

Licensed Provider Child Care Services Fiscal Agreement

Routt County Department of Social Services
135 6th Street
Steamboat Springs, CO 80477



COLORADO
Office of Early Childhood
Department of Human Services

Totally Tots Early Childhood Center
PO BOX 264
Hayden, CO 81639

Provider ID: 1761871
Date: 01/31/2022

Provider ID: 1761871 Tax ID Number: 850589496
This agreement shall be in effect from 01/31/2022 to 12/31/2024.

This Agreement is entered into and between Routt County Department of Social Services, herein referred to as "Department" and Totally Tots Early Childhood Center, herein referred to as "Provider", who will provide child care at the following address: 495 W Jefferson, Hayden, CO 81639.

Provider Agrees to:

1. Maintain a valid child care license as required by Colorado Statute and conform to all applicable State and Federal Regulations and local law.
2. Comply with the provisions of the Illegal-Aliens-Public-Contract for Services-Act found at C.R.S Section 8-17.5-101 et. Seq. By execution of the agreement, provider certifies that it does not knowingly employ or contract with an illegal alien who will perform work under the Agreement and that provider will participate in either the E-verify program or Department Program in order to confirm eligibility of all employees who are newly hired for employment to perform work under the agreement.
3. Acknowledge that the county will use the State system of record related to provider's license status being revoked, suspended or denied and will take appropriate action to recover any payments made as of the effective date of closure.
4. Sign the child care Fiscal Agreement and all other state required forms. The effective date of this fiscal agreement may change to the date the document is received by the county if it is received after the printed effective date above.
5. Allow parents or adult caretakers immediate access to the child(ren) in care.
6. Accept referrals for child care without discrimination with regard to race, color, national origin, age, sex, religion, or physical, intellectual or mental health disability.
7. Provide children with adequate food, shelter and rest.
8. Ensure that care is provided only by the authorized person or business listed above. Provide care for children under this agreement only if authorized in writing by the Department.
9. Collect the full parent fee due within each month from the parent/adult caretaker in accordance with, and not to exceed, the amount on the most current Child Care

- Authorization. Report (via FAX, email or mail) non-payment of parent fee or failure to make satisfactory arrangements to pay the fee no later than sixty (60) calendar days after the end of the month the parent fees are due (unless county policy requires earlier). County will not take action on report of unpaid parent fees if it is outside the required reporting time frame.
10. Offer free age-appropriate alternatives to voluntary activities. Shall not charge parents rates in excess of the daily tiered reimbursement rate represented on the provider's rate schedule including registration, activity and transportation fees as set by Department policy and approved by the State based on the Colorado Shines Quality Tiers. The provider daily tiered reimbursement rate maximums are posted publicly at: www.coloradoofficeofearlychildhood.com under Colorado Child Care Assistance, For Providers, Provider Reimbursement Rates and Payment and are the maximum allowable rates of reimbursement (ceiling rates) for the care provided and include any portion for which the parent or adult caretaker is responsible. Other than for allowable county-designated paid holidays or county-designated absence payments if authorized by the Department in response to a declared emergency, providers may not receive payment for days in which they were not open or available for child care.
 11. Notify the Department if a child is no longer in your facility (for reasons other than termination by the Department) within one day; and, notify the county of unexplained, frequent and/or consistent absences within ten (10) calendar-days of establishing a pattern.
 12. Maintain as strictly confidential all information concerning children and their families. Use the CDHS Attendance Tracking System as instructed and maintain principles of confidential access. Child care providers shall not hold, transfer or use an adult caretaker or teen parent's individual attendance credentials. If intentional misuse is founded by any county or state agency, the child care provider will be subject to fiscal agreement termination.
 13. Protect children from abuse/neglect and report any suspected child abuse and neglect to the Department (1-844-CO-4-KIDS (1-844-264-5437)).
 14. Acknowledge that the CDHS Attendance Tracking System (ATS) is the billing mechanism for care provided. Maintain internet service or access to internet service/Wi-Fi to ensure ATS is able to transmit attendance information to the Department for payment. Non-use of ATS must be approved.
 15. Bill the department on the State prescribed manual claim form for authorized services provided and utilized. Manual bills are accepted under certain circumstances or exceptions for providers not reimbursed automatically based on approved ATS transactions: County policy may require submission of attendance records to support requests for manual payment. Forfeit payment for services when the original manual claim form is submitted to the Department more than sixty (60) days following the month of care. Understand the automated process allows for use of system and entry of corrections within nine (9) days of care. Forfeit payment for care that could have been paid through the automated process if actions were not taken to enter corrections within nine (9) days of care. The provider shall not hold any parent or adult caretaker responsible for the cost of care if the transactions are not transmitted timely by the provider. ATS must be uploaded at least within 9 days of care for payment.
 16. Maintain daily attendance records in accordance with the Division of Early Care and Learning licensing rule, payment records, and fee-collection records for a minimum of three (3) years plus current and make these records available upon request to county, state and federal officials. Allow county and/or licensing staff the authority to inspect the provider's facility for the presence of CCCAP individual-attendance-credentials or other fraudulent or suspicious billing and attendance information. Upon discovery of these materials, the provider understands either of these entities have the right to seize these materials/

- evidence of materials. Violations will be reported to CDHS licensing staff and county CCCAP and will result in provider being subject to termination of this fiscal agreement.
17. Hold the Colorado Department of Human Services, the State of Colorado, the County and the County Department of Social/Human Services harmless for any loss or actions caused by the performance of this Agreement. This section does not apply to government entities.
 18. Understand that CCCAP has potential for 9 Rate Types, with Rate Type Definitions listed below; and that all counties will use the State-established Regular Rate type and may choose from 8 additional Rate Types:

Regular State-Established rate: A daily rate used when the majority (more than 50%) of care is provided on a given weekday (Monday through Friday) between 6:00am to 6:30 pm; or Sunday through Saturday any time of day if the county does not use any other time/day specific rate types.

Rate Types-County Options:

Before School: A daily rate used when care is provided to school aged children between Monday through Friday before elementary school, such as 6:00am to 9:00am.

After School: A daily rate used when care is provided to school aged children between Monday through Friday after elementary school, such as 2:30pm to 6:30pm.

Before and After School: A daily rate used when care is provided to school aged children between Monday through Friday elementary school, such as 6:00am to 9:00 am and 2:30pm to 6:30pm.

Overnight: A daily rate used when care provided spans the midnight hours; a functional rate that works with ATS to manage one check in/out per care occurrence.

Weekend: A daily rate used when care provided between Saturday 12:00am through Sunday 11:59pm and the care does not span the midnight hour; typically has a slight differential increase in pay than the Regular Rate Type; this could cover weekend day care or weekend evening care that the provider charges a higher rate than weekday care.

Evening: A daily rate used when the majority (more than 50%) of care provided on a given weeknight (Monday through Friday) is between 6:31pm to 5:59am. Does not include overnight care; typically has a slight differential increase in pay than the Regular Rate Type; may also be used for any evening care Mon-Sun.

Disability/Alternative Care Needs: A daily rate used for children with additional care needs based on a physical and/or mental disability and/or who needs a higher level of care than peers of the same age; can be up to twice the Regular Rate; is paid to providers who document when the additional care needs are with a request for additional payment that is not more than would be charged to the general public along with professional/physician's statement from the adult caretaker verifying the needs (see rule for reference).

Out-of-County: A daily rate used for care at a provider facility located in a town/city with a higher private pay rate than the town/cities within the county; can be used by counties to support higher payments for Child Welfare placements outside of the county or use of providers outside the county due to low availability within a county, for example.

19. Attach a copy of the provider's current publicly posted private pay rates, including transportation, activity and registration fees. The rates submitted to the Department must align with the private pay rates charged to the public. Allowable rates and other associated charges shall be in accordance with State Rules for the Colorado Child Care Assistance Program.

The provider acknowledges that daily reimbursement rates for the State-Established Regular Rate Type or any County-established alternative rate types will pay at the daily tiered reimbursement rate maximums (ceiling rates) or at the provider's publicly posted private pay rate, whichever is less. Rate Schedule Amendments based on changes in quality level will become effective in a month following the officially reported change. A Rate Schedule will be made available to providers from the Department. The approved daily tiered reimbursement rate maximums (ceiling rates) based on the Colorado Shines Quality Tiers are posted publicly at:

www.coloradoofficeofearlychildhood.com under Colorado Child Care Assistance, For Providers, **Provider Reimbursement Rates and Payment**. The County-Established alternative rates can be viewed at [View County CCCAP Policies and Rate Plan](#).

CENFT Ceiling Rates:

	Tier 1	Tier 2	Tier 3	Tier 4	Tier 5
Regular 0-6 Months	70.78	70.78	76.67	87.29	87.29
Regular 6-12 Months	70.78	70.78	76.67	87.29	87.29
Regular 12-18 Months	70.78	70.78	76.67	87.29	87.29
Regular 18-24 Months	69.44	69.44	72.80	72.80	72.80
Regular 24-30 Months	69.44	69.44	72.80	72.80	72.80
Regular 30-36 Months	69.44	69.44	72.80	72.80	72.80
Regular 36 - School Age	49.75	49.75	65.58	68.48	68.48
Regular School Age	50.00	50.00	65.10	65.63	65.63
Before School School Age	15.00	15.00	15.00	15.00	15.00

After School School Age	15.00	15.00	15.00	15.00	15.00
B and A School School Age	30.00	30.00	30.00	30.00	30.00

PT Ceiling Rates:

	Tier 1	Tier 2	Tier 3	Tier 4	Tier 5
Regular 0-6 Months	38.93	38.93	42.17	48.01	48.01
Regular 6-12 Months	38.93	38.93	42.17	48.01	48.01
Regular 12-18 Months	38.93	38.93	42.17	48.01	48.01
Regular 18-24 Months	38.19	38.19	40.04	40.04	40.04
Regular 24-30 Months	38.19	38.19	40.04	40.04	40.04
Regular 30-36 Months	38.19	38.19	40.04	40.04	40.04
Regular 36 - School Age	27.36	27.36	36.07	37.66	37.66
Regular School Age	27.50	27.50	35.81	36.10	36.10
Before School School Age	15.00	15.00	15.00	15.00	15.00
After School School Age	15.00	15.00	15.00	15.00	15.00
B and A School School Age	30.00	30.00	30.00	30.00	30.00

PTFT Ceiling Rates:

	Tier 1	Tier 2	Tier 3	Tier 4	Tier 5
Regular 0-6 Months	109.71	109.71	118.84	135.30	135.30
Regular 6-12 Months	109.71	109.71	118.84	135.30	135.30
Regular 12-18 Months	109.71	109.71	118.84	135.30	135.30
Regular 18-24 Months	107.63	107.63	112.84	112.84	112.84
Regular 24-30 Months	107.63	107.63	112.84	112.84	112.84
Regular 30-36 Months	107.63	107.63	112.84	112.84	112.84
Regular 36 - School Age	77.11	77.11	101.65	106.14	106.14
Regular School Age	77.50	77.50	100.91	101.73	101.73
Before School School Age	15.00	15.00	15.00	15.00	15.00
After School School Age	15.00	15.00	15.00	15.00	15.00
B and A School School Age	30.00	30.00	30.00	30.00	30.00

FTFT Ceiling Rates:

	Tier 1	Tier 2	Tier 3	Tier 4	Tier 5
Regular 0-6 Months	141.56	141.56	153.34	174.58	174.58
Regular 6-12 Months	141.56	141.56	153.34	174.58	174.58

Regular 12-18 Months	141.56	141.56	153.34	174.58	174.58
Regular 18-24 Months	138.88	138.88	145.60	145.60	145.60
Regular 24-30 Months	138.88	138.88	145.60	145.60	145.60
Regular 30-36 Months	138.88	138.88	145.60	145.60	145.60
Regular 36 - School Age	99.50	99.50	131.16	136.96	136.96
Regular School Age	100.00	100.00	130.20	131.26	131.26
Before School School Age	15.00	15.00	15.00	15.00	15.00
After School School Age	15.00	15.00	15.00	15.00	15.00
B and A School School Age	30.00	30.00	30.00	30.00	30.00

County Ceiling RAT Fees

	Amount	Frequency
Transportation Fee	120.00	Yearly
Registration Fee	100.00	Yearly
Activity Fee	120.00	Yearly

Provider Rights

1. When a provider contends that the county has not made adequate payment based on program rules for care provided, the provider has the right to an informal conference with county staff pursuant to 9 CCR 2503-9:

- Providers may request a conference in writing within 15 calendar days of the date of the action.
 - Provider request should be addressed to the county director of the county department of social/human services responsible for the action.
 - Provider may request that state program staff participate in the conference. That participation may be by telephone conference.
 - The conference shall be held within two (2) weeks of the date that the written request is received by county.
 - The purpose of the conference will be limited to discussion of the payments in dispute and the relevant rules regarding payment.
 - The final decision of the county shall be mailed to the provider within 15 business days of the conference date.
2. A provider may request an informal conference if to disputes the termination of a fiscal agreement pursuant to 9 CCR 2503-9:
- Providers may request a conference in writing within 15 calendar days of the date of the action.
 - Provider requests should be addressed to the county director of the county department of social/human services responsible for the action.
 - The conference shall be held within two weeks of the date the request for a conference is received by the county.
 - The purpose of the conference is limited to discussion to termination of agreement.
 - The final decision of the county shall be mailed to the provider within 15 business days of the conference date.

County Department Agrees to:

1. Reimburse the provider for authorized attended and properly recorded and transmitted child care in accordance with Colorado Child Care Assistance Program rules. Payment to the licensed provider is the total cost of the lesser of authorized and attended care based on rates set by this Agreement minus the parental fee (if applicable).
2. Enter the Fiscal Agreement into the Childcare Automated Tracking System (CHATS) within five (5) business days of receipt of the completed Fiscal Agreement and all supporting documentation.
3. Determine client's eligibility for child care services within fifteen (15) calendar days of receiving the complete application packet including verification.
4. Send Child Care Authorization notices (or make them available electronically) to the provider within seven (7) business days of the Department's initial approval or of changes in eligibility for each child such as parental fees, authorized amount of care, added or deleted children, and/or any other changes to child care arrangements.
5. Provide an informal conference within 2 weeks of the provider's written request to discuss the basis for any denial or termination of this agreement or to discuss any payment dispute.
6. Provide access to the most recent CCCAP rules and information at www.coloradoofficeofearlychildhood.com.

This Agreement may be terminated by either party by giving the other party fifteen (15) calendar days' notice by postal service mail, fax, hand delivery, email or other electronic system. This Agreement may be terminated without advance notice if : 1) a child's health or safety is endangered; 2) if the provider is under a negative licensing action; 3) the Department has concerns involving the provider, an employee, or a resident in the provider's home; 4) the Department or CDHS verifies the provider possesses or uses any CCCAP Individual Attendance Credentials(s).

By signing this agreement, the provider acknowledges receipt of information regarding the rules and policies of the Colorado Child Care Assistance Program. The provider shall receive a copy of the signed Fiscal Agreement & Rate Schedule and any subsequent amended Rate Schedules based on quality level during the term of the agreement.

CHILD CARE PROVIDER	DEPARTMENT OF SOCIAL SERVICES
<u>Candice L. Loy 2/1/22</u> Authorized Representative Date	_____ Authorized Representative Date
<u>P.O. Box 264</u> Mailing Address	_____ Address
<u>Hayden CO 81639 9083</u> City, State Zip Phone Number	_____ City, State Zip Phone Number
<u>totallykids@hotmail.com</u> Email address (unique to license)	_____ Email address



