

LEGISLATURE OF NEBRASKA
ONE HUNDRED EIGHTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 904

Introduced by DeBoer, 10.

Read first time January 04, 2024

Committee: Health and Human Services

- 1 A BILL FOR AN ACT relating to child care; to amend section 43-536,
- 2 Revised Statutes Cumulative Supplement, 2022; to change child care
- 3 reimbursement rates; and to repeal the original section.
- 4 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 43-536, Revised Statutes Cumulative Supplement,
2 2022, is amended to read:

3 43-536 In determining the rate of reimbursement for child care, the
4 Department of Health and Human Services shall assess the ~~conduct a~~ market
5 rates and costs for provision of services ~~rate survey~~ of the child care
6 providers in the state, utilizing an approved methodology in accordance
7 with 45 C.F.R. 98.45, as such section existed on January 1, 2024. The
8 department shall adjust the reimbursement rate for child care every odd-
9 numbered year at a rate not less than the ~~sixtieth percentile and not to~~
10 ~~exceed the~~ seventy-fifth percentile of the current market rate ~~survey~~,
11 except that (1) nationally accredited child care providers may be
12 reimbursed at higher rates and ~~,~~ (2) an applicable child care or early
13 childhood education program, as defined in section 71-1954, that is
14 participating in the quality rating and improvement system and has
15 received a rating of step three or higher under the Step Up to Quality
16 Child Care Act may be reimbursed at higher rates based upon the program's
17 quality scale rating under the quality rating and improvement system, ~~and~~
18 ~~(3) for the fiscal year beginning on July 1, 2017, such rate may not be~~
19 ~~less than the fiftieth percentile or the rate for the immediately~~
20 ~~preceding fiscal year and for the fiscal year beginning on July 1, 2018,~~
21 ~~such rate may not be less than the sixtieth percentile for the last three~~
22 ~~quarters of the fiscal year or the rate for the fiscal year beginning on~~
23 ~~July 1, 2016.~~

24 Sec. 2. Original section 43-536, Revised Statutes Cumulative
25 Supplement, 2022, is repealed.