

**State/Territory Plan
2022 - 2024**

3.1 Eligible Children and Families

3.1.2 Eligibility criteria: Reason for care

c) Does the Lead Agency provide child care to children who receive, or need to receive protective services?

State/Territory	No	Yes	i. If YES, Provide the Lead Agency's definition of "protective services":
Total	6	49	
Alabama		X	Protective Services is defined as services provided to, or on behalf of, children in response to reports of alleged abuse, neglect, or exploitation. Protective services also include those participating in the Lead Agency's Early-Head Start Child Care Partnership and parents employed in the health care field or first responders.
Alaska		X	Per Child Care Assistance Program Policies and Procedures Manual section 4030-1 A child in protective services or needing to receive protective services is a child who has been the subject of a report of harm and is considered to be in the State of Alaska's custody. A child in the State of Alaska's custody may be residing with their parent(s), a relative caregiver, or with a foster care parent. The purpose is to identify, treat and reduce child abuse and neglect, as well as to ensure that reasonable efforts are made to protect and maintain children in their own homes. A social worker may authorize child care for a child in protective services at risk of abuse or neglect and for whom child care during the day is part of a family treatment plan. The objective is to enable the child to remain with his or her own family or to return the child to the child's own family following out-of-home placement. When care is needed for only the child in protective services, the parent or foster parent must meet the eligibility requirements of the Office of Children's Services. Foster parents or relative caregivers who are seeking child care for their own children and for foster children in their household meet all financial and non-financial eligibility requirements.
American Samoa		X	<p>Protective Services are services provided to a child</p> <ul style="list-style-type: none"> <input type="checkbox"/> whose family is under investigation or supervision for child abuse, neglect, abandonment, or exploitation <input type="checkbox"/> who is experiencing homelessness <input type="checkbox"/> who is in foster care or kinship care <input type="checkbox"/> whose family has been affected by a natural disaster or

			o whose family members work as essential critical infrastructure workers under a governor declared state of emergency.
Arizona		X	A child who needs child care as specified in a ADCS or foster care case plan and who is referred for child care services by an ADCS case manager.
Arkansas		X	Services provided to a family after a child maltreatment report has been founded true or during the investigation to prevent removal of the children from the home. Essential Workers may be classified as protective services as deemed necessary by the Lead Agency.
California		X	Children who are recipients of protective services, or have been identified as being abused, neglected, or exploited, or at-risk thereof including children in foster care placement.
Colorado		X	Protective Services is when a child has been placed by the county in foster homecare, kinship foster home care, or non-certified kinship care and has an open child welfare case. At the option of the county, the county may provide Protective Services Child Care utilizing child care development funds (CCDF). Protective Services households are considered to be a household of one for purposes of determining income eligibility. The only countable income for a Protective Services household is the income that is received by the child that has been placed in kinship or foster care. Protective Services households are not subject to eligible activity requirements.
Connecticut	X		
Delaware		X	Protective Services refers to those children referred by the Department of Services for Children, Youth and Their Families because of risk of abuse or neglect.
District of Columbia		X	<p>In addition to the other requirements set forth in 5-A DCMR 201, in order to be eligible for subsidized child care in DC, a child shall, at the time of eligibility determination or redetermination meet the requirements for one of the following categories of need: (1) Resides with parent(s) who are working or attending a job training or education program; (2) Resides with parent(s) who is seeking employment or engaging in job search; or (3) Receives, or need to receive, protective services or is considered a vulnerable child, as defined herein.</p> <p>Protective Services is specifically defined as parent(s) or guardian(s) of children who are under the active supervision of CFSA Child Protective Services division or under the active supervision of the Family Division of the DC Superior Court due to abuse or neglect. The child may be living in the natural parent's home or with a third party. For the purposes of eligibility, the District also defines "vulnerable child" as (a) A child with special needs; (b) A child experiencing homelessness; (c) A child in foster</p>

		<p>care; (d) A child of an adult with disabilities; or (e) A child of recipients of vocational rehabilitation services.</p>
<p>Florida</p>	<p>X</p>	<p>For the purposes of eligibility, protective services participants are defined as "at-risk" in s. 1002.81(1), F.S. "At-risk child" means:</p> <ul style="list-style-type: none"> o A child from a family under investigation by DCF or a designated sheriff's office for child abuse, neglect, abandonment or exploitation. o A child who is in a diversion program provided by DCF or its contracted provider and who is from a family that is actively participating and complying in DCF-prescribed activities, including education, health services or work. o A child from a family that is under supervision by DCF or a contracted service provider for abuse, neglect, abandonment or exploitation. o A child placed in court-ordered, long-term custody or under the guardianship of a relative or nonrelative after termination of supervision by DCF or its contracted provider. o A child in the custody of a parent who is considered a victim of domestic violence and is receiving services through a certified domestic violence center. o A child in the custody of a parent who is considered homeless as verified by a DCF certified lead agency. o A child who has special needs, has been determined eligible as a student with a disability, has a current individual education plan with a Florida school district, and is not younger than 3 years of age and has not entered kindergarten is also defined as in need of "protective services" as identified as a vulnerable population. o A child who is displaced during a state of emergency due to an officially recognized natural or man-made disaster is also defined as in need of "protective services" and identified as a vulnerable population. o A child who is in the care of an essential worker as defined by the state, during a state of emergency due to an officially recognized natural or mand-made disaster, or health crisis pandemic is also defined as in need of protective services and indentified as a vulnerable population. This is not to exceed thirty days beyond the conclusion of the declared state of emergency but the state may choose to end this practice earlier.

Georgia	X	<p>For CAPS purposes, "protective services" includes children with an active Division of Children and Family Services (DFCS) Child Protective Services case, children with a court order requiring child care assistance, children who need protection as evidenced by involvement with law enforcement or a community human services agency, and children in the custody of DFCS, which includes children in foster care; families experiencing domestic violence; families participating in or transitioning from TANF; families who have experienced a natural disaster; families who lack fixed, regular, and adequate housing; and families participating in the DFCS grandparents raising grandchildren (GRG) program. Children meeting any of these protective services criteria are considered a CAPS priority group and can be approved for child care subsidies even when funding is limited (CAPS Policy Manual 7.4, 7.5, 7.6, 7.9, 7.10, 7.11, and 7.13). Families participating in the DFCS GRG program are not required to participate in an approved activity, and foster care parents are not required to participate in an approved activity for the foster children in their homes to be eligible. The state-approved activity requirement may be waived for families while the child protective services case is open. All other families who meet the protective services criteria, except children who need protection as evidenced by involvement with law enforcement or a community human services agency, are permitted to use "job search" at initial eligibility to meet the state-approved activity requirement.</p>
Guam	X	<p>"Protective Services" are services provided to any child who is a ward of the courts or living in protective conditions who is confirmed to:</p> <ol style="list-style-type: none"> 1. have been abused or neglected; or 2. have been threatened with abuse or neglect; or 3. be in foster care and the need for child care services is specified in the family's or child's case plan as ordered by the court; or 4. be a child of essential services worker(s) (employed or volunteer) under a Governor declared State of Emergency

Hawaii	X	<p>Child Welfare Services by the Department of Human Services to children and their caretakers and siblings, who reside together in their family unit, and are children who are:</p> <ul style="list-style-type: none"> o Confirmed to have been abused or neglected; or o Confirmed to have been threatened with abuse or neglect; or o In foster care; and the need for child care services must be specified in the family's or child's case plan as ordered by the court. <p>Teen parents who are utilizing the Department's contracted infant and toddler child care services on or near the participating Department of Education public school campuses and completing their high school education and who are enrolled students of the public school's Graduation Reality and Dual Role Skills (GRADS) program or alternate on-campus program that provides educational and parenting support services for pregnant and parenting teens. Teen parents utilizing any one of the contracted infant and toddler care center is eligible without regard to income for "protective services".</p> <p>Family units impacted by any federal, state, or county declared emergency proclamation related to a man-made or natural disaster, or public health pandemic situation. Hawaii's Executive Order 20-02 signed by the Governor on March 29, 2020, for the suspension of eligibility requirements, Attachment 2, Rules Relating to Child Care Services Under Chapter 17-798.2, Hawaii Administrative Rules.</p>
Idaho	X	<p>Protective services are supports needed to reduce or eliminate the need for protective intervention. Preventive services permit families to participate in activities designed to reduce or eliminate the need for out-of-home placement of a child by the Idaho Department of Health and Welfare. (IDAPA 16.06.12.011.05)</p>
Illinois	X	<p>Families impacted by a state/federal disaster; Essential workers during a state of emergency, Families transitioning from the Intact Family Services Program, Families experiencing homelessness (per the McKinney-Vento Act definition).</p>
Indiana	X	<p>Families with children who have a Child Protective Services (CPS) case with the local Department of Child Services (DCS) office may be eligible for CCDF child care services when the family have been referred by the CPS caseworker as needing care outside of the home as part of their family case plan.</p>
Iowa	X	<p>Child care provided as part of a safety plan during a child abuse assessment or as part of the service plan established in a family's case file. The child must have an open child abuse assessment; an open child welfare case as a result of a child abuse assessment, an</p>

		<p>open child in need of assistance assessment, a petition on file for a need of assistance adjudication, or adjudication as a child in need of assistance. Respite care is not provided to custodial parents of children being served under protective child care.</p>
<p>Kansas</p>	<p>X</p>	<p>Child Care benefits may be provided to protect children who cannot protect themselves from abuse, neglect and exploitation, to enable a child to remain in the home while the parent(s) work toward rehabilitation or when the child is at risk of a health or social condition which may adversely affect the child. The social service child care reason is used for this purpose and may include:</p> <ol style="list-style-type: none"> 1. "Parents with Crisis": <ol style="list-style-type: none"> a. Parent hospitalized or otherwise temporarily unable to provide adequate care for the child. This could be inpatient or outpatient, for physical health, mental health or substance abuse treatment. There is no other adult to care for the child. b. Family in the process of DCF Intake and Assessment through Prevention and Protection Services (PPS). c. Family receiving services through a family preservation contractor or DCF PPS Social Worker. 2. Juvenile offenders in the custody of the Kansas Department of Corrections - Juvenile Services when the foster parent is employed and needs child care. 3. Children in Foster Care who are in the custody of the Secretary of DCF who have been placed with a relative or non-related kin not licensed for Foster Care. This does not include foster children placed in a licensed foster home, as child care for those children is provided by the state's foster care contractors. 4. Children whose caretaker has placed them with a "Safe Families for Children" host family due to a family crisis, thereby avoiding placement of the children in Foster Care. These children are not in Foster Care. Child care for these children must be needed due to the employment or education/training of the adults in the "Safe Families for Children" host family. 5. Parents Performing Essential Functions during a Disaster or Emergency. When a disaster or emergency has been declared by Kansas Government and child care is needed for parents to continue performing essential functions, eligibility for Child Care Assistance may be granted under the social service need reason. When a disaster or emergency has been declared, specific guidance will be provided in a separate Policy Memo for each

		<p>event due to the limitations of funds and variations in the number of parents who may be eligible. Any financial eligibility tests applicable for these families will be outlined in the Policy Memo. In addition to an application, reasonable verification that the parent performs an essential function that was approved in the Policy Memo will be required.</p>
Kentucky	X	<p>This means an open and active case in which a child protective case file contains appropriate documentation that substantiates child abuse, neglect, dependency or exploitation. This category may include child care services to prevent abuse, neglect, or dependency with appropriate supervisory approval.</p> <p>"Dependency" means the quality of being dependent as defined per KRS 600.020(20): "Dependent child" means any child, other than an abused or neglected child, who is under improper care, custody, control, or guardianship that is not due to an intentional act of the parent, guardian, or person exercising custodial control or supervision of the child.</p>
Louisiana	X	<p>Children in protective services are those who are under 13 years of age or are age 13-18 and physically or mentally incapable of caring for himself or herself, as verified by a physician, a certified psychologist, or receipt of Supplemental Social Security income (SSI); who are under court supervision; who are in danger or threatened with danger of abuse, neglect, or exploitation; or who are without proper custody or guardianship and need for such services has been determined by the state agency charged with the responsibility for the provision of abuse/neglect complaint investigations. The state considers children in foster care to be in protective services. The Lead Agency may also consider children involved in a natural or man made disaster or public health disasters/emergencies as being in protective services.</p>
Maine	X	<p>Protective Services (CPS) refers to a specialized casework service provided by the Department to neglected or abused Child(ren) and their families. For the purposes of these rules the following families and Children qualify as involved with Child Protective Services (CPS): At-risk Children, Children involved in Open Child Protective Cases, and Children in Care and Custody.</p>
Maryland	X	
Massachusetts	X	<p>EEC defines "protective services" as "any Parent authorized for a Child Care Subsidy based on a clinical decision by the Department of Children and Families, including foster care, or any Parent who is unable to provide child care for any portion of a 24-hour day due to a situation of domestic violence or homelessness; a physical, mental, emotional or medical condition; or participation in a drug treatment or drug rehabilitation program."</p>

Michigan		X	All age-eligible children whose parent/substitute parent has a need, and the child is placed with a licensed foster parent(s), the child or parent is receiving temporary assistance for needy families (TANF) or supplemental security income (SSI) benefits, the parent is a migrant farmworker, the child is experiencing homelessness, or the family has an active substantiated neglect/abuse case. Eligibility for such a child shall be considered without an income test, determined on a case-by-case basis. Additionally, children experiencing homelessness and those placed in licensed/paid foster care are determined under expedited processing and presumptive eligibility that waives most verification requirements temporarily.
Minnesota	X		
Mississippi		X	Children that are court ordered to receive Protective Services from the Department of Child Protection Services. These children are living in the home of a parent or relative/kinship caregiver, or under foster care. Additionally, the Lead Agency defines "protective service" to include families of essential workers living and working in areas during federal, state, and/or local emergencies or disasters. The Lead Agency will determine need for emergency services based on the scope of the disaster/emergency and any direction received from the Office of the Governor. Applicants qualifying during disaster or emergency conditions will be defined by the Lead Agency either through executive order or by areas identified in State of Emergency declarations.
Missouri		X	A child in foster care or receiving preventative services through the Children's Division. See 13 CSR 35-32.050(31).
Montana		X	Child Care is available for children in protective care because of the danger of neglect or abuse. The need for protective services child care is determined by the Child and Family Services Division within the Department of Public Health and Human Services. Children in protective services are designated as a household of one for the purpose of childcare subsidy and uniquely identified; therefore, the state does not attach a co-payment requirement to these minor children.
Nebraska		X	Protective services is a government agency charged with the supervision and protection of children at risk from abuse and neglect, and children who have been made state wards which includes out-of-home placement. Parents/foster parents of children involved in protective services must meet a need for service to receive Child Care subsidy. For eligibility, the Lead Agency defines protective services as children who are state wards residing in an out-of-home placement and/or children who are state wards and have returns to their own home who would not be eligible for Child Care subsidy due to income but have a case plan showing a permanency goal of family preservation.

Nevada		X	Services for children who have been abused or neglected or who are at risk of abuse or neglect as determined by a professional in the field, or by a court.
New Hampshire			
New Jersey		X	Child Protective Services (CPS) are services on behalf of any child, under age 19, considered at risk of abuse, neglect or exploitation: or found to be abused, neglected, exploited or abandoned, as identified by the Division of Child Protection and Permanency (DCP&P). The term, unless otherwise specified, includes services provided to children in out-of-home settings under the supervision of DCP&P. As a result of the state-declared COVID-19 public health emergency under the Governor's Executive Order 110 and funding through the CARES Act, children of families impacted by state-declared emergency or disaster were classified under protective service status during the emergency from April 1, 2020 to June 30, 2020, resulting in eligibility for parents whereby income eligibility requirements were waived.
New Mexico	X		N/A
New York		X	<p>The child care services that a LDSS may provide to families who need child care in order for their children to be protected include the following:</p> <p>a) A family, including a foster family, with a child in a case with a child protective services component when it is determined on a case-by-case basis that such child care is needed to protect the child. Note that LDSSs may select in their Child and Family Services Plans to use NYS Child Care Block Grant funds to provide child care services for these families.</p> <p>b) A family receiving public assistance or with income up to 200 percent of the federal poverty level when child care services are needed for the child to be protected because the child's parent(s) or caretaker relative(s) is physically or mentally incapacitated or has family duties away from home necessitating his or her absence.</p> <p>c) A family receiving public assistance or with income up to 200 percent of the federal poverty level when child care services are needed for the child to be protected because the child's caretaker is:</p> <ul style="list-style-type: none"> o participating in an approved substance abuse treatment program, or in screening for or an assessment of the need for substance abuse treatment; o in an emergency situation of short duration including, but not limited to, cases where the caretaker's absence from the home

		<p>for a substantial part of the day is necessary because of extenuating circumstances such as a fire, being dispossessed from the home, seeking living quarters, or providing chore/housekeeper services for an elderly or disabled relative.</p> <p>d) Other, as allowed by a waiver granted to a local district as may be related to a disaster or other emergency. In response to COVID-19, this option allows an LDSS to provide child care services to otherwise eligible families that need such services for a child to be protected because a parent is unavailable to care for the child/ren as a result of being quarantined due to exposure.</p>
North Carolina	X	<p>Child protective services (CPS) are legally mandated, involuntary services to families that encompass the provision by county departments of social services of specialized services for children alleged to be maltreated (abused, neglected, and/or dependent) or those who have been substantiated as victims of maltreatment (through an investigative assessment) or found to be in need of protective services (through a family assessment), and are reasonable candidates for foster care in the absence of such services. The Eastern Band of Cherokee Indians Public Health and Human Services is also a provider of specialized child protective services.</p>
North Dakota	X	

Northern Mariana Islands

X

1. Teen Parent: an unmarried, minor parent under the age of 19 who has not obtained a high school diploma or GED equivalent, who lives at the home of his/her parents, an adult relative, or a legal guardian and is attending education full time; Co-payments are waived in this instance.
2. Military deployment: a parent or legal guardian who has been deployed off island due to military activities. The children will continue to be eligible to receive child care services regardless of the needs of the persons acting in locos parent;
3. Off island treatment: a treatment that is medically necessary and not available on island, as verified and with written recommendation or documentation by a medical physician or Medical Referral Office; the children will continue to receive child care services regardless of the needs of the persons acting in locos parentis. Child Care services will be provided for a maximum of 90 calendar days. Co-payments will be waived in this instance.
4. Homelessness: individuals who lack a fixed (stationary, permanent, and not subject to change), regular (used on a predictable, routine, or consistent basis), and adequate nighttime (sufficient for meeting both the physical and psychological needs typically met in home environments) residence and includes children and youths who are sharing the housing of other persons due to loss of housing, economic hardship similar reason; are living in motels, hotels, trailer parks, or camping grounds due to the lack of alternative accommodations; are living in emergency or transitional shelters; are abandoned in hospitals; or are awaiting foster care placement; children and youths who have a primary nighttime residence that is a public or private place not designed for or ordinarily used as a regular sleeping accommodation for human beings; children and youths who are living in cars, parks, public spaces, abandoned buildings, substandard housing, bus or train stations, or similar settings;
5. On a case-by-case basis families affected by a federally or state declared disaster who may be at risk of disaster related hazards such as environmental, health and mental health. During a federally or state declared disaster, the following will fall under protective services:
 - A. families caring for a family member with a serious disaster related medical condition.
 - B. families who are rebuilding their homes and/or are now temporarily living in shelters

		<p>C. Homeless families as defined above</p> <p>D. families assisting in the rebuilding of their place of work or employment</p> <p>E. volunteers and first responders who are assisting in rebuilding the community</p> <p>F. furloughed families (within the first 3 months from date of furlough)</p> <p>G. families affected by a health crisis (epidemic or pandemic)</p> <p>H. Emergency responders or essential workers as defined by the territory</p> <p>I. Families who are on Job Search for a maximum of 90 calendar days for each occurrence.</p> <p>J. Children under ward of court who are not placed in a foster home</p> <p>Families under this definition are exempted from co-payments</p>
Ohio	X	<p>Protective child care is publicly funded child care services provided to assist in the care and protection of a child. Caretakers receiving protective child care shall be determined eligible without regard to income or assets and shall have their copayment waived pursuant to rule 5101:2-16-02 of the Administrative Code. A case plan, as required in section 2151.412 of the Revised Code shall be prepared and maintained for the child and caretaker. The case plan shall indicate a need for protective child care to permit the caretaker to complete requirements of the case plan. Protective child care may be authorized only for a child who resides in the home of the caretaker for whom the case plan is written. ODJFS eManuals > Family Assistance - Child Care > Child Care Manual > Child Care Chapter 16: Publicly Funded Child Care > 5101:2-16-02 Application and qualification process for receipt of publicly funded child care benefits (ohio.gov)</p>
Oklahoma	X	<p>Protective or preventive child care services are used as an early intervention strategy in certain critical situations to help in preventing neglect, abuse, or exploitation. Child care can be approved in these situations to help stabilize the family situation or to enhance family functioning. Children in State Child Welfare</p>

			custody, including those in foster care, are considered in protective services and may receive child care in certain situations when the foster parent is not working or involved in an education or training program. Families not involved in the Child Welfare system may also receive protective services in certain situations when the parent is not working or involved in an education or training program.
Oregon		X	A child age 13 to 17 at the beginning of their 12-month certification qualifies for child care if they are under court supervision or receiving foster care.
Pennsylvania		X	Foster children who are in the legal custody of a local children and youth agency may receive subsidized child care if the foster parent(s) meet the work requirements and there is a need for care. If a foster family meets the work requirements, the income of the foster parent is not included in the eligibility determination and the family pays the minimum co-payment of \$5 per week. Also, in a two parent or caretaker household, if there is a court order that states one parent or caretaker is not allowed to care for the child or be alone with the child, only one of the parents or caretakers must meet the work requirement.
Puerto Rico		X	Protective Services - Children who are at risk of abuse, neglect and exploitation. They are under the custody of the State, represented by the Department of the Family and who are placed in licensed homes or a kinship resource.
Rhode Island	X		N/A
South Carolina		X	Children under the age of 13 whose physical health, mental health, or welfare is harmed or threatened with substantial risk of harm by acts of omissions of parent(s), guardian(s), or other responsible for the child's well-being. The child may need individualized materials, equipment, or instruction; the child is diagnosed with developmental delays; the child demonstrates a delay in cognitive, communication, motor, or social development. Referral sources includes SC Department of Disabilities and Special Needs, BabyNet(IDEA, Part C), SC School for the Deaf and Blind, Children's Rehabilitative Services, and Individual Education Plan or 504 Plan developed by the local school districts. The child may have an open child protective services case or have a parent(s) who are permanently or temporarily disabled. Child care is also provided for children with an open foster care case. The foster parent(s) must need child care in order to work, school, training or have a verified disability. The monthly gross income shall not exceed 55% of state median income based on a family size of one. The child may remain in child care as long as other eligibility criteria are met and the child's monthly gross income does not exceed 85% state median income for a family of one. To assure continuity of care, a foster child whose case is transferred to Adoption Services remains eligible for child care

		<p>benefits until the adoption is finalized by the court, as long as the foster parent and/or adoptive parent meet the eligibility criteria or until the child care eligibility period ends. Child care assistance for children experiencing homelessness, Dual Language Learners, in Head Start or the siblings of eligible 4K children are considered vulnerable populations and therefore are included in this definition. Program criteria requires that the CPS and Foster Care children must be in a licensed child care facility. For situations in which a licensed facility is not available for a child, a waiver to policy must be requested by the CPS or Foster Care worker and sent to the state office. The CPS or Foster Care worker will assess the facility to ensure that it meets the need of the child and staff the situation with their supervisor. Children may be in the custody of a caregiver due to potential risk factors with their parents, law enforcement interaction, or other need for removal from their parents. These cases are reviewed to ensure they meet program criteria and may be approved without regard to income. Due to COVID-19 pandemic, SC has chosen to remove co-pay for all eligible children. Categories may include specific populations of vulnerable children as identified by the Lead Agency. Children do not need to be formally involved with child protective services or the child welfare system in order to be considered eligible for CCDF assistance under this category. The intent of this language was to provide services to at-risk children, not to limit this definition to serve children already in formal protective service cases.</p>
South Dakota	X	<p>Protective Services is defined as any legal action designed to protect the health and safety of a child. This includes foster care and respite child care. Respite care is available for children in protective services and is only for short, temporary periods of time. CPS or the court determines and verifies protective service cases.</p>
Tennessee	X	<p>The child welfare agency (Department of Children's Services) determines eligibility for this category of assistance, and the Lead Agency functions as the point of entry for children in protective services to receive child care services. Effective April 1, 2019, the Lead Agency began funding child care payment assistance for children in state custody.</p>

Texas

X

TWC rule 809.2(19) defines "protective services" as services provided when a child:

- o is at risk of abuse or neglect in the immediate or short-term future and the child's family cannot or will not protect the child without the intervention of DFPS Child Protective Services (CPS) (This includes respite care provided to custodial parents of children in protective services.);

- o is in the managing conservatorship of DFPS and is residing with a relative or a foster parent; or

- o has been provided with protective services by DFPS within the prior six months and requires services to ensure the stability of the family.

Additionally, for purposes of waiving the co-payment and income eligibility requirements for child care, children experiencing homelessness are included in the definition of "protective services" for CCDF. (TWC rule 809.41(a)(3)(A)(iii) and 809.19(a)(2)(C))

On March 24, 2020, TWC expanded its definition of "protective services" to include a new category for children of specified COVID-19 frontline essential workers: TWC COVID-19 Essential Workers. The TWC COVID-19 Essential Workers eligibility category includes the following types of essential work. Due to limited funding, Boards must prioritize child care services for TWC COVID-19 essential workers in the order listed:

- o Workers in child care services that support workers in other essential functions

- o Pharmacy and health care workers

- o First responders

- o Critical infrastructure workers in grocery, utilities, and trucking

- o Other identified infrastructure workers, which include:

- o critical state and local government staff;

- o mail/delivery services;

- o nursing homes, home health care, and other direct care providers;

		<ul style="list-style-type: none"> o banks; o gas stations; o military; and o restaurants and other food delivery o Other critical occupations identified by the Board. <p>On June 29, 2021, TWC's three-member Commission authorized Service Industry Recovery (SIR) Child Care to serve children with parents who work in the service industry with a family income at or below 75% of the state's median income. This program serves children under the expanded definition of "protective services" adopted during the COVID-19 pandemic to serve essential workers and will be funded under the Coronavirus Response and Relief Supplemental Appropriations (CRRSA) Act and the American Rescue Plan Act (ARPA).</p> <p>Families qualifying for this program will receive 12 months of care with these one-time funds. Pending approval of a federal waiver, these families will not be automatically redetermined for a new 12-month eligibility period, but may apply for at-risk child care to take effect upon the termination of SIR child care.</p> <p>In order to address the impacts of COVID and to support Texas' continued economic recovery, the Services Industry Recovery (SIR) child care program is aimed at assisting low-wage workers in TWC-specified service industries, who generally operate in close quarters with their customers, and whose jobs were not able to be accomplished remotely:</p> <ul style="list-style-type: none"> o Arts, Entertainment, and Recreation: NAICS 71 o Accommodation and Food Services: NAICS 72 o Retail Trade: NAICS 44-45
Utah	X	The Lead Agency defines protective services as children in the Utah foster care system.
Vermont	X	A set of personalized and planned child development services designed to intervene positively in a child's life. Subsidized early care and education may be used as an intervention and safety strategy that promotes child development in the implementation of the Department for Children and Families, Family Services Division (DCF FSD) case plan for children in state custody in foster care or in the custody of biological parents or kin caregivers. Early

		care and education may also be authorized as a prevention and early intervention service designed to reduce stress for families and their children and promote positive child development while avoiding the intervention of the DCF FSD. This may be authorized after a confidential application and risk assessment has been completed by the local Children's Integrated Services Team.
Virgin Islands	X	<p>Protective Services are child care services provided to a child:</p> <p>in foster care or kinship care</p> <p>who may be under the supervision of the DHS Juvenile Division</p> <p>whose family is under investigation or Supervision by Department of Human Services/Division of Children and Family Services (DCFS) for child abuse, neglect, abandonment, or exploitation</p> <p>placed in court-ordered, long term custody or under the guardianship of a relative or non-relative after termination of supervision by DCFS.</p> <p>to prevent removal of child from home or stabilize a family situation</p> <p>whose family has been affected by a natural disaster</p>
Virginia	X	Child Protective Services means the identification of, receipt of, and immediate response to complaints and reports of alleged child abuse and neglect for children under 18 years of age. It also includes assessment and arranging for and providing necessary protective and rehabilitative services for a child and his/her family when the child has been found to have been abused or neglected or is at risk of being abused or neglected
Washington	X	The definition of "protective services" include children who have received child protective services as defined and used by chapters 26.44 and 74.13 RCW, child welfare services as defined and used by chapter 74.13 RCW, or services through a family assessment response, as defined and used by chapter 26.44 RCW in the six months previous to application or reapplication for child care subsidy. It also includes children experiencing homelessness as outlined in WAC 110-15-0023 who are under 85% State Median Income(SMI) and under the \$1,000,000 assets at application, and children in the parental control of an adult that is not their biological, step-parent, or adoptive parent.
West Virginia	X	Children residing with parents that are unable to provide adequate care or supervision and whose parents support and assistance with child care responsibilities to prevent or alleviate child abuse or neglect.

Wisconsin		X	For the purposes of Wisconsin Shares eligibility, protective services include children who are placed out of their home into foster homes, or with relatives through either a court directed placement or a voluntary placement. Wis. Statutes, s.49.155(1m) or specific Tribal Law establishes eligibility and requires that parents need child care to participate in specific activities including employment or employment and education/training activities; this includes foster parents and kinship caregivers.
Wyoming		X	Is when a child has an active case with child welfare.