

# DEPARTMENT OF HEALTH AND SOCIAL SERVICES

## DIVISION OF SOCIAL SERVICES

Statutory Authority: 31 Delaware Code, Section 512 (31 Del.C. §512)  
16 DE Admin. Code 11006

### PROPOSED

### PUBLIC NOTICE

#### Child Care Subsidy Program DSSM 11006.4.1 Absent Day Policy

In compliance with the State's Administrative Procedures Act (APA - Title 29, Chapter 101 of the Delaware Code) and under the authority of Title 31 of the Delaware Code, Chapter 5, Section 512, Delaware Health and Social Services (DHSS) / Division of Social Services is proposing to amend Child Care Subsidy Program policies in the Division of Social Services Manual (DSSM) regarding *Absent Days*.

Any person who wishes to make written suggestions, compilations of data, testimony, briefs or other written materials concerning the proposed new regulations must submit same to Sharon L. Summers, Policy, Program & Development Unit, Division of Social Services, 1901 North DuPont Highway, P.O. Box 906, New Castle, Delaware 19720-0906 or by fax to (302) 255-4425 by May 31, 2009.

The action concerning the determination of whether to adopt the proposed regulation will be based upon the results of Department and Division staff analysis and the consideration of the comments and written materials filed by other interested persons.

### SUMMARY OF PROPOSED CHANGE

The proposed change described below amends Child Care Program policies in the Division of Social Services Manual (DSSM) regarding *Absent Days*. The purpose of this change is to clarify the *Absent Day Policy* as it relates to the number of absent days authorized and who cannot get paid absent days.

#### Statutory Authority

45 CFR Part 98, *Child Care and Development Fund*

#### Summary of Proposed Change

Amended **DSSM 11006.4.1**, *Absent Day Policy* clarifies that providers will not be paid for holidays that occur before the start date of the authorization. The Division of Social Services (DSS) may pay absent days for up to five days.

#### DSS PROPOSED REGULATION #09-18

#### REVISION:

#### 11006.4.1 Absent Day Policy

~~Payments are made~~ DSS pays for up to five absent days per month. The number of absent days per month is the same as the number of days authorized in one week (up to a maximum of five). The specific number of paid absent days is indicated on each child's ~~Form 618d~~ Authorization Form.

EXAMPLE: A child is authorized to attend three days a week. Therefore, the provider will be paid for up to three absent days a month.

Payment may be made for the major holidays listed in the contract for any child who attended at least one day during the month. No payment is made to a provider for a holiday that occurs before the start date of the authorization at that provider's site.

**12 DE Reg. 1366 (05/01/09) (Prop.)**