

Regulatory Flexibility Analysis for Small Business and Local Governments

1) Effect on Small Businesses and Local Governments:

There are approximately 17,000 licensed/registered child care programs (including New York City group day care centers) and 7,100 enrolled legally exempt child care programs, and 58 social services districts in New York State affected by this rule.

2) Compliance Requirements:

Each of the 58 social services districts that make changes to the Child and Family Services Plan (CFSP) as a result of these regulatory changes will have to update their individual plan to reflect such changes in eligibility. The New York State Office of Children and Family Services (OCFS) will assist in this process. Additionally, social services districts must comply with the claim processing time frame and program integrity measures imposed by this rule.

3) Professional Services:

There are no new professional services anticipated to be required as a result of this rule.

4) Compliance Costs:

The amendments to reducing time frames to process claims and implementing new program integrity measures may place additional administrative costs on the district, however these expenses can be absorbed as an expense to the districts' child care block grant allocation.

5) Economic and Technological Feasibility:

There are no new requirements that will impact economic and/or technological feasibility.

6) Minimizing Adverse Impact:

OCFS believes there will be no adverse impact on child care programs, and in fact a positive impact is anticipated for programs. OCFS believes there will be minimal adverse impact on social services districts, as they may need to update their CFSP and comply with claim processing timelines and program integrity measures.

7) Small Business and Local Government Participation:

OCFS will provide guidance, technical assistance, and outreach to those that are impacted by this rule. Specifically, in accordance with SAPA 202-b(6), OCFS will notify social services districts through the issuance of an administrative directive and assist those districts that need to update their CFSP to reflect changes to eligibility. OCFS will also post this information on the OCFS' website, including contact information for questions on this rule and the email address of the regulations' mailbox (regcomments@ocfs.ny.gov) to provide public comments.