

REFERENCE TITLE: **child care assistance; rates.**

State of Arizona  
House of Representatives  
Forty-eighth Legislature  
First Regular Session  
2007

# **HB 2160**

Introduced by  
Representatives Miranda: Alvarez, Rios P, Tom, Ulmer

**AN ACT**

**AMENDING SECTION 46-805, ARIZONA REVISED STATUTES; RELATING TO CHILD CARE SERVICES.**

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 46-805, Arizona Revised Statutes, is amended to  
3 read:

4 46-805. Child care assistance; rates

5 A. The department shall establish payment rates for child care  
6 assistance. THE DEPARTMENT SHALL CONDUCT A MARKET SURVEY FOR PAYMENT RATES  
7 EVERY TWO YEARS. THE DEPARTMENT SHALL PAY RATES FOR LICENSED AND CERTIFIED  
8 PROVIDERS UP TO ONE HUNDRED PER CENT OF THE RATES FROM A MARKET RATE SURVEY  
9 THAT IS CONDUCTED NO EARLIER THAN TWO YEARS BEFORE THE BEGINNING OF THE  
10 FISCAL YEAR. Payment rates shall provide for equal access for eligible  
11 families to comparable child care services provided to families who are not  
12 eligible to receive child care assistance.

13 B. Beginning on July 1, 1998, payment rates shall be identical in form  
14 for all child care assistance.

15 C. The department may pay different levels of child care assistance  
16 according to the category of child care provider, age of children, geographic  
17 area, level of national accreditation, varying child care costs for children  
18 with special needs or other circumstances to meet the child care needs of  
19 eligible families.

20 D. The department shall establish a sliding fee scale and formula for  
21 determining child care assistance based on:

22 1. Income and earnings of the family.

23 2. Family size.

24 3. Number of children receiving child care assistance.

25 4. Child support to other minor dependent children of the parent  
26 living outside the family unit.

27 5. Income and earnings of a family member who is at least eighteen  
28 years of age and who is residing in the home with a parent who is receiving  
29 child care assistance, if the family member claims any member of a family  
30 unit applying for assistance as a dependent on a federal or state income tax  
31 return.

32 6. Income and earnings of a nonfamily member who is at least eighteen  
33 years of age and who is residing in the home of and cohabiting with a parent  
34 who is receiving child care assistance if the cohabiting nonfamily member  
35 claims any member of a family unit applying for assistance as a dependent on  
36 a federal or state income tax return.

37 7. Other factors of a similar nature.

38 E. All child care providers shall remain in good standing with  
39 licensing and certification laws and adopted rules.

40 Sec. 2. Retroactivity

41 This act applies retroactively to from and after June 30, 2007.