

COMPARISON DOCUMENT

Title 28
EDUCATION
Part CLXV. *Bulletin 139—Louisiana Child Care and Development Fund Programs*

Chapter 1. Child Care Assistance Program
§103. Definitions

Early Learning Center— any child day care center, early head start center, head start center, nonpublic school prekindergarten program, or stand-alone prekindergarten program that is not attached to a school. The definition does not include Montessori schools, camps, and registered family day care homes.

Head of Household—an individual who is over the age of 18 or under the age of 18 and emancipated by law with whom the child customarily resides more than half the time, and is a U.S. citizen or has satisfactory immigration status in accordance with 8 U.S.C. 1641(b). The head of household is either the child’s parent or an adult household member with primary responsibility for the child’s financial support and care, if the parent is not living in the home or is living in the home but is under age 18 and not emancipated by law, or is disabled and is unable to care for himself and his child(ren).

AUTHORITY NOTE: Promulgated in accordance with 45 CFR part 98 and R.S. 17:407.28.
HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 41:2109 (October 2015), amended LR 42:42 (January 2016), LR 42:1870 (November 2016), LR 43:1279 (July 2017), LR 44:257 (February 2018), effective March 1, 2018, LR 44:800 (April 2018), LR 47:1279 (September 2021), LR 48:30 (January 2022), LR 48:1006 (April 2022), LR 49:1208 (July 2023), LR 50:969 (July 2024), LR 51:524 (April 2025), LR 51:

Chapter 3. CCAP Provider Certification
§310. Child Care Criminal Background Checks (CCCBCs) for Family Child Care Providers and In-Home Child Care Providers

A. – B.1.d. ...

2. A person shall also be ineligible for child care purposes if upon the department’s written request to DCFS after March 1, 2018, for information as to whether a person’s name is on the state central registry within DCFS, the department receives written notice from DCFS that the person’s name is recorded on the state central registry as a perpetrator for a substantiated ~~justified~~ finding of child abuse or neglect.

a. Until the required written notice is received from DCFS indicating that a person’s name is recorded on the state central registry as a perpetrator for a substantiated ~~justified~~ finding of child abuse or neglect, the department shall not withhold a determination that a person is eligible for child care purposes, unless the results of some other component of the person’s CCCBC require a determination of ineligibility.

3. – G.5.b. ...

AUTHORITY NOTE: Promulgated in accordance with 45 CFR Part 98.43, R.S. 15:587.1, and R.S. 17:407.71.
HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 44:258 (February 2018), effective March 1, 2018, LR 48:31 (January 2022), LR 51:

Chapter 5. CCAP Household Eligibility
§503. Children Eligible for CCAP

A. – A.2. ...

3. customarily resides more than half the time with the person (head of household) who is applying for CCAP. The applicant shall verify U.S. citizenship or satisfactory immigration status in accordance with 8 U.S.C. 1641(b). A child is still considered to be residing with the head of household for up to six weeks of scheduled absences from the home or early learning center, if there are definite plans for the child to return to the home or early learning center;

4. – B. ...

AUTHORITY NOTE: Promulgated in accordance with 45 CFR Parts 98 and 99, and R.S. 17:407.28.
HISTORICAL NOTE: Promulgated by the Board of Elementary and Secondary Education, LR 42:43 (January 2016), LR 51:

§507. Certification Requirements for Categorically Eligible Households

A. – A.4.b. ...

5. verify U.S. citizenship or satisfactory immigration status in accordance with 8 U.S.C. 1641(b).

AUTHORITY NOTE: Promulgated in accordance with 45 CFR Parts 98 and 99, and R.S. 17:407.28.
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