HEAD START
REDESIGNATION
THE SEVEN DEADLY SINS!
Language was released which frames seven specific qualities present in a Head Start program, any one of which will put a program on the list for recompetition.

There is a 90 day comment period during which comments from anyone will be registered and addressed.

Law will be affective following the period of comment, review, response and final rule making.
Three areas and seven sins...

- **Quality**
- **Fiscal Management**
- **Licensing Operations**

1. A single deficiency identified during on-site monitoring
2. Failure to establish & achieve agency-determined school-readiness goals
3. Low CLASS scores
4. A finding of **going concern** or **material weakness**
5. Debarment
6. Suspension by OHS
7. Revocation of a license to operate a child care program by a State or local government
The seven conditions, if found, and any one of them can put a program into recompetition

1. An agency has been determined by ACF to have one or more deficiencies on a single review conducted under section 641A(c)(1)(A),(C) or (D) of the ACT in the period covered by an ACF review under section 1307.7

This is on page 32 of the ACT, and includes regular triennial review, a follow-up review and an unannounced review, but NOT first year reviews.
2. An agency has been reviewed and it has been determined that: in the period beginning on June 12, 2009, NOT to have established and taken steps to achieve its goals for improving the school readiness of children participating in their program...,

beginning with the effective date, NOT to have analyzed individual child-level assessment data in order to determine each child's status with regard to each of the domains of the Head Start Child Outcomes Framework for Head Start programs and the Child Competencies listed in the EHS Program performance measures for EHS, and how to individualize experiences and instructional approaches to best support each child's progress; and NOT to have analyzed aggregated child assessment data at least 3 times per year, except for programs operating less than 90 days, which will be required to do so two times within their program period, and program data to support continuous improvement and inform professional development, staffing and other program decisions.
3. An agency with a score of one (1) on one or more domains on CLASS: for pre-K on the two most recent CLASS: Pre-K observations, and after a three year period transition timeframe, to have a score that is below three on one or more domains of the CLASS on the most recent Pre-K observations.

*Note: in some conversations in DC we heard that this would be an averaged score, however this language says one or more of the domains.*
4. An agency that has had a license to operate a Head Start or Early Head Start center or programs revoked by a state or local licensing agency in the period covered by an ACF review, and the revocation has not been overturned or withdrawn during that period. A pending challenge to the license revocation or restoration of the license after correction of the violation shall NOT affect application of this requirement.

This will include licensure of any partners.
5. An agency that has been suspended by ACF during the period covered by the designated ACF official review and the revocation has not been overturned or withdrawn before a competition for funding for the next five-year period is announced. A pending challenge to suspension or restoration of the grantee to the Head Start program after correction of the violation shall not affect application of this requirement.
6. An agency that has been debarred from receiving federal or state funds from any federal or state department or agency or has been disqualified from the Child and Adult Care Food Program any time during the period covered by the designated ACF official’s review under 1307.7 but has not yet been terminated or denied refunding by ACF.

(A debarred agency will only be eligible to compete for Head start funding if it receives a waiver described in 2 CFR 180.135.)
7. An agency has been determined by ACF within the twelve month period preceding the designated ACF officials review under 1307.7 to have either one or more material weaknesses or to be at risk for failing to continue functioning as a going concern. The final determination is made by the designated ACF official based on a review of the findings and opinions of an audit conducted in accordance with section 647 of the ACT; an audit, review or investigation by a state agency; a review by the National External Audit Review (NEAR) Center, or an audit, investigation or inspection by the DHHS Office of Inspector General.
1. A minimum of 25% of all Head Start grantees (including both Head Start and Early Head Start) reviewed in the same year will be required to compete for their next five years of funding. (page 54 of the NPRM)

This would be a quota...
AND...

. IF a minimum of 25% of all Head Start grantees (including both Head Start and Early Head Start) reviewed in the same year are not required to compete for their next five years of funding based on the conditions described above, then ADDITIONAL grantees up to that threshold, identified by the Secretary through established criteria will be required to compete...
2. The Head Start or Early Head Start agency will be required to compete ... if these conditions (any one of the seven categories) were found to exist in the agency's program after June 12, 2009, or since the effective date of this part, beginning in the third year of the three year transition period...

This language requires action on findings that occurred PRIOR to the final rule
**Actions We MUST Take**

1. **Identify those areas that are most problematic and develop response language**

2. **Identify possible alternatives**

3. **Organize a statewide approach to sending responses to OHS**
   - Meeting on 10/22 is the 2\(^{nd}\) phase of this effort

4. **Ensure that responses are sent by:**
   - Individual staff
   - Board members, Parents and other interested parties
   - Partners
   - the Agency
   - the Associations
   - Regional Associations

   And into OHS by December 21, 2010