# **Attachment A Rate Reform Implementation Guidance**

California Department of Education

December 2021

**Please note:** This is the Section 508 Compliant Version of this document. Another version of this document is located on the Management Bulletin 22-01 web page at <http://staging.cde.ca.gov/sp/cd/ci/mb2201.asp> and can also be accessed by clicking on the following link: <https://www.cde.ca.gov/sp/cd/ci/documents/implementguide508.docx>.

**All changes from current regulation included in this document have been illustrated in the following manner:**

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## **<begin add> Chapter 18.5. California State Preschool Program**

### Subchapter 12. Rate Reform Changes

#### Article 1. Contractor Requirements

#### § 17835. Applicable Regulations.

The regulations contained in this Article shall apply to all California state preschool program (CSPP) contractors, including contractors that operate through a Family Childcare Home Education Network (FCCHEN). Contractors that operate through a FCCHEN will use sections 17835-17838 to administer their contract and must refer to sections 17840-17843 below for requirements when paying providers.

#### 17836. Time-base Categories for CSPP.

(a) CSPP contractors shall be reimbursed as full-time when the child’s certified schedule is 30 hours total per week or greater.

(b) CSPP contractors shall be reimbursed as part-time when the family’s certified schedule is less than 30 hours total per week. Families enrolled in full-day California state preschool programs must be reimbursed as part-time if the certified schedule is less than a total of 30 hours per week.

#### 17837. Time-base Adjustment Factor Categories for CSPP Contractors.

(a) When Preschool services are provided, the contractor shall be reimbursed for each day the child is enrolled, pursuant to 5 CCR Section 18054 or any superseding regulation addressing Determination of Reimbursable Amount, by multiplying the full-time contract rate by only one of the following time-base adjustment factors:

(1) By 1.0 when the child is certified for full-time CSPP services, pursuant to Section 17836(b).

(2) By the applicable service county’s adjustment factor when the child is certified for part-time CSPP services, pursuant to Section 17836(a).

(3) By 1.18 for the specific days in which children determined to have full-time reimbursement are provided CSPP services for 10 and one-half (10.5) hours or more per day.

#### 17838. Special Criteria Adjustment Factor Categories.

(a) When CSPP services are provided to a child in one of the following categories, the contractor shall multiply the contract rate, by only one of the following:

(1) When the child has exceptional needs as defined in Education Code Section 8205(h), the adjustment factor is 1.54.

(2) When the child has a severe disability as defined in Education Code Section 8205(s), the adjustment factor is 1.93.

(3) When children are at risk of neglect, abuse, or exploitation, as defined in Education Code Section 8205(g), the adjustment factor shall be 1.1.

(4) When the child is a dual language learner, as defined in Education Code Section 8205(o), the adjustment factor shall be 1.1.

(b) Contractors shall only apply the adjustment factor in (1) and (2) when there is documentation that additional services and/or accommodations for that particular child are being provided, and such services and/or accommodations result in an on-going financial impact on the provider.

(c) When Mental Health Consultative Services are provided in a CSPP classroom, the adjustment factor is 1.05. This adjustment factor can be used in conjunction with any of the adjustment factors listed in this section and section 17837.

### Article 2. Contractor Requirements for Reimbursement to Providers

#### § 17840. Applicable Regulations.

The regulations contained in this Article shall apply to CSPP contractors that contract with family child care home providers in order to operate through a FCCHEN.

#### § 17841. Application of the Contract Rate

CSPP contractors that operate through a FCCHEN shall use the contract rate as the basis to determine the rate agreed upon by the contractor and the provider.

#### § 17842. Reimbursement Rate Categories.

(a) CSPP contractors shall reimburse family childcare home providers in accordance with the following rate categories:

(1) Part-time rate agreed to by the contractor and the provider, which shall only be used when the child has a certified schedule of less than 30 hours per week.

(2) Full-time rate agreed to by the contractor and the provider, which shall only be used when the child has a certified schedule of 30 hours or more per week.

(3) Providers may be reimbursed either the part-time or full-time rate as required by the child’s school or vacation certified schedule.

(4) For full-time children who are provided CSPP services for 10 and one-half (10.5) hours or more per day, contractors shall multiply the provider’s full-time agreed upon rate by 1.18.

#### § 17843. Special Criteria Adjustment Factor Categories

(a) When CSPP services are provided to a child in one of the following categories, the contractor shall pay the provider by multiplying the part-time or full-time rate agreed to by the provider and the contractor by only one of the following:

(1) When the child has exceptional needs as defined in Education Code Section 8205(h), the adjustment factor is 1.54.

(2) When the child has a severe disability as defined in Education Code Section 8205(s), the adjustment factor is 1.93.

(3) When children are at risk of neglect, abuse, or exploitation, as defined in Education Code Section 8205(g), the adjustment factor shall be 1.1.

(4) When the child is a dual language learner, as defined in Education Code Section 8205(o), the adjustment factor shall be 1.1.

(b) Contractors shall only apply the adjustment factor in (1) and (2) when there is documentation that additional services and/or accommodations for that particular child are being provided, and such services and/or accommodations result in an on-going financial impact on the provider.

(c) When Mental Health Consultative Services are provided in a state preschool program, the adjustment factor is 1.05. This adjustment factor can be used in conjunction with any of the adjustment factors listed in this section and section 17842. <end add>