

10A NCAC 10 .0102 DEFINITIONS

In addition to the terms defined in G.S. 110-86(2), (3), (4a), (6), (7), and (8), the following definitions shall apply to this Chapter:

- (1) "Child with special needs" means:
 - (a) a child who is determined by the Division of Public Health, Children's Developmental Services Agency, to be developmentally delayed or have an established condition pursuant to 10A NCAC 43G .0110, incorporated by reference including subsequent amendments. A copy of the Rule can be found at no cost at <http://reports.oah.state.nc.us/ncac/title%2010a%20%20health%20and%20human%20services/chapter%2043%20%20personal%20health/subchapter%20g/10a%20ncac%2043g%200.0110.pdf>;
 - (b) a child who is determined by the local educational agency (LEA) to have a disability as defined in G.S. 115C-106.3; or
 - (c) a child who is determined to be a child with special needs by a Local Managing Entity – Managed Care Organization (LME-MCO) as defined in G.S. 122C-3(20b) and (20c).
- (2) "Director" means the Director of the Division of Child Development and Early Education.
- (3) "Division" means the Division of Child Development and Early Education, Department of Health and Human Services, located at 333 Six Forks Road, Raleigh, North Carolina 27609.
- (4) "Foster parent" means anyone other than a child's parent or legal custodian who is providing full time care for a child who is in the custody of a North Carolina county department of social services.
- (5) "Funds" means all state and federal funds appropriated and otherwise made available to the Department of Health and Human Services that are administered by the Division of Child Development and Early Education for the Subsidized Child Care Assistance Program.
- (6) "Homeless children" is defined in section 725(2) of the McKinney-Vento Homeless Assistance Act, 42 U.S.C. 11434a(2), incorporated by reference including subsequent amendments and editions. A copy of the Act can be found at <https://www.gpo.gov/fdsys/pkg/FR-2016-03-17/pdf/2016-06073.pdf>.
- (7) "Local Purchasing Agency" means the local agency responsible for administering the Subsidized Child Care Assistance Program.
- (8) "Market Rates" means the child care subsidy market rates set forth in the annual appropriations act enacted by the General Assembly.
- (9) "NC FAST" means the electronic integrated case management system developed and managed by the North Carolina Department of Health and Human Services.
- (10) "Owner" means any person with a five percent or greater equity interest in a child care facility.
- (11) "Private Agency" means a for profit or non-profit non-governmental entity.
- (12) "Provider" means the owner of a child care center or family child care home.
- (13) "Recipient" means the parent or responsible adult approved for subsidized child care assistance pursuant to Section .1000 of this Chapter.
- (14) "Recipient Fee" means that portion of an operator's payment that is paid to the operator by a recipient approved for subsidy assistance.
- (15) "Subsidized Child Care Assistance Program" means the North Carolina program to assist eligible families in paying the cost of child care services.
- (16) "Supplemental Payment" means payment or reimbursement by the Division for additional expenses incurred by the operator to care for a child with special needs.

History Note: Authority G.S. 143B-153(2a);
Eff. February 1, 1986;
Amended Eff. June 1, 2016; December 1, 2011; April 1, 2001; February 1, 1996;
Readopted Eff. March 1, 2019.