

LEGISLATURE OF NEBRASKA

ONE HUNDRED THIRD LEGISLATURE

FIRST SESSION

## **LEGISLATIVE BILL 359**

Introduced by Cook, 13.

Read first time January 18, 2013

Committee: Health and Human Services

### A BILL

1 FOR AN ACT relating to social services; to amend section 68-1206,  
2 Reissue Revised Statutes of Nebraska; to change  
3 provisions relating to eligibility redetermination for a  
4 child care subsidy as prescribed; and to repeal the  
5 original section.

6 Be it enacted by the people of the State of Nebraska,

1                   Section 1. Section 68-1206, Reissue Revised Statutes of  
2 Nebraska, is amended to read:

3                   68-1206 (1) The Department of Health and Human Services  
4 shall administer the program of social services in this state. The  
5 department may contract with other social agencies for the purchase  
6 of social services at rates not to exceed those prevailing in the  
7 state or the cost at which the department could provide those  
8 services. The statutory maximum payments for the separate program of  
9 aid to dependent children shall apply only to public assistance  
10 grants and shall not apply to payments for social services.

11                  (2) As part of the provision of social services  
12 authorized by this section and section 68-1202, the department shall  
13 participate in the federal Child Care Subsidy program. In determining  
14 ongoing eligibility for this program at redetermination, seven  
15 percent of a household's gross earned income shall be disregarded  
16 after twelve months on the program and fifteen percent of a  
17 household's gross earned income shall be disregarded after twenty-  
18 four months on the program. After thirty-six months on the program, a  
19 household's gross income shall be treated the same as at initial  
20 eligibility for the program.

21                  (2)-(3) In determining the rate or rates to be paid by  
22 the department for child care as defined in section 43-2605, the  
23 department shall adopt a fixed-rate schedule for the state or a  
24 fixed-rate schedule for an area of the state applicable to each child  
25 care program category of provider as defined in section 71-1910 which

1 may claim reimbursement for services provided by the federal Child  
2 Care Subsidy program, except that the department shall not pay a rate  
3 higher than that charged by an individual provider to that provider's  
4 private clients. The schedule may provide separate rates for care for  
5 infants, for children with special needs, including disabilities or  
6 technological dependence, or for other individual categories of  
7 children. The schedule shall be effective on October 1 of every year  
8 and shall be revised annually by the department.

9 Sec. 2. Original section 68-1206, Reissue Revised  
10 Statutes of Nebraska, is repealed.