Regulation and the Cost of Child Care

Diana W. Thomas and Devon Gorry

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Abstract

Female labor market choices depend on the availability, affordability, and quality of child care. In this paper, we evaluate different regulatory measures and their effect on both the quality and the cost of child care. First, we analyze data on regulations and costs to estimate the effect of regulatory measures on the cost of child care. Next, we summarize the existing literature on the effect of regulation on child care quality. We find that regulation intended to improve quality often focuses on easily observable measures of the care environment that do not necessarily affect the quality of care but that do increase the cost. Thus, we find that the regulatory environment could be improved by eliminating costly measures that do not affect quality of care.

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Author Affiliation and Contact Information

Diana W. Thomas Associate Professor of Economics and Associate Director of the Creighton Economic Institute Heider College of Business, Creighton University dianathomas@creighton.edu

Devon Gorry Assistant Professor of Economics Utah State University devon.gorry@usu.edu

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1. Introduction

Nonparental child care options are increasingly important as female labor force participation rates continue to rise. The labor force participation rate for single women with children increased from roughly 52 percent in 1980 to 72 percent in 2009. Similarly, the rate for married women with children rose from 54.1 percent in 1980 to 69.8 percent in 2009.

With large numbers of women participating in the labor force, many children are spending time in nonparental care. In 2011, 61 percent of children younger than five spent on average 33 hours per week in child care. Children with employed mothers spent on average 15 more hours in child care than children with mothers who were not employed: 36 hours versus 21 hours (Laughlin 2013, figure 2).

Among children with employed mothers, those who lived below the poverty line (about 15 percent) were more likely to be cared for by an unlicensed relative other than the father or grandparent (sibling or other relative) than were those who lived above the poverty line (20.7 percent versus 9 percent). In turn, children from households living above the poverty line were more likely to be cared for by nonrelatives in a licensed day care center, nursery, or preschool (37.9 percent versus 26.9 percent) or a licensed family day care home, where a nonrelative cares for two or more children outside the children's home (8.1 percent versus 4.3 percent), than were those living in households below the poverty line (Laughlin 2013, table 2).

¹ Data are from the Statistical Abstract of the 2012 Census, table 599, https://www.census.gov/compendia/statab/cats/labor force employment earnings/labor force status.html.

As children spend more time in nonparental care, concerns over the quality of such outof-home care have risen. To address those concerns, states have established licensing
requirements and regulations that are intended to improve the quality of care. However, those
regulations and licensing requirements are costly. In this paper, we show that regulations on
child–staff ratios, group size restrictions, and education requirements are all associated with
higher care prices.

With prices on the rise, families have to spend ever-larger shares of their income on child care. That is especially true for low-income families. Recent data show that the cost of center-based infant care ranges from 25 percent of income for a family of three living at the federal poverty level in Mississippi to 86 percent of income for a similar family in Massachusetts (Child Care Aware of America 2013). Child care is a considerable part of the budget even for a family of three earning twice the federal poverty level. For center-based infant care, it ranges from 12.7 percent of income in Mississippi up to 43 percent of family income in Massachusetts (Child Care Aware of America 2013). In the face of high costs, parents turn to informal care arrangements that include grandparents or other relatives, as well as friends, neighbors, and unlicensed day care homes. Use of such informal care providers is accordingly higher among low-income and single-parent households (Brown-Lyons, Robertson, and Layzer 2001).

For parents without those alternatives, the cost of formal child care providers becomes the deciding factor in a family's determination about whether to rely on welfare or to seek employment. Working makes sense only if the wage that one makes in the workforce exceeds the marginal cost of child care by more than forgone welfare received when not working. Empirical evidence suggests that all women—and single mothers in particular—base their decision about

whether to seek employment or to apply for welfare on the price of child care.² Connelly and Kimmel (2003) find, for example, that the price of child care has a significant influence on a woman's decision to enter the labor force. More specifically, they find that a 1 percent increase in the price of child care results in a decrease in employment of single mothers of between 0.3 percent and 1.1 percent. They furthermore find evidence that the probability of a single mother's being a welfare recipient increases with increasing child care costs.³ Baker, Gruber, and Mulligan (2008) find similar results with a subsidy program in Canada. They find that when child care is subsidized, both the use of care and the employment of women increase. If child care is relatively cheap, a single mother might be able to earn enough income to pay for child care and sustain her family. As child care becomes more costly, single mothers are more likely to apply for welfare and stay home to care for their children. Regulatory burdens that drive up prices of child care can therefore condemn whole sections of the population to a dependence on welfare. Even for families that keep their children in formal child care settings, "the economic pressures associated with poverty [and higher cost of care] impair parent psychological wellbeing, thereby decreasing positive parenting behaviors" (Dearing, Taylor, and McCartney 2009, 1330).

Although families pay more, child care providers constitute one of the lowest wageearning groups in the country. Again, regulation intended to improve the quality of out-of-home care has been shown to be at least partially at fault. Because parents respond strongly to increases in the cost of care, child care providers have been unable to raise prices enough to fully

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² Anderson and Levine (1999) and Blau (2000a) summarize the empirical literature on the effect of child care costs on employment. Overall, the evidence suggests a strong and significant negative effect of child care costs on women's employment.

³ Previous studies on the empirical relationship between child care costs and welfare recipience found either a small negative effect or a near zero effect. For more information see Connelly (1990), Kimmel (1995), and Houser and Dickert-Conlin (1998).

cover the cost of regulations when regulatory burdens have increased. Increasing regulatory compliance costs therefore results partially in lower staff wages (Blau 2007). Low wages result in high staff turnover⁴ and a low commitment level, which can negatively affect the quality of child care. Concerns over differential quality and the impact of societal status on child care outcomes therefore remain.

Federal subsidy programs, such as the child care tax credit, the Child Care Development Block Grant, Temporary Assistance for Needy Families, and Head Start, are intended to make child care more affordable for low-income families. Many of the state subsidy programs are plagued with long waiting lists, however, and at best provide partial relief. Because regulation impacts how private and public funds are spent, it is imperative to take a critical look at existing regulation and its effect on price and quality. Some types of regulation might significantly affect the price of care without contributing much to quality at the same time. Identifying regulations with those unintended effects would be a first step in the right direction of providing affordable child care to low-income families.

In this paper, we identify the most costly and least effective regulatory requirements in an effort to provide guidance for policymakers who seek to provide affordable child care options for low-income families without compromising the quality of care. In section 2, we estimate the relationship between different child care regulations and the cost of care at the state level. We find that maximum child–staff ratios, group size limits, and training requirements significantly increase the cost of child care. Section 3 reviews the existing literature on the relationship between regulatory requirements and the quality of care. The existing literature suggests that structural measures of child care quality, such as group size limits or child–staff ratios, do not

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⁴ Gormley (1990) reports that annual staff turnover rates for child care providers are 40 percent.

actually enhance child care outcomes or safety, whereas other measures relating to teacher training have a positive effect on outcomes. Our analysis of costs and quality of care suggests that a number of existing regulatory requirements could be relaxed to provide cost savings to low-income families without significantly reducing the quality of child care.

2. Regulation and Costs

In this paper, we use data on the average cost of center-based care by state in 2012, as well as state-level regulation data in the same year, to measure the association between different regulatory requirements and the cost of child care.

2.1. Data and Summary Statistics

Data on regulations and cost of care come from Child Care Aware of America, the primary advocacy group for regulating child care quality in the United States. Regulation data include information regarding mandated child–staff ratios, the presence of group size regulations, specific group size caps, and education requirements for lead staff members and center directors. Child Care Aware of America's information on the education requirements for lead staff members and center directors distinguishes among eight different levels of educational prerequisites, ranging from less than a high school diploma to a bachelor's degree in early childhood education or a related field. To incorporate that information, we create a dummy variable, which is equal to one for states that require more than a high school diploma and equal to zero for states that require only a high school diploma or less. We also include data on income for each state to help control for state-level variation in prices that are not attributable to child care regulations. Our final sample includes information for 50 states for 2012.

Table 1 (page 21) reports the summary statistics of the data. The average annual cost of full-time child care for infants in center-based child care facilities ranges from \$4,863 in Mississippi to \$16,430 in Massachusetts, with an average of \$9,466 for all states. Full-time tuition for a four-year-old child ranges from \$4,312 in Mississippi to \$12,355 in New York. The average child–staff ratio for six-month-old infants is 4.3 children per staff member, with a low of 3 children per staff member in Kansas, Maryland, and Massachusetts, and a high of 6 children per staff member in Arkansas, Georgia, Idaho, Louisiana, and New Mexico. The average child–staff ratio for children four years old and older is 12.6 children per staff member, with a low of 8 in New York and a high of 20 in Florida and North Carolina. The average group size limit across all states for six-month-old infants is 19.2, with a low of 6 infants per group in Maryland and no maximum group size requirement in 12 other states. Group size limits for children four years old and older are not regulated in many states, but where they are regulated, they range from 20 in a number of states, including Alaska, Connecticut, and Illinois, to a high of 35 and 36 in Texas and Georgia, respectively.

The median education requirement for center directors across all states is a Child Development Associate Credential, whereas lead teachers are required to have only a high school diploma (median). The states with the lowest education requirements (less than a high school diploma) for center directors are Connecticut, Idaho, Montana, and Oregon. The state with the highest education requirement for center directors (a bachelor's degree in an unrelated field) is New Jersey. Seventeen states do not require their lead teachers in child care centers to have a high school diploma or general equivalency diploma, whereas Rhode Island requires the highest level of education requirement for their lead teachers (a bachelor's degree in early childhood education or a related field).

2.2. Results

Table 2 (page 22) analyzes the relationship between different regulatory standards and the cost of child care for infants. We ran an ordinary least squares regression using the following specification:

$$ln(Cost_i) = \beta_0 + \beta_1 Regulations_i + \varepsilon_i$$
.

The natural log of infant child care cost is the dependent variable, and various regulatory requirements are the independent variables. We present results for several different specifications, with different policy variables as independent variables. In addition, we ran the results with a control for average state income as follows:

$$ln(Cost_i) = \beta_0 + \beta_1 Regulations_i + \beta_2 Income_i + \varepsilon_i$$
.

Finally, we ran a specification that includes all the regulations together.⁵

The coefficients for child–staff ratios and lead staff education requirements are both economically meaningful and statistically significant across the different specifications and after controlling for income. A one-infant increase in the child–staff ratio requirement for infants is associated with a decrease in the cost of care of between 9 percent and 20 percent, which translates into a reduction in the annual cost of child care of between \$850 and \$1,890 for the average cost of care across states. Similarly, requiring lead teachers to have a high school diploma is associated with an approximate increase in the cost of child care of between 25 percent and 46 percent, which translates into an approximate increase in the cost of care of between \$2,370 and \$4,350 per year.

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⁵ All of the regressions were also run using weighted least squares, with population as the weight. The results are similar in magnitude and significance.

⁶ Exact percentages are calculated as $e^{\beta} - 1$.

The dummy variable measuring the presence of group size regulation is statistically significant for only one of the specifications reported and becomes insignificant when we control for child–staff ratios. The measure for group size is statistically significant and negative. The dummy variable measuring director education requirements is not statistically significant in any of the specifications reported.

Table 3 (page 23) analyzes the relationship between regulatory requirements and the cost of child care for four-year-old children. As for infants, the child–staff ratio requirements are statistically significant, but they are much smaller in economic magnitude. A one-child increase in the number of children per staff member for four-year-old care is associated with a reduction in the cost of child care by only 2 percent to 4.7 percent.

As before, education requirements for lead staff members are statistically and economically significant across the different specifications. Requiring a lead teacher to hold at least a high school degree is associated with an increase in the cost of child care for four-year-olds of between 22 percent and 40 percent. One would expect that outcome because more educated workers have higher opportunity costs in the labor market and therefore require higher wages. Those higher wages result in higher costs of care.

3. Regulation and Quality of Care

The foregoing analysis suggests that regulation of child care may have a significant economic effect on the cost of care. A higher cost of care may be justifiable if regulation also improves the quality of child care. The relationship between regulation and the quality of care is more difficult to discern, however.

Existing research suggests that quality of care is particularly important in an early childhood setting, because it affects children's cognitive and social competence (NICHD ECCRN 1999, 2000). Cognitive and noncognitive skills are strong predictors of a variety of labor market and behavioral outcomes (Heckman, Stixrud, and Urzua 2006), and early childhood investments are critical for the development and accumulation of those skills (Cunha and Heckman, 2007, 2008). In this section, we review the literature on the relationship between regulation and the quality of child care to gain a better understanding of the expected effect that regulatory measures might have on the quality of care.

3.1. Measuring and Regulating Quality of Care

The literature in child psychology measures child care quality either for the structural characteristics of the care environment or for process features, which measure the quality of the interactions between teachers and children. Structural measures evaluate easily observable features of a care environment, such as group size, child–staff ratio, teacher education and training, safety, staff turnover, and program administration. Process measures, however, are more difficult to observe, because they are based on the actual interactions between the child and his or her caregiver, the program administration, and other children. The theoretical and empirical literature in child psychology suggests that although structural measures of quality may

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⁷ For reviews of the literature on child care quality, see Lamb (1998) and Love, Schochet, and Meckstroth (1996).

⁸ Love, Schochet, and Meckstroth (1996, 5) characterize high process quality as follows: "Caregivers encourage children to be actively engaged in a variety of activities; have frequent, positive interactions with children that include smiling, touching, holding, and speaking at children's eye level; promptly respond to children's questions or requests; and encourage children to talk about their experience, feelings, and ideas."

facilitate good interactions, process measures are more closely related to positive child outcomes and are therefore better indicators of actual quality.⁹

Because process quality is difficult to observe and therefore difficult to regulate, regulation is usually based on structural measures of child care, however. Indeed, most states base their licensing requirements on specific child–staff ratios, group sizes, and teacher education. Regulation will have a positive effect on outcomes as long as structural measures of quality affect development outcomes either directly or indirectly through their effect on process measures of quality.

3.2. Structural Quality Measures and Child Outcomes

The empirical literature on this topic suggests that the link between regulated structural measures of quality and child outcomes is weak at best. Scarr, Eisenberg, and Deater-Deckard (1994) show that no measures of child care that can be regulated, except teacher wage, have any effect on observable measures of child care quality. In a study published in the *Journal of Public Health*, the National Institute of Child Health and Human Development Early Child Care Research Network (NICHD ECCRN 1999) concludes that the differences in children's performance that were associated with whether their center classes met recommendations for class size, child–staff ratio, caregiver education, and caregiver training were only modest.

In a meta-study of the relationship between different structural characteristics of care environment and child-specific outcomes, Blau (2001) confirms this earlier result. He finds that

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⁹ Existing evidence suggests that lower child–staff ratios, smaller group sizes, and better caregiver education (i.e., structural measures of quality) are correlated with better child–caregiver interactions (i.e., process quality). However, cross-country evidence (Cryer et al. 1999) suggests that although many of the same structural features affect process measures of quality, identifying a particular type of structural quality measure that contributes consistently to process quality is difficult. Among structural measures, teacher education and wages seem to be the most important (Pessanha, Aguiar, and Bairrão 2007; Phillipsen et al. 1997).

most existing studies fail to control for center-specific characteristics and home inputs (i.e., family-specific characteristics). Reanalyzing the data, he finds that when he relies only on within-center variation (by comparing classrooms within each center rather than classrooms between centers) and when he controls for home inputs, many of the structural measures of quality turn out to be both weakly related to quality and statistically insignificant. The only variable that remains important across studies after the inclusion of the relevant controls is teacher training in early childhood education. More specifically, Blau (1997, 2000b) finds that the only educational measure that consistently matters for quality care is that the caregiver has taken a college course in early childhood education in the past year. No other measure of teacher training is statistically significant or economically meaningful.

Mashburn et al. (2008) confirm this result in a more recent study of prekindergarten programs. Their empirical results suggest that none of the nine structural measures of quality related to the program infrastructure that they include in their analysis (all subjects of minimum standard of quality recommendations issued by the National Institute for Early Education Research) have a significant effect on children's development of language and academic skills during pre-K, on their social competence, or on problem behavior. Conversely, process measures that capture the quality of teacher—child interactions according to the Classroom Assessment Scoring System, a standard measure of process quality, as well as capturing child characteristics—such as race, socioeconomic status, and the level of the mother's education—all matter for child outcomes.

More recent studies of the relationship between quality of care and child care outcomes usually focus on process measures of quality. The majority of such studies find that the process quality of care is an important predictor of development. Because they focus on process

measures of quality, however, those studies can inform the debate on the relationship between regulation and the quality of care only to the extent that the regulated structural measures are correlated with the process measures of quality that actually affect outcomes.

3.3. Structural Quality and Process Quality

Studies that attempt to provide an estimate of the link between structural and process measures of the quality of child care are often used to justify regulation based on structural measures. The most comprehensive study on this link finds that while maternal caregiving is a much stronger predictor of both social and cognitive competence, among the different characteristics of the nonmaternal caregiving environment, caregiver training is a much more important input into quality than child–staff ratios (NICHD ECCRN 2002).

Burchinal, Cryer, and Clifford (2002) provide support for the idea that among structural measures of quality, teacher training is most effective at improving process quality. They provide evidence that the extent of both formal and informal caregiver training is associated with higher-quality care environments. In a study of Portuguese toddler child care quality, Pessanha, Aguiar, and Bairrão (2007) confirm that better-paid teachers—who are usually also better educated—provide better-quality care, whereas other structural variables, such as a measure of space per child, were not statistically significant predictors of the quality of care.

Currie and Hotz (2004) analyze another dimension of quality: safety. They find that only the education of directors has any effect on the safety of children. Although having more educated directors is associated with fewer accidents, regulations on child–staff ratios and inspections have no significant effects.

3.4. Unintended Consequences of Regulating Structural Measures of Quality

Our review of the literature suggests that, at best, regulation of nonmaternal child care has a small effect on overall child development outcomes. Tighter standards have a limited ability to increase child outcomes. That finding does not mean that regulation is inappropriate for setting minimum standards for nonmaternal care.

However, because regulation increases the cost of care significantly (both statistically and economically), regulators should be mindful of the tradeoff between quality and price.

Mothers should not be placed in a position where the quality of their care suffers because they cannot afford nonmaternal care or because they experience financial distress from the high cost of child care.

Blau (2007) argues that an additional unintended consequence of regulating group size limits and child–staff ratios is that they reduce staff wages at child care centers, which may actually have a negative effect on child development, because lower wages deter the most qualified teachers from working at child care centers and result in greater staff turnover (also associated with a lower quality of care). As previously discussed studies have shown, caregiver training is a much more important predictor of child development than group size or child–staff ratios. Regulation of the latter two aspects of child care may therefore have a detrimental effect on the overall quality of care.

Recent work by Hotz and Xiao (2011) provides additional evidence for the presence of unintended consequences from the regulation of child care quality. They find that although regulation can increase the number of day care centers that are licensed and that comply with the higher standards required by private accreditation agencies, such as the National Association for

the Education of Young Children,¹⁰ it also leads to a reduction in the overall availability of child care centers, particularly in low-income markets. Hence, although regulation increases the quality of some existing centers, it forces low-income families, in particular, to resort to other types of care, such as nonrelative home-based care, which is typically found to be of lower quality than center-based care.¹¹ Currie and Hotz (2004) similarly note that regulation of child care, even when it improves quality, crowds kids out into nonformal care, which tends to be less safe.

Overall, these results suggest that relaxing regulatory requirements for group size and child–staff ratios, while maintaining quality through training requirements for teachers, might lower the cost of providing child care without significantly affecting quality. If one provider is allowed to care for a larger number of children, that provider can earn a higher wage. Higher wages would attract better-educated providers and reduce staff turnover rates overall.

4. Conclusion

We show in this paper that regulation of child care facilities is significantly associated with the cost of care. Because female labor market choices depend importantly on the availability and affordability of child care options, regulation should be limited and focused on variables that have the greatest possible effect on the quality of care. The literature on early childhood development, psychology, and education suggests that the quality of child care depends most

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¹⁰ Hotz and Xiao (2011) do not look at the effects of regulation on direct quality measures.

Being placed in lower-quality care settings can have significant detrimental effects on child development and learning outcomes, especially for children from lower-income households. Dearing, Taylor, and McCartney (2009, 1329) report that "low income was less strongly predictive of underachievement for children who had been in higher quality care than for those who had not." O'Connell and Farran (1982) report that infants from low-income households in high-quality center-based care demonstrate better language development than do home-reared infants from low-income households. Conversely, Melhuish et al. (1990) find that language development for infants from middle-class families was poorer when those infants were in low-quality child care settings compared with better-quality home care. Studying the effect of day care participation on the cognitive development of 867 children from the National Longitudinal Survey, Caughy, DiPietro, and Strobino (1994) find that entering day care before the first birthday is associated with higher reading recognition scores for children from impoverished home environments.

importantly on the level of education of immediate care providers—that is, lead teachers and child care center staff. Child–staff ratios and group size limits, which are also regulated, are less effective in improving quality. They are significantly related to the cost of child care, however, and therefore make child care less affordable, especially for low-income families. Prudent regulatory reform should focus on deregulating those aspects of child care that are least cost-effective.

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Table 1. Summary Statistics

Variable	Mean	Minimum	Maximum	Standard deviation
Per capita income	42,956	33,657	59,687	6,443
Infant tuition	9,466	4,863	16,430	2,674
4-year-old tuition	7,635	4,312	12,355	1,862
Child-staff ratio, 6 months	4.34	3	6	0.74
Child-staff ratio, 9 months	4.38	3	6	0.78
Child-staff ratio, 4 years	12.62	8	20	2.90
Group size limit, 6 months	19.20	6	No limit	17.61
Group size limit, 9 months	19.20	6	No limit	17.61
Group size limit, 4 years	32.02	20	No limit	13.03
Required annual training (hours)	15.10	0	40	6.81
Minimum education requirement, director	Child Development Associate Credential	Less than high school	Bachelor's degree in unrelated field	n/a
Minimum education requirement, lead teacher	High school diploma	Less than high school	Bachelor's degree in early childhood education or related field	n/a

Note: n/a = not applicable.

Table 2. Effect of Regulation on Child Care Costs for Infants, 2012

	De	ependent variak	Dependent variable: In (average annual full-time care cost)	nnual full-time	care cost)			
	Model 1	Model 2	Model 3	Model 4	Model 5	Model 6	Model 7	Model 8
Child–staff ratio	-0.229*** (0.037)			-0.152*** (0.037)	-0.126*** (0.040)			-0.098** (0.041)
Group size regulations		0.179**		0.001 (0.065)		0.052 (0.066)		-0.010
Group size		-0.044*** (0.013)		-0.014* (0.008)		-0.035*** (0.011)		-0.020* (0.010)
Lead staff education requirements			0.378*** (0.064)	0.305***			0.235*** (0.067)	0.225*** (0.062)
Director education requirements			0.007	-0.036 (0.074)			-0.030 (0.081)	-0.047 (0.073)
Control for income	o N	No	No	No	Yes	Yes	Yes	Yes
Observations	20	20	20	20	20	20	20	20
Adjusted R ²	0.346	0.145	0.399	0.559	0.521	0.506	0.543	0.616

Note: Robust standard errors in parentheses. *** p < 0.01, ** p < 0.05, * p < 0.11.

Table 3. Effect of Regulation on Child Care Costs for Four-Year-Olds, 2012

		Dependent	Dependent variable: In (average annual full-time care cost)	age annual full-t	ime care cost)			
	Model 1	Model 2	Model 3	Model 4	Model 5	Model 6	Model 7	Model 8
0;+0# # P P P	-0.048***			-0.028*	-0.024**			-0.020
	(0.012)			(0.015)	(0.010)			(0.013)
		0.129**		0.045		0.032		0.015
group size regulations		(0.059)		(0.056)		(0.059)		(0.057)
200		-0.025***		-0.005		-0.010		-0.003
group size		(0.008)		(0.010)		(0.008)		(600.0)
Lead staff education			0.333***	0.262***			0.206***	0.199
requirements			(0.055)	(0.050)			(0.050)	(0.047)
Director education			-0.039	-0.039			-0.072	-0.061
requirements			(0.073)	(0.065)			(0.068)	(0.065)
Control for income	No	No	No	No	Yes	Yes	Yes	Yes
Observations	20	20	20	20	20	20	20	20
Adjusted R ²	0.306	0.183	0.400	0.526	0.504	0.458	0.557	0.582

Note: Robust standard errors in parentheses. *** p < 0.01, ** p < 0.05, * p < 0.1.