



ADMINISTRATION FOR
CHILDREN & FAMILIES



Office of Child Care Tribal Consultation

May 25, 2021

2:00 PM – 4:00 PM (ET)



Moderator



- Dawn Ramsburg, Ph.D.
Division Director, Program
Operations, Office of Child
Care

Logistics

- Instructions
 - Please begin by typing your name and Tribal affiliation in the Chat Box.
- Recording and Sharing Testimony
 - The audio portion of this consultation is being recorded (to help with later transcription).
 - If you prefer to share information without being recorded, feel free to submit written comments to: OCCTribal@acf.hhs.gov.
 - If speaking, please first state your name for the record.

Technical Support

- By phone:
480-241-5462
- By email:
nctecd@ecetta.info



Zoom Features

Zoom Features

Mute/Unmute:

On bottom left.
(phone * 6)

Speaker View:

Recommended over
Gallery (top right)

Participants:

Raise hand (phone * 9)
Yes/No responses

Chat Feature:

On bottom right



Introduction of Officials



- Katie Hamm
Deputy Assistant
Secretary for Early
Childhood
Development

Remarks from the Administration for Children and Families



- JooYeun Chang
Acting Assistant Secretary

Remarks from the White House



- Libby Washburn
Special Assistant to the
President, Domestic
Policy Council at The
White House

Welcome

Director Office of Child Care



- Dr. Ruth Friedman
Director, Office of Child
Care

Living Agenda

- 2:00 PM, EST – Welcome, Introduction, and Opening Remarks
- 2:20 PM, EST – Tribal Testimony
 - Tribal Testimony from Tribal Leaders – Initial Testimony
 - Tribal Testimony pertaining to Section of the CCDF Tribal Plan
 - Define CCDF Leadership and Coordination with Relevant Systems
 - Establish Standards and Monitoring Processes to Ensure the Health and Safety of Child Care Settings
 - Supporting Continuous Quality Improvement
 - Provide Stable Child Care Financial Assistance to Families
 - Ensure Equal Access to High Quality Child Care for Low-Income Children
 - Promote Family Engagement through Outreach and Consumer Education
- 3:45 PM, EST – Discussion of CCDF Tribal Allocation Size
- 4:00 PM, EST – Closing Comments

Tribal Leader Protocol

- Tribal leaders are invited to provide their oral testimony based on elected positions, using the speaker protocol below 1-4
 - 1. Tribal President/Chairperson/Governor
 - 2. Tribal Vice-President/Vice-Chairperson/Lt. Governor
 - 3. Elected or Appointed Tribal Official
 - 4. Designated Tribal Official

Facilitator



- James Henry
Tribal Program Specialist,
Program Operations, Office
of Child Care

CCDF Plan Overview

- The Child Care and Development Fund (CCDF) Plan is the application Tribes use to apply for their block grant funding by providing a description of, and assurances about, the Lead Agency's CCDF program and services
- Required by law every 3 years
- Planning document - developed in collaboration with numerous partners and stakeholders to ensure that the CCDF program addresses the needs of families, providers, and communities

CCDF Plan Outline

- 7 sections included, tied to purpose and CCDF requirements and based on Tribal allocation size
 - Sections 1 to 3 required for all Tribal CCDF Lead Agencies
 - Section 4, optional for Tribes with small allocations
 - Tribes with small allocations also complete sections 1-3
 - Sections 5 to 7 required for all Tribes with medium and large allocations

Triennial Child Count Declaration

- ACF calculates allocations (grant awards) based on a self-certified Triennial Child Count Declaration for the number of Indian children under age 13 (i.e., up through age 12) who reside on or near the reservation or service area.
- Please keep in mind the following as you prepare Tribal triennial child counts for CCDF funds:
 - While Tribes have flexibility in defining “Indian child,” and may include children from other Tribes, children must be from federally recognized Tribes, consistent with the CCDBG Act’s definition of Indian Tribes, and
 - “Service area” must be “on or near the reservation,” and therefore must be within reasonable close geographic proximity to the delineated borders of a Tribe’s reservation (with the exception of Tribes in Alaska, California, and Oklahoma). Tribes that do not have reservations must establish service areas within reasonable close geographic proximity to the area where the Tribes’ population resides. ACF will not approve an entire State as a Tribe’s service area.
 - Unduplicated Triennial Child Counts
 - TLAs may not count any child who is included in the triennial child count of another CCDF Tribal Lead Agency
 - To ensure unduplicated triennial child counts, a Tribal Lead Agency is required to confer with all other CCDF TLAs that have overlapping or neighboring service area.

Tiered Approach to Tribal Requirements

3 tiers of Tribal grantees based on the size of their allocation, chart is showing using the FY 2016 CCDF Allocation Table.

Tribes With Small Allocations (Under \$250,000)	Tribes With Medium Allocations (\$250,000 - \$1 million)	Tribes With Large Allocations (Over \$1 million)
<p>Must spend their funds in alignment with CCDF Goals and Purposes.</p> <p>Exempt from the majority of CCDF requirements.</p> <p>Option to submit an abbreviated CCDF Plan.</p> <p>We will discuss additional details about Tribes with small allocations in the next slide.</p>	<p>Allowed the Same exemptions as the Large allocation category.</p> <p>Exempt from operating a certificate program.</p>	<p>Subject to the majority of CCDF requirements.</p> <p>Some Tribal-specific exemptions.</p>

Part 1 - Define CCDF Leadership and Coordination with Relevant Systems

- Tribal CCDF Applicant
- Designated Tribal Lead Agency
- Administration through Contracts or Agreements
- Consultation in the Development of the Tribal CCDF Plan
- Indian Child and Indian Reservation or Service Area
- Child Count
- Coordination of Services
- Program Integrity and Accountability

Applies
to all
Tribes

Opportunity to Provide Comments and Ask Questions

- What did you see as helpful?
- What could be improved?
- Are the questions understandable?
- What could be problematic?



Part 2 - Establish Standards and Monitoring Processes to Ensure the Health and Safety of Child Care Setting

- Health and Safety Standards and Requirements for CCDF Providers
- Monitoring and Enforcement Policies and Practices for CCDF Providers
- Criminal Background Checks
- Disaster Preparedness and Response Plan

Applies
to all
Tribes

Health and Safety Standards and Requirements for CCDF Providers

1. Prevention & Control of Infectious Disease (including immunization)
2. Prevention of Sudden Infant Death Syndrome and the use of Safe Sleep Practices
3. Administration of Medication, Consistent with Standards for Parental Control
4. Prevention of & Response to Emergency Due to Food and Allergic Reaction
5. Building & Physical Premises safety, including the Identification of and Protection from Hazards that can cause Bodily Injury, such as Electrical Hazards, Bodies of Water, and Vehicular Traffic
6. Prevention of Shaken Baby Syndrome, Abusive Head Trauma, and Child Maltreatment
7. Emergency Preparedness and Response Planning for Emergencies resulting from a Natural Disaster or a Human-Caused Event
8. Handling and Storage of hazardous Materials and the Appropriate Disposal of Biocontainments
9. Precautions in Transporting Children
10. Pediatric First Aid and Cardiopulmonary (CPR) Certification
11. Recognition and Reporting of Child Abuse and Neglect

Health and Safety Training for CCDF Providers on Required Topics

- TLAs are required to have pre-service or orientation training requirements (to be completed within 3 months)
 - for caregivers, teachers, and directors,
 - appropriate to the provider setting and the age of children services,
 - address the health and safety requirements as well as child development.

Monitoring and Enforcement Policies and Practices for CCDF Providers

- TLAs must certify that procedures are in effect to ensure that child care providers caring for children receiving CCDF services comply with all applicable Tribal and/or State/local health, safety, and fire standards.
- TLAs have flexibility to propose an alternative monitoring approach and provide adequate justification for this approach that ensures the health and safety of children in care.

Criminal Background Checks (CBC)

- TLAs are required to have in effect requirements, policies, and procedures to conduct criminal background checks for all child care staff members (including prospective staff members) of all child care programs that are:
 1. Licensed, regulated, or registered under State/Territory/Tribal law
 2. All other providers eligible to deliver CCDF services (e.g. license-exempt CCDF eligible providers).
- CBCs are required to any staff member who is employed by a child care provider for compensation, including contract employees and self-employed individuals; whose activities involve that care or supervision of children; or who have unsupervised access to children.
- For family child care, this requirement includes the caregiver and any other adults residing in the family child care home who are age 18 or older. This requirement does not apply to individuals who are related to all children for whom child care services are provided.

Applicability of Health and Safety Requirements in the CCDF 2016 Final Rule

		PROVIDERS/SETTINGS					INDIVIDUALS					Relative CCDF Providers (Provider is related to all children in care)
		Licensed CCDF (FCC & Center)	Licensed Exempt (FCC & Center)	CCDF In-Home Care	Licensed non-CCDF (FCC & Center)	Licensed-Exempt non-CCDF	Teachers & Caregivers	Directors	Other Non-Caregiver Staff	Individuals with un-supervised access to children	Other adults (18+) in the FCC home	
Health and Safety Training Pre-services/Orientation and on-going		•	•	•	•		•	•				At TLAs options, Relatives (providers & individuals) may be exempted from health and safety requirements.
Monitoring (applicable to providers)	Annual Monitoring	•	•	•								
	Pre-Inspections	•*										
	Posting Results of Monitoring and Inspection Reports	•	•	•	•							
Criminal Background Checks		•	•	•	•		•	•	•	•	•	

Opportunity to Provide Comments and Ask Questions

- What did you see as helpful?
- What could be improved?
- Are the questions understandable?
- What could be problematic?
- What other barriers do you have in meeting the background check requirements?
- Given the different sets of standards and authorities Tribes work with, how can we make this section easier to complete?



Part 3 - Supporting Continuous Quality Improvement

- Quality Improvement Goals and Activities
- Quality Activities for Child Care Services
- Supporting Training and Professional Development of the Child Care Workforce with CCDF Quality Funds
- Building the Supply of High-Quality Care
- Funding for Quality Activities

Applies
to all
Tribes

Focus on Quality Improvement

All Tribes are required to spend a percentage of their total CCDF expenditures on quality improvement Activities.

Quality Activities	FFY 2022 (& ongoing)
% Quality Set-Aside	9%
% Infant & Toddler Set-aside – this set-aside does not apply to Tribes with Small Allocations	3%
Total % Quality for Tribes with Small Allocations	9%
Total % Quality for Tribes with Medium and Large Allocations	12%

Allowable Quality Activities

- Training & Professional Development
- Early learning & development guidelines
- Tiered quality rating systems
- Infant and toddler supply
- Child care resources & referral services
- Licensing and health & safety requirements
- Quality evaluation
- Accreditation
- Program standards
- Cultural activities
- Other measurable quality activities

Opportunity to Provide Comments and Ask Questions

- What did you see as helpful?
- What could be improved?
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- What could be problematic?



Part 4 - Provide Stable Child Care Financial Assistance to Families

- Only Tribes with small allocations who will be offering direct child care services will complete this session
 - Identify as a Tribe with small allocation
 - Type of care provided
 - Center-based, Family child care, or In-home child care
 - How does the TLA fund its direct child care services
 - Certificates, grants or contracts, CCDF funded Tribal center
 - Describe Eligibility
 - Age of child, family income and size, reason for care, and priorities for vulnerable populations
 - Describe how parents apply for child care services
 - Attach sliding fee scale with effective date
 - Attach payment rates

Tribes with small allocations stop here

Optional
Tribes with small
allocations only

Opportunity to Provide Comments and Ask Questions

- What did you see as helpful?
- What could be improved?
- Are the questions understandable?
- What could be problematic?



Part 5 - Ensure Equal Access to High Quality Child Care for Low-Income Children

- Description of Direct Child Care Services
- Assessing Child Care Market Rates
- Setting Payment Rates for Child Care Services
- Payment Practices and Timelines of Payments to Providers
- Family Contribution to Payments

Applies to all Tribes with Medium and Large Allocations

CCDF Categories of Care Description of Direct Services

- Defined at 98.2
 - Center-based child care
 - A center or Tribally operated center that provides licensed or otherwise authorized to provide child care services for fewer than 24 hours per day per child in a non-residential setting unless care in excess of 24 hours is due to the nature of the parent(s)' work.
 - Family child care home
 - Family child care provider means one (or more) individual(s) who provide child care services for fewer than 24 hours per day per child, in a private residence other than the child's residence, unless care in excess of 24 hours is due to the nature of the parent(s)' work.
 - In-home child care
 - In-home provider means an individual who provides child care services in the child's own home.

Market Rate Survey or Alternative Methodology

- All Tribes are exempt from conducting a market rate survey or alternative methodology and all of the related requirements.
- However, Tribes receiving Medium and Large allocations are still required to have adequate payment rates that support quality.

Opportunity to Provide Comments and Ask Questions

- What did you see as helpful?
- What could be improved?
- Are the questions understandable?
- What could be problematic?



Part 6 - Promote Family Engagement Through Outreach and Consumer Education

- Parental Complaint Process
- Consumer Education for Parents, Providers, and the Public
- Additional Consumer and Provider Education
- Procedures for Providing Information on Developmental Screenings
- Consumer Statement for Parents Receiving CCDF Funds

Applies to
all Tribes
with
Medium
and Large
Allocations

Opportunity to Provide Comments and Ask Questions

- What did you see as helpful?
- What could be improved?
- Are the questions understandable?
- What could be problematic?



Part 7 - Consumer Education for Parents, Providers, and the Public

- TLAs must provide information on:
 - CCDF child care services, other assistance programs, and program carried out under the Individual with Disability Act (IDEA)
 - Research and best practices concerning children’s development
 - Policies regarding social-emotional behavior of young children (including expulsion/suspension policies)
 - Must describe policies to prevent expulsion/suspension of children birth to age 5 in child care & other early childhood program
- All Tribes are exempt from the consumer website requirement.

Applies to
all Tribes
with
Medium
and Large
Allocations

Developmental Screenings

- Information on social emotional behavior must be for birth to school age or age-appropriate.
- Provide information on existing resources and services the Tribe can provide in conducting developmental screening and providing referrals, and a description of how a family or provider may use those resources.
- Requires resources about developmental screening be provided during the CCDF intake process, and to providers through training and education.
- Recommend (but does not require) all children receive a development screening within 45 days of enrollment similar to Head Start.

Consumer Statement

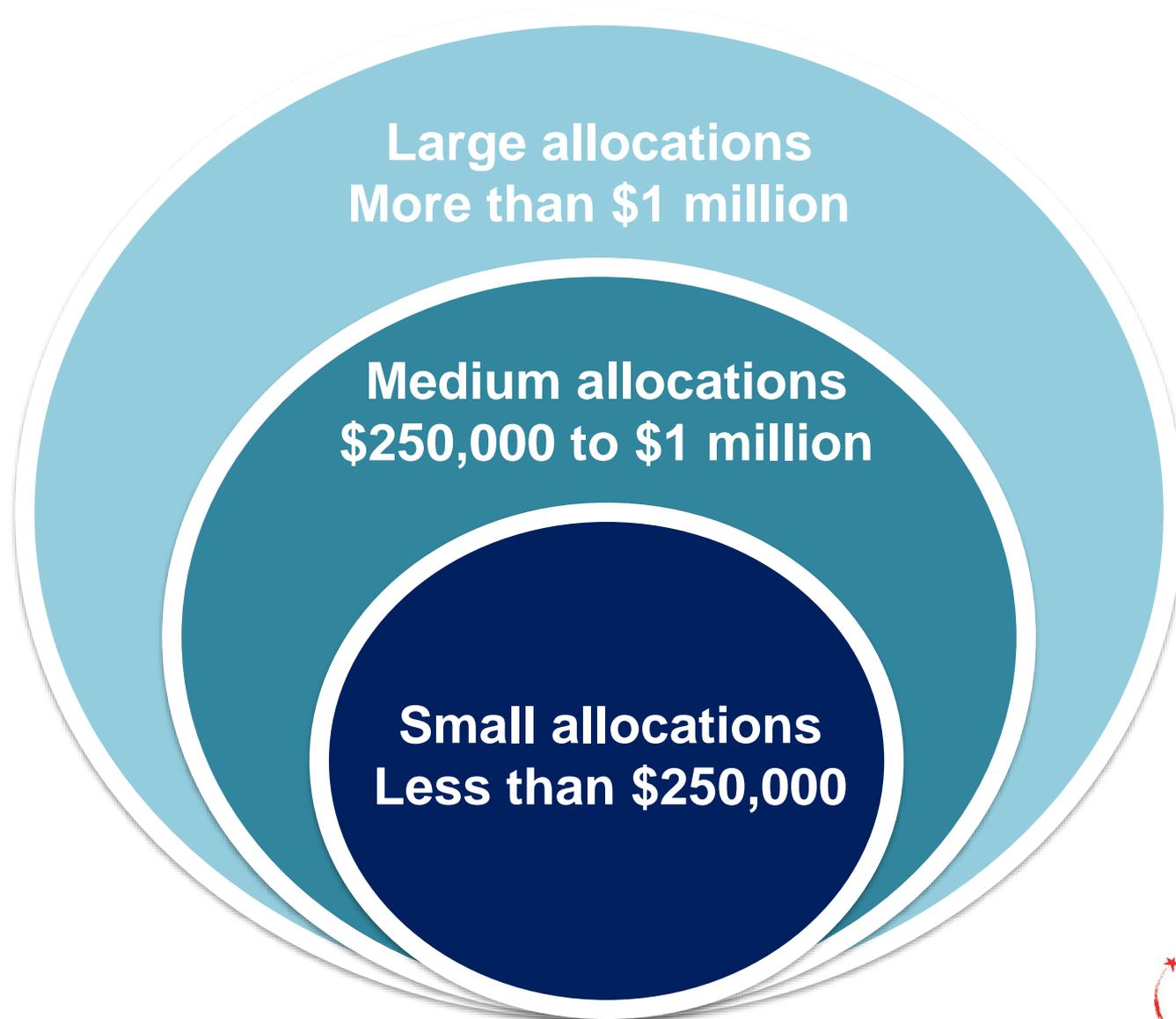
- General Information
 - How subsidies are designed to promote equal access
 - How to submit a complaint through hotline
 - How to contact local R & R or other community-based support
- Provider Specific Information
 - Health and Safety and licensing or regulatory requirements met by provider
 - Date of last inspection
 - Voluntary quality standards met by the provider

Opportunity to Provide Comments and Ask Questions

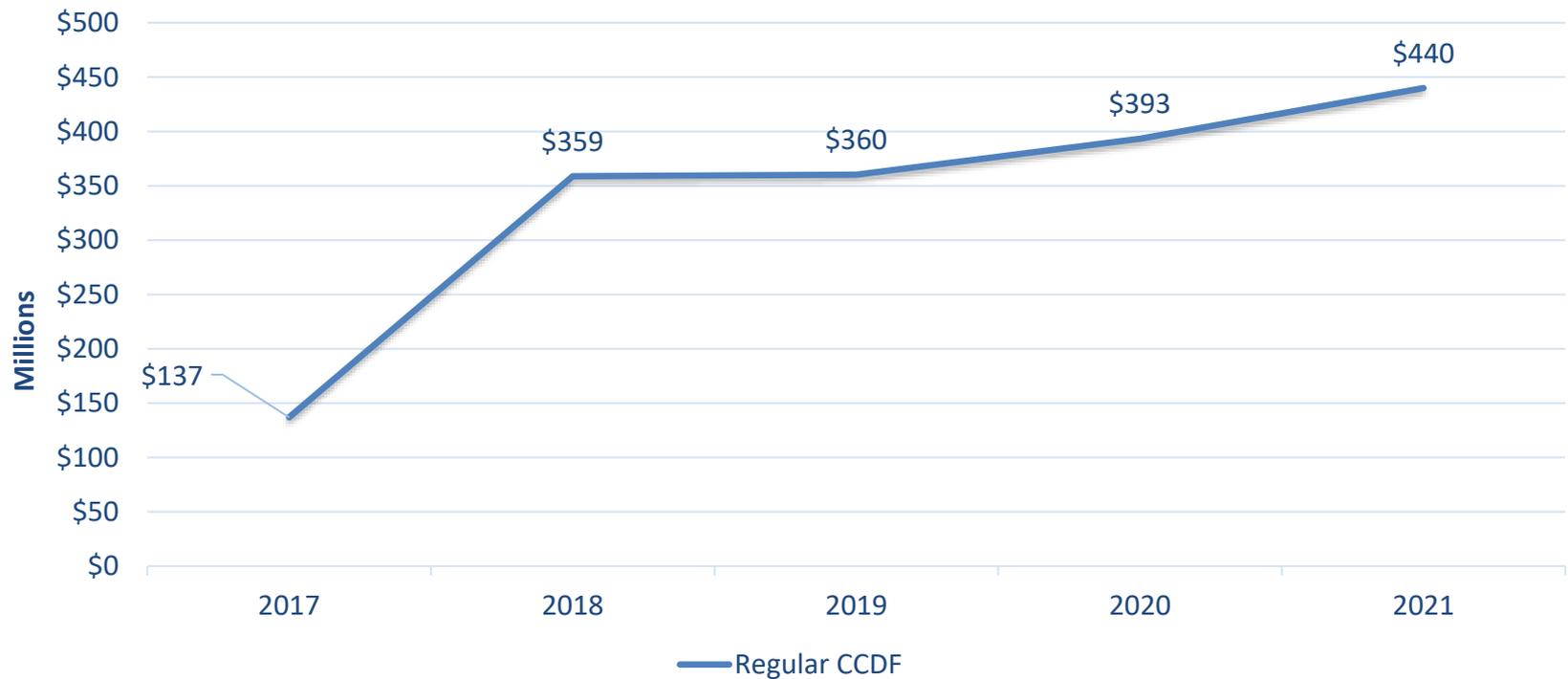
- What did you see as helpful?
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- What could be problematic?



Discussion of Tribal Allocation Sizes



Tribal Annual Funding 2017-2021 (Discretionary and Mandatory)



Discussion Regarding Future Allocation Sizes

- Option 1: Increase the allocation cut-off so that the same proportion of Tribes are in each category.
 - For example, Tribes with small allocations would include allocations of less than \$725,000 instead of the current \$250,000.
- Option 2: Increase the allocation size based on the average change of the allocation sizes.
 - For example, Tribes with small allocations would include allocations of less than \$500,000 instead of the current \$250,000
- Option 3: What other options should be considered?

Opportunity to Provide Comments and Ask Questions

- Which allocation option do you see as helpful?
- What additional options would you like to be explored?
- Based on your allocation size, what specific TA needs do you anticipate?



Public Comment Period

- OCC will accept your written comments for the next 45-days at which time the public comment period will close (July 9, 2021).
- Written comments will be accepted at OCCTribeal@acf.hhs.gov.

Closing Remarks



- Dawn Ramsburg, Ph.D.
Division Director, Program
Operations, Office of Child
Care