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State Superintendent  
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*Welcome to a presentation by the  
California Department of Education*

*While you wait...*

Take a moment to think of the  
pressing questions you have or  
have heard in regards to  
12-Month Eligibility, and write  
them down.



# Implementation of 12-month Eligibility

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Webinar Training  
September 28, 2017

**Presented by Karmina Barrales and Becky Halligan  
California Department of Education,  
Early Education and Support Division**

**CALIFORNIA DEPARTMENT OF EDUCATION**  
Tom Torlakson, State Superintendent of Public Instruction



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# Overview

- **Part I**
  - Walk through the Management Bulletin 17-14 on 12-Month Eligibility
- **Part II**
  - Walk through the 12-Month Eligibility Implementation Guidance (Guidance-Attachment A)



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# Goals

- Contractors will understand 12-Month Eligibility based on the Budget Act 2017, using MB 17-14
- Contractors will understand the Guidance and the impact to their current policies and practice



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# Early Education in California

*towards one coherent system*

## **Early Education and Support Division Vision**

EESD envisions a coordinated and integrated statewide system for young children and their families that links all stakeholders in providing accessible, high quality, and comprehensive early education and support services.



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# Legislative Authority

- Budget Act of 2017-

Assembly Bill 99 permitted the CDE to implement “12-Month Eligibility” effective July 1, 2017



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# Policy

**Effective July 1, 2017**

**Once a family establishes eligibility and need at initial certification or recertification, a family shall be considered to meet all eligibility and need requirements for not less than 12 months**



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# Rescinded MBs

- This MB supersedes all other MBs, or portions thereof, that are in direct conflict with the Guidance (Attachment A)
- And Rescinds the following:
  - MB 06-14
  - MB 15-05





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# 12-Month Eligibility Implementation Guidance

- The Guidance is effective on the release date of the MB including the Guidance (Attachment A) and will remain in place until the adoption of formal regulations.
- The Guidance has the same force and effect in law as regulations



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# Highlight 4 Major Areas

1. Families certified for services on the **basis of seeking employment** shall receive services for **not less** than 12 months
2. All families must be recertified at least once each contract period, and **no sooner** than 12 months from when they were last certified<sub>10</sub>



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# Highlight 4 Major Areas cont.

3. Families **may voluntarily** report changes decreasing their service need under specific conditions

4. Families **must** report within 30 days if income exceeds 85 percent of state median income (SMI)



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# Exceptions to not reporting changes

- Families who exceed 85 percent of the SMI
- Families who voluntarily report changes



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# Attendance and Reimbursement

- This MB does not change the manner in which contractors are reimbursed nor does it change the statutes, regulations, or policies in place with respect to attendance reporting.



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# Attendance

- As before, “attendance” includes excused absences
  - The CDE recommends contractors work with families and providers to inform parents of the importance of consistent attendance for their child in order to maximize the benefits of their early learning and care experience.



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# Reimbursement

Reimbursement to contractors has not changed. Contractors will continue to be reimbursed as follows:

- Center-based contractors are reimbursed based:
  - Contract Maximum Reimbursable Amount
  - Net Reimbursable Program Costs, and
  - Service Earnings costs



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# Reimbursement cont.

- Alternative Payment Program contractors are reimbursed based on provider payments and allowable administrative and support costs.





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# Part II

# Implementation Guidance (Attachment A)



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# Implementation Guidance (Attachment A)

- The contractor amendments to the Funding Terms and Conditions (FTCs) have already been released for the FY 17-18.
- The information in the Guidance supersedes the information in current 5CCR regulations and FTCs. Refer to the Guidance when enrolling families or reviewing Policies.



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# Implementation Guidance (Attachment A)

- Changes to the California Code of Regulations Title 5 included:
  - Two (2) sections that were **repealed**
  - Sixteen (16) sections that were **revised**
  - Three (3) sections that were **added**
  - This did not include changes to the attendance and absence reporting sections. Those changes will be considered after the stakeholder workgroup convenes.



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# Implementation Guidance (Attachment A)

- **REPEALED SECTIONS**
  - §18102 Notice to Families of Their Responsibility to Notify Contractors of Changes to Family Circumstances
  - §18104 Limited Term Service Leave Requirements



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# Implementation Guidance (Attachment A)

- **REVISED SECTIONS**
  - §18078 Definitions



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# Implementation Guidance (Attachment A)

- **REVISED SECTIONS (continued)**
  - §18084 Documentation of Income Eligibility
  - §18086 Documentation of Employment
  - §18086.5 Documentation of Seeking Employment; Service Limitations



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# Implementation Guidance (Attachment A)

- **REVISED SECTIONS (continued)**
  - §18087 Documentation of Training Towards Vocational Goal



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# Implementation Guidance (Attachment A)

- **REVISED SECTIONS (continued)**
  - §18088 Documentation of Parental Incapacity; Service Limitations
  - §18090 Documentation of Homelessness
  - §18091 Documentation of Seeking Permanent Housing; Service Limitations





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# Implementation Guidance (Attachment A)

- **REVISED SECTIONS (continued)**
  - §18096 Calculation of Income
  - §18103 Recertification



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# Implementation Guidance (Attachment A)

- **REVISED SECTIONS (continued)**
  - §18406 Family Eligibility (Cal WORKs, Stage 2)
  - §18408 Family Duration (Cal WORKs, Stage 2)
  - §18410 Contractor Responsibilities for Maintaining Family Eligibility (CalWORKs, Stage 2)



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# Implementation Guidance (Attachment A)

- **REVISED SECTIONS (continued)**
  - §18421 Family Eligibility (Cal WORKs, Stage 3)
  - §18423 Family Duration (Cal WORKs, Stage 3)
  - §18425 Contractor Responsibilities for Maintaining Family Eligibility (CalWORKs, Stage 3)



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# Implementation Guidance (Attachment A)

- **ADDED SECTIONS**
  - §18084.1 Duration of Service Requirement
  - §18084.2 The Family's Right to Voluntarily Report Changes



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# Implementation Guidance (Attachment A)

- **ADDED SECTIONS (continued)**
  - §18084.3 Requirement to Report When Income Exceeds Ongoing Income Eligibility



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# Contract Monitoring in regards to MB 17-14 for Fiscal Year 2017-18

When a family meets eligibility and need requirements at **initial certification** or **recertification**, a family shall be considered to meet all eligibility and need requirements for not less than 12 months.

*California Education Code Section 8263(i)*



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# **Contract Monitoring in regards to MB 17-14 for Fiscal Year 2017-18**

A payment made by a child care and development program for a child during this period shall not be considered an error or an improper payment due to a change in the family's circumstances during the same 12-month period.

*California Education Code Section 8263(i)*



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# A message from our partners in the Governance and Administration Unit

The GAU, as a part of the EESD team, is committed to assisting contractors in training and providing technical assistance as this change is implemented.





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# A message from our partners in the Governance and Administration Unit

The GAU will only be verifying information at:

- **initial certification**, and at
- **recertification**

The GAU will provide technical assistance in regards to a **voluntarily request by the family** to make a change to their services.



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# If you still have questions...





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# Questions cont.

- If you still have questions, please visit the CDE Website and search for the Budget Implementation Frequently Asked Questions (FAQ)
- Contractors are encouraged to refer to the FAQ Web page before submitting your questions to the following dedicated email:  
[ecebudgetactfaq@cde.ca.gov](mailto:ecebudgetactfaq@cde.ca.gov)



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# Next steps...

In alignment with the EESD vision our team here wants to remind you that your Field Services Consultant is always your point of contact for questions and support as we begin to provide continuous quality child care services through our programs.

CDE Consultant Regional Assignment Web page at:  
<http://www.cde.ca.gov/sp/cd/ci/assignments.asp>