

SECOND REGULAR SESSION

SENATE BILL NO. 625

95TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR JUSTUS.

Pre-filed December 1, 2009, and ordered printed.

TERRY L. SPIELER, Secretary.

3090S.011

AN ACT

To amend chapter 208, RSMo, by adding thereto one new section relating to child care subsidies.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 208, RSMo, is amended by adding thereto one new
2 section, to be known as section 208.046, to read as follows:

**208.046. 1. The children's division shall promulgate rules to
2 become effective no later than July 1, 2011, to modify the income
3 eligibility criteria for any person receiving state-funded child care
4 assistance under this chapter, either through vouchers or direct
5 reimbursement to child care providers, as follows:**

6 **(1) Child care recipients eligible under this chapter and the
7 criteria set forth in 13 CSR 35-32.010, may pay a fee based on gross
8 income and family size unit based on a child care sliding fee scale
9 established by the children's division, which shall be subject to
10 appropriations. However, a person receiving state-funded child care
11 assistance under this chapter and whose income surpasses the annual
12 appropriation level may continue to receive reduced subsidy benefits
13 on a scale established by the children's division until such person's
14 income reaches forty-five percent above such annual appropriation
15 level, at which time such person will have assumed the full cost of the
16 maximum base child care subsidy rate established by the children's
17 division and shall be no longer eligible for child care subsidy benefits;**

18 **(2) The sliding scale fee may be waived for children with special
19 needs as established by the division; and**

20 **(3) The maximum payment by the division shall be the applicable
21 rate minus the applicable fee.**

22 2. For purposes of this section, "annual appropriation level" shall
23 mean the percentage of the federal poverty level for the applicable
24 family size necessary to be eligible for the subsidy under this section
25 as determined by annual appropriation.

26 3. Any rule or portion of a rule, as that term is defined in section
27 536.010, that is created under the authority delegated in this section
28 shall become effective only if it complies with and is subject to all of
29 the provisions of chapter 536, and, if applicable, section 536.028. This
30 section and chapter 536, are nonseverable and if any of the powers
31 vested with the general assembly pursuant to chapter 536, to review, to
32 delay the effective date, or to disapprove and annul a rule are
33 subsequently held unconstitutional, then the grant of rulemaking
34 authority and any rule proposed or adopted after August 28, 2010, shall
35 be invalid and void.

✓

Bill

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