

NEW YORK STATE

DEPARTMENT OF SOCIAL SERVICES

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CESAR A. PERALES
Commissioner



INFORMATIONAL LETTER

TRANSMITTAL NO: 88 INF-62

TO: Commissioners of Social Services

DIVISION: Family and Children Services

SUBJECT: Purchase of Day Care Services from Day Care Centers Operated by Public Schools and BOCES

DATE: September 19, 1988

SUGGESTED DISTRIBUTION:
Director of Social Services
Directors of Income Maintenance
Employment Coordinators
Staff Development Coordinators

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FILING REFERENCES

Previous ADMs/INFs	Releases Cancelled	Department Regs.	Social Services Law and Other Legal References	Manual References	Miscellaneous Reference
		415.1(h)(3)	SSL Title 5 Section 410 3(b)(c) Education Law Subdivision 33 of 1604		

This letter restates to local districts Department Regulation (DR), 415.1(h)(3), which permits the purchase of daycare services from daycare centers operated by public schools and Boards of Cooperative Educational Services (BOCES).

In recent months, this Department has received a number of inquiries from local districts concerning the use of child care arrangements offered by educational agencies. The issue has become important in light of the emphasis the Department and other training agencies are placing on the attainment of improved literacy skills as a prerequisite for employment or participation in job training programs.

Local school districts and BOCES have become increasingly active in the provision of employment and training services under the following programs:

- Job Training Partnership Act (JTPA);
- Comprehensive Employment Program (CEP); and,
- Comprehensive Employment Opportunity Support Center (CEOSC)

The trend towards the development of comprehensive sites to provide a wide range of employment and training services makes the utilization of child care by local districts an important step to improving client access to training opportunities.

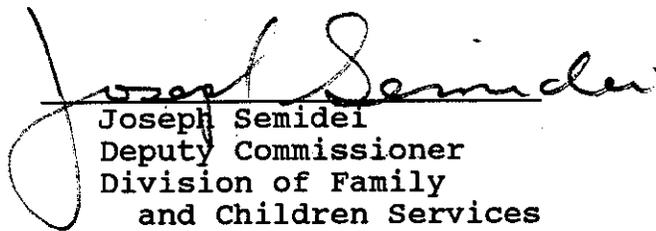
Social Services Law (SSL) Section 410.3(b)(c) specifies that a facility which is operated in compliance with applicable Department Regulations shall include a public school which provides daycare pursuant to this subdivision. Daycare provided by a school district shall be governed by SSL Section 410.3(b)(c) and subdivision thirty three of section sixteen hundred four of the Education Law in accordance with a contract entered into between a school district and a social services district.

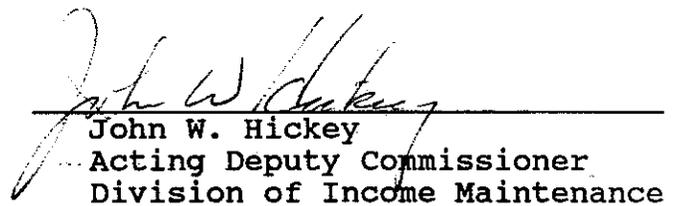
DR 415.1(h)(3) defines providers as a school district which meets State and federal requirements pursuant to a contract with a local social services district.

A daycare program operated by a public school district is exempt from day care licensing by this Department as the State Education Department approves such usage of school buildings for all children including infants.

Although such programs are exempt from this Department's regulations, any child care program operated by a school district can be utilized by a local social services district for purchase of service.

An important aspect of the CEP is that it should coordinate as closely as possible with other relevant programs and agencies to maximize the use of all resources to assist applicants and recipients in improving their employability and self sufficiency. We encourage local districts to explore the feasibility of arranging for the purchase of daycare services from school districts and BOCES to meet the daycare needs of public assistance recipients, where such services may not otherwise be available or are in the best interest of the clients and their children.


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