columbia Register.

(b) This act shall expire after 225 days of its having taken effect.



Chairman
Council of the District of Columbia



Mayor
District of Columbia
APPROVED: December 15, 1997



COUNCIL OF THE DISTRICT OF COLUMBIA

COUNCIL PERIOD TWELVE

RECORD OF OFFICIAL COUNCIL VOTE

Docket No.

B12-327

| | ITEM ON CONSENT CALENDAR

☒ ACTION & DATE

ADOPTED FIRST READING, 11-4-97

☒ VOICE VOTE
RECORDED VOTE ON REQUEST

APPROVED

ABSENT

DIXON, JARVIS AND SMITH

| | ROLL CALL VOTE - Result

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Cropp					Dixon					Schwartz				
Allen					Evans					Smith, Jr.				
Ambrose					Jarvis					Thomas, Sr.				
Brazil					Mason									
Chavous					Patterson									

X - Indicates Vote AB - Absent NV - Present not Voting

Angie [Signature]
Secretary to the Council

December 8, 1997
Date

CERTIFICATION RECORD

☒ ITEM ON CONSENT CALENDAR☒ ACTION & DATE

ADOPTED FINAL READING, 12-4-97

☒ VOICE VOTE
RECORDED VOTE ON REQUEST

APPROVED

ABSENT

ALL PRESENT

| | ROLL CALL VOTE - Result

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Cropp					Dixon					Schwartz				
Allen					Evans					Smith, Jr.				
Ambrose					Jarvis					Thomas, Sr.				
Brazil					Mason									
Chavous					Patterson									

X-indicates Vote AB-Absent NV-Present not voting

Angie [Signature]
Secretary to the Council

December 8, 1997
Date

CERTIFICATION RECORD

| | ITEM ON CONSENT CALENDAR

| | ACTION & DATE

☐ VOICE VOTE
RECORDED VOTE ON REQUEST

ABSENT

| | ROLL CALL VOTE - Result

Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB	Councilmember	Aye	Nay	NV	AB
Chmn. Cropp					Dixon					Schwartz				
Allen					Evans					Smith, Jr.				
Ambrose					Jarvis					Thomas, Sr.				
Brazil					Mason									
Chavous					Patterson									

X - Indicates Vote AB - Absent NV - Present not Voting

CERTIFICATION RECORD

Secretary to the Council

Date