

# ENROLLMENT(S)

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# COUNCIL OF THE DISTRICT OF COLUMBIA

## NOTICE

### D.C. LAW 12-216

#### "Day Care Policy Amendment Act of 1998"

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. 12-328, on first and second readings, October 6, 1998 and November 10, 1998, respectively. Following the signature of the Mayor on December 9, 1998, pursuant to Section 404(e) of "the Act", and was assigned Act No. 12-531 and published in the January 15, 1999, edition of the D.C. Register (Vol. 46 page 281) and transmitted to Congress on February 3, 1999 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 12-216, effective April 13, 1999.



LINDA W CROPP  
Chairman of the Council

#### Dates Counted During the 30-day Congressional Review Period:

Feb. 3,4,8,9,10,11,12,22,23,24,25

Mar. 1,2,3,4,5,8,9,10,11,15,16,17,18,19,22,23,24,25

Apr. 12

ENROLLED ORIGINAL

AN ACT

D.C. ACT 12-531

Codification  
District of  
Columbia  
Code  
1998 Supp.

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DECEMBER 9, 1998

To amend 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 Amendment Act of 1998".

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:

Section  
3-301

(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.

Section  
3-303

(c) Section 5 (D.C. Code § 3-304) is repealed.

Section  
3-304

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

New Section  
3-304.1

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

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

**ENROLLED ORIGINAL**

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:

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".

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  
3-304.1

Sec. 4. 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 review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved



## COUNCIL OF THE DISTRICT OF COLUMBIA

COUNCIL PERIOD TWELVE

## RECORD OF OFFICIAL COUNCIL VOTE

Docket No. B12-328 ITEM ON CONSENT CALENDAR ACTION & DATE ADOPTED FIRST READING, 10-06-98 VOICE VOTE APPROVED  
RECORDED VOTE ON REQUESTABSENT MASON AND SMITH ROLL CALL VOTE - Result \_\_\_\_\_

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

X - Indicates Vote

AB - Absent

NV - Present not Voting

CERTIFICATION RECORD

[Signature]  
Secretary to the Council

November 23, 1998  
Date

 ITEM ON CONSENT CALENDAR ACTION & DATE ADOPTED FINAL READING, 11-10-98 VOICE VOTE APPROVED  
RECORDED VOTE ON REQUESTABSENT MASON, SCHWARTZ, SMITH AND THOMAS ROLL CALL VOTE - Result \_\_\_\_\_

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

X - Indicates Vote

AB-Absent

NV-Present not voting

CERTIFICATION RECORD

[Signature]  
Secretary to the Council

November 23, 1998  
Date

 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					Chavous					Schwartz				
Allen					Evans					Smith, Jr.				
Ambrose					Jarvis					Thomas, Sr.				
Brazil					Mason									
Catania					Patterson									

X - Indicates Vote

AB - Absent

NV - Present not Voting

CERTIFICATION RECORD

Secretary to the Council

Date