

107TH CONGRESS
2^D SESSION

H. R. 4539

To amend the Child Care and Development Block Grant Act of 1990 to provide market rate payments for child care services provided under such Act.

IN THE HOUSE OF REPRESENTATIVES

APRIL 18, 2002

Mrs. WILSON of New Mexico introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To amend the Child Care and Development Block Grant Act of 1990 to provide market rate payments for child care services provided under such Act.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Fair Care for Kids
5 Act of 2002”.

6 **SEC. 2. AMENDMENTS.**

7 (a) PAYMENT RATES UNDER STATE PLAN.—Section
8 658E(c)(4)(A) of the Child Care and Development Block
9 Grant Act of 1990 (42 U.S.C. 9858c(c)(4)(A)) is amended

1 by striking “sufficient” and inserting “made at not less
2 than applicable market rates”.

3 (b) DEFINITION OF MARKET RATES.—Section 658P
4 of the Child Care and Development Block Grant Act of
5 1990 (42 U.S.C. 9858n) is amended—

6 (1) by redesignating paragraph (9) as para-
7 graph (10), and

8 (2) by inserting after paragraph (8) the fol-
9 lowing:

10 “(9) MARKET RATES.—The term ‘market rates’
11 means the average rates paid for child care services
12 provided in the State, as determined by the State
13 annually based on a valid sample survey of actual
14 rates charged in the State by all child care providers
15 licensed or registered (including child care providers
16 that do not provide child care services for which as-
17 sistance is provided under this subchapter) in the
18 State (or charged in separate substate areas in the
19 State if the State certifies to the Secretary that such
20 average rates differ significantly among such areas).
21 Such survey shall sample separately rates paid for
22 child care services provided—

23 “(A) by center-based child care providers,
24 by group home child care providers, by family

1 child care providers, and by other providers of
2 child care services for compensation; and

3 “(B) to children less than 1 year of age,
4 to children not less than 1 year of age and not
5 more than 2 years of age, to children more than
6 2 years of age and less than the age of compul-
7 sory school attendance, and to children not less
8 than the age of compulsory school attendance
9 and not more than 13 years of age.”.

10 **SEC. 3. EFFECTIVE DATE.**

11 This Act and the amendments made by this Act shall
12 take effect on October 1 of the 1st fiscal year that begins
13 after the date of the enactment of this Act.

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