STATE OF NEW YORK

4079

2023-2024 Regular Sessions

IN SENATE

February 2, 2023

Introduced by Sens. BRISPORT, CLEARE, GOUNARDES, JACKSON, MANNION, SALAZAR -- read twice and ordered printed, and when printed to be committed to the Committee on Children and Families

AN ACT to amend the social services law, in relation to establishing differential payment rates for child care services provided by licensed, registered or enrolled child care providers

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 410-x of the social services law is amended by adding a new subdivision 9 to read as follows:

9. A social services district shall establish differential payment rates for child care services provided by licensed, registered or enrolled child care providers as required by this subdivision.

(a) Local social services districts shall establish a differential payment rate for child care services provided by licensed or registered child care providers who provide care to a child or children experiencing homelessness. Such differential payment rate shall be fifteen percent higher than the actual cost of care or the applicable market-related payment rate established by the office in regulations, whichever is less.

(b) Local social services districts shall establish a differential payment rate for child care services provided by licensed, registered, or enrolled child care providers who provide care to a child during nontraditional hours. Nontraditional hours shall mean care provided in the evening, night or on the weekend. Such differential payment rate shall be fifteen percent higher than the actual cost of care or the applicable market-related payment rate established by the office in regulations, whichever is less.

(c) Local social services districts may establish differential payment rates that are higher than the actual cost of care or applicable market rate for child care services provided in any other situation they deem

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

LBD04507-01-3

appropriate to incentivize licensed, registered or enrolled child care providers to serve eligible families in need of care.

§ 2. This act shall take effect on the first of April next succeeding the date on which it shall have become a law.