

Nancy Dahlstrom
Lieutenant Governor
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**OFFICE OF THE LIEUTENANT GOVERNOR
ALASKA**

M E M O R A N D U M

TO: Triptaa Surve, Project Coordinator
Department of Health

FROM: April Simpson, Alaska Administrative Code Coordinator
Office of the Lieutenant Governor



DATE: October 21, 2026

RE: Filed Permanent Regulations: Department of Health

Department of Health regulations re: Child Care Assistance Program Provider Rates and Family Contributions (7 AAC 41)

Attorney General File:	2026200112
Regulation Filed:	10/21/2026
Effective Date:	12/1/2026
Print:	260, January 2027

cc with enclosures: Legislation, Regulations, and Legislative Research Section
Department of Law

Lisa Gorman, Alaska Legal Analyst
LexisNexis



THE STATE
of **ALASKA**
GOVERNOR MIKE DUNLEAVY

Department of Law

CIVIL DIVISION

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Juneau, Alaska 99811
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October 15, 2026

The Honorable Nancy Dahlstrom
Lieutenant Governor
State of Alaska
P.O. Box 110015
Juneau, AK 99811-0015

Re: Approval and Submission of Regulations for Filing
7 AAC 41: DOH - Child Care Assistance Program Provider Rates and
Family Contributions
Our file: 2026200112

Dear Lieutenant Governor Dahlstrom:

Pursuant to AS 44.62.060, the Department of Law has reviewed the enclosed regulations adopted by Department of Health, concerning child care assistance program provider rates and family contributions.

Our review examined each regulation for legality, existence of statutory authority, clarity, compliance with the *Drafting Manual for Administrative Regulations*, and conformance with the procedural requirements of AS 44.62.010 - 44.62.290.

Based upon this review, the Department of Law approves each regulation as to form and legality. This letter constitutes the written statement of approval under AS 44.62.060(b) and (c) that authorizes your office to accept the regulations for filing.

The commissioner of health's adoption order sets a special effective date of December 1, 2026 for these regulations. Accordingly, we respectfully request that your office file the regulations on or before Friday, October 30, 2026.

To: Hon. Nancy Dahlstrom, Lieutenant Governor
Our file: 2026200112; 7 AAC 41

October 15, 2026
Page 2 of 2

We hereby submit the regulations to you for filing under AS 44.62.040 on behalf of
Department of Health.

Sincerely,

CORI MILLS
ACTING ATTORNEY GENERAL

By: Rebecca C Polizzotto
Rebecca C. Polizzotto
Chief Assistant Attorney General
Legislation, Regulations, and
Legislative Research Section

Digitally signed by
Rebecca C Polizzotto
Date: 2026.10.15
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RCP/SCW/tg

CC w/enclosure: Triptaa Surve, Project Coordinator
Department of Health & Social Services

Justin Nelson, Attorney 5
Department of Law

Steve Weaver, Attorney 5
Department of Law

ORDER ADOPTING CHANGES TO REGULATIONS
OF THE DEPARTMENT OF HEALTH

The attached regulations, dealing with Child Care Assistance Program Provider Rates and Family Contributions, are adopted and certified to be a correct copy of the regulation changes that the Department of Health adopts under the authority of AS 47.05.010, AS 47.25.001, AS 47.25.021, AS 47.25.031, AS 47.25.041, AS 47.25.051, and AS 47.25.095, and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

In considering public comments, the Department of Health paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes adopted under this order take effect on December 1, 2026, as provided in AS 44.62.180.

Heidi Hedberg

Digitally signed by Heidi
Hedberg
Date: 2026.10.14 07:31:29 -08'00'

Heidi Hedberg, Commissioner
Department of Health

FILING CERTIFICATION

April Simpson, for

I, Nancy Dahlstrom, Lieutenant Governor for the State of Alaska, certify that on October 21, 2026, at 9:22a.m., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.

April Simpson
for Lieutenant Governor *Nancy Dahlstrom*

Effective: December 1, 2026.

Register: 260, January 2027.

FOR DELEGATION OF THE LIEUTENANT GOVERNOR'S AUTHORITY

I, NANCY DAHLSTROM, LIEUTENANT GOVERNOR OF THE STATE OF ALASKA, designate the following state employees to perform the Administrative Procedures Act filing functions of the Office of the Lieutenant Governor:

April Simpson, Regulations and Initiatives Specialist

IN TESTIMONY WHEREOF, I have signed and affixed the Seal of the State of Alaska, in Juneau, on May 15th, 2023.



A handwritten signature in blue ink, reading "Nancy Dahlstrom", is written over a horizontal dotted line.

**NANCY DAHLSTROM
LIEUTENANT GOVERNOR**

7 AAC 41.012 is amended to read:

7 AAC 41.012. Parents achieving self-sufficiency (PASS). The department has designated its child care assistance program as the Parents Achieving Self-Sufficiency (PASS) program, and has created five [THREE] categories of assistance:

(1) PASS I provides child care assistance as a self-sufficiency service under AS 47.27, 7 AAC 45, and this chapter to low income eligible families applying for or receiving Alaska Temporary Assistance Program (ATAP) benefits;

(2) PASS II provides child care assistance under AS 47.25.001 - 47.25.095 [AS 47.25] and this chapter to low to moderate income eligible families for the first year after ATAP benefits cease, for purposes of transitioning from ATAP;

(3) PASS III provides child care assistance under AS 47.25.001 - 47.25.095 [AS 47.25] and this chapter to low to moderate income eligible families whose income is at or below 85 percent of the state median income, regardless of whether the family has received assistance under PASS I or PASS II;

(4) PASS IV provides child care assistance under AS 47.25.001 - 47.25.095 and this chapter to children receiving child protective services under the Department of Family and Community Services, Office of Children's Services;

(5) PASS V provides child care assistance under AS 47.25.001 - 47.25.095 and this chapter to eligible families whose income is at 86 percent to 105 percent of the state median income. (Eff. 6/23/2006, Register 178; am 1/5/2017, Register 221; am

12 / 1 / 2026, Register 260)

Authority: AS 47.25.001

7 AAC 41.025(a) is amended to read:

(a) For purposes of calculating a family's program benefits under 7 AAC 41.345, the program rate for each category of care authorized for a child is established in the department's *Child Care Assistance Program Rate Schedule*, revised as of **July 13, 2026** [DECEMBER 1, 2021], and adopted by reference. The rates in the schedule are set out by type of facility licensed under 7 AAC 57 or approved under this chapter, category of care, and geographic area.

7 AAC 41.025(b)(1) is amended to read:

(1) age groups include

(A) infant: birth through **18** [12] months of age;

(B) toddler: **19** [13] months of age through 35 months of age;

(C) preschool-age child: 36 months of age through **five years**

[59 MONTHS] of age; and

(D) school-age child:

(i) **six** [FIVE] years of age **and below** [THROUGH] 13 years of age; **or**

(ii) **a minor 13 through 17 years of age who has a developmental disability;**

(Eff. 6/23/2006, Register 178; am 8/31/2008, Register 187; am 3/1/2010, Register 193; am 1/5/2017, Register 221; am 9/11/2017, Register 223; am 10/31/2019, Register 232; am 1/1/2023, Register 245; am 12 / 1 / 2026, Register 260)

Authority: AS 47.25.001 AS 47.25.041

Editor's note: A copy of the *Child Care Assistance Program Rate Schedule*, adopted by reference in 7 AAC 41.025, is available from the Child Care Program Office, Department of Health, 3601 C Street, Suite 140, P.O. Box 241809, Anchorage, Alaska 99524-1809. The *Child Care Assistance Program Rate Schedule* also may be viewed through the department's Internet website at <https://health.alaska.gov/media/wsvhl3v3/ccap-rate-schedule.pdf> [HTTP://DHSS.ALASKA.GOV/DPA/PAGES/CCARE].

7 AAC 41.305(a) is amended to read:

(a) The department will or a designee shall determine family eligibility to participate in the child care assistance program under AS 47.25.021, 47.25.031, and this chapter. After a determination of eligibility for a 12-month period, the department will not and a designee may not re-determine family eligibility for that 12-month period, if the family's average monthly income as described in 7 AAC 41.325(b) does not exceed **105** [85] percent of the state median income as described in 7 AAC 41.335(b) for a family of the same size. The department will or the designee shall provide written notice to a family regarding eligibility to participate in the program. The department or a designee may re-determine family eligibility up to 60 days before the end of the family's current 12-month period for a new 12-month eligibility period, **subject to an eligibility reduction for any child who turns 13 years of age during the new period or for a minor who has a developmental disability and reaches the age of majority during the new period.** The new 12-month eligibility period must begin no sooner than the last day of the current 12-month eligibility period.

(Eff. 6/23/2006, Register 178; am 1/5/2017, Register 221; am 10/31/2019, Register 232; am 12 / 1 / 2020, Register 260)

Register 260, January 2027 HEALTH

Authority: AS 47.05.010 AS 47.25.021 AS 47.25.031
AS 47.25.001

7 AAC 41.335(a) is amended to read:

(a) To determine the amount the family must contribute toward the eligible cost of care, the department will, or a designee shall, use the department's *Family Income and Contribution Schedule*, revised as of **January 1, 2026**, [FEBRUARY 21, 2022,] and adopted by reference. This amount will be based on family size and income level, and on a sliding fee scale.

7 AAC 41.335(b) is amended to read:

(b) The maximum family monthly income allowed for participation in the program appears in the *Family Income and Contribution Schedule*, adopted by reference in (a) of this section. The maximum family monthly income may not exceed **105** [85] percent of the state's median income (SMI) level developed by the federal government for this state, as periodically published in the **Federal Register** [FEDERAL REGISTER], and adjusted by family size. (Eff. 6/23/2006, Register 178; am 11/1/2010, Register 196; am 1/5/2017, Register 221; am 9/11/2017, Register 223; am 10/31/2019, Register 232; am 1/1/2023, Register 245; am 12 / 1 / 2026, Register 260)

Authority: AS 47.05.010 AS 47.25.041 AS 47.25.051
AS 47.25.001

Editor's note: The *Family Income and Contribution Schedule*, adopted by reference in 7 AAC 41.335, is available from the Department of Health, Child Care Program Office, 3601 C

Street, Suite 140, P.O. Box 241809, Anchorage, Alaska 99524-1809. The schedule is also available on the department's Internet website at

<https://health.alaska.gov/media/4heb442z/ccap-family-income-contributions-schedule-201908.pdf> [HTTP://DHSS.ALASKA.GOV/DPA/PAGES/CCARE].

7 AAC 41.350(a) is amended to read:

(a) Subject to (b) [AND (c)] of this section, a child eligible to participate in the child care assistance program under this chapter is an individual

(1) who is younger than 13 years of age, or who is a minor who has a developmental disability;

(2) whose family's income does not exceed 105 [85] percent of the state median income as described in 7 AAC 41.335(b) for a family of the same size, and whose family's assets do not exceed \$1,000,000, as certified by a member of that family under 7 AAC 41.315(c);

(3) who

(A) resides with a parent or parents who are working or attending a job training or educational program; or

(B) is receiving, or needs to receive, protective services and resides with a parent or parents not described in (A) of this paragraph; and

(4) who is

(A) a United States citizen;

(B) a United States national; or

(C) a qualified alien under 8 U.S.C. 1613 and 1641.

Register 260, January 2027

HEALTH

7 AAC 41.350(c) is repealed:

(c) Repealed 12 / 1 / 2026 . (Eff. 6/23/2006, Register 178; am 1/5/2017, Register 221; am 10/31/2019, Register 232; am 12 / 1 / 2026, Register 260)

Authority: AS 47.05.010 AS 47.25.001 AS 47.25.095