

ADMINISTRATIVE RULES Fiscal Estimate & Economic Impact Analysis

1. Type of Estimate and Analysis

Original Updated Corrected

2. Administrative Rule Chapter, Title and Number

DCF 201, Administration of Child Care Funds

3. Subject

Circumstances for a Waiver to Allow Child Care Subsidy Payments for a Parent Who is a Child Care Provider

4. Fund Sources Affected

GPR FED PRO PRS SEG SEG-S

5. Chapter 20, Stats. Appropriations Affected

6. Fiscal Effect of Implementing the Rule

No Fiscal Effect Increase Existing Revenues Increase Costs
 Indeterminate Decrease Existing Revenues Could Absorb Within Agency's Budget
 Decrease Cost

7. The Rule Will Impact the Following (Check All That Apply)

State's Economy Specific Businesses/Sectors
 Local Government Units Public Utility Rate Payers
 Small Businesses (if checked, complete Attachment A)

8. Would Implementation and Compliance Costs Be Greater Than \$20 million?

Yes No

9. Policy Problem Addressed by the Rule

The determination to provide a waiver process is in statute. The policy issues considered in developing the criteria for the waiver include the following:

- Not discouraging child care providers from becoming out-of-home care providers for children in the child welfare system.
 - Supporting the efforts of teen parents to graduate from high school.
 - Not creating a situation in which a child care provider caring for his or her own child with special needs is not able to provide appropriate care for the children attending the provider's child care center.
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10. Summary of the businesses, business sectors, associations representing business, local governmental units, and individuals that may be affected by the proposed rule that were contacted for comments.

Wisconsin Child Care Administrators Association, Wisconsin Family Child Care Association, Wisconsin Early Childhood Association, Wisconsin County Human Service Association

11. Identify the local governmental units that participated in the development of this EIA.

None

12. Summary of Rule's Economic and Fiscal Impact on Specific Businesses, Business Sectors, Public Utility Rate Payers, Local Governmental Units and the State's Economy as a Whole (Include Implementation and Compliance Costs Expected to be Incurred)

The rule has a positive economic impact on child care providers who are parents and are granted a waiver to allow assistance to send their own children to another child care provider.

The department received a comment from Paul Hoffman with Crossroads Community Church, a licensed group child care center. He commented that he does not think it is right for a parent who works at a childcare facility to not be eligible for child care assistance if the parent would be eligible if he or she worked anywhere else.

Department response: The statute prohibits child care licensees and certified child care operators from receiving child care assistance unless they qualify for a waiver. The criteria to determine eligibility for a waiver are in the emergency and proposed permanent rules. Neither the statute nor rules apply to employees.

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There are some costs to child care administrative agencies that must determine whether a parent is eligible for a waiver as provided in s. 49.155 (3m) (d), Stats., but there are no costs associated with the specific criteria in the proposed rules.

13. Benefits of Implementing the Rule and Alternative(s) to Implementing the Rule
Section 49.155 (3m) (d) 4., Stats., directs the department to promulgate the rule. Also, see policy considerations above.

14. Long Range Implications of Implementing the Rule
None

15. Compare With Approaches Being Used by Federal Government
NA

16. Compare With Approaches Being Used by Neighboring States (Illinois, Iowa, Michigan and Minnesota)
The department is not aware of any statutes or rules in adjacent states that prohibit otherwise eligible parents who are child care providers from receiving assistance to send their own children to another child care provider.

17. Contact Name
Erik Hayko

18. Contact Phone Number
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ATTACHMENT A

1. Summary of Rule's Economic and Fiscal Impact on Small Businesses (Separately for each Small Business Sector, Include Implementation and Compliance Costs Expected to be Incurred)

The rule has a positive economic impact on child care providers who are low-income parents and are eligible for a waiver to allow assistance to send their own children to another child care provider.

2. Summary of the data sources used to measure the Rule's impact on Small Businesses

None

3. Did the agency consider the following methods to reduce the impact of the Rule on Small Businesses?

- Less Stringent Compliance or Reporting Requirements
- Less Stringent Schedules or Deadlines for Compliance or Reporting
- Consolidation or Simplification of Reporting Requirements
- Establishment of performance standards in lieu of Design or Operational Standards
- Exemption of Small Businesses from some or all requirements
- Other, describe:

4. Describe the methods incorporated into the Rule that will reduce its impact on Small Businesses

The rule benefits small businesses.

5. Describe the Rule's Enforcement Provisions

None. There are no compliance requirements in the rule.

6. Did the Agency prepare a Cost Benefit Analysis (if Yes, attach to form)

- Yes No
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