



The 2007 Child Care Licensing Study

**Prepared by the
National Child Care Information and Technical Assistance Center
and the
National Association for Regulatory Administration**



This report is a product of a collaborative effort between the National Child Care Information and Technical Assistance Center (NCCIC), a service of the Child Care Bureau, Administration for Children and Families, U.S. Department of Health and Human Services, and the National Association for Regulatory Administration (NARA). NCCIC and NARA wish to thank the National Resource Center for Health and Safety in Child Care and Early Education for maintaining the Web site of state child care licensing regulations, which is the primary source for regulations data. NCCIC and NARA also thank the child care licensing agencies in all 50 states and the District of Columbia for responding to the survey and requests for clarification. Printing of this report was sponsored by SansWrite.

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February 2009

Table of Contents

Part 1: Introduction	1
1.1 History of the Child Care Licensing Studies.....	1
1.2 Methodology.....	2
1.3 Format of the Report	4
1.4 Final Thoughts	6
Part 2: State Licensing Programs and Policies	7
2.1 Licensed Facilities.....	7
2.2 Licensing Staff	9
2.3 Types of Inspections.....	13
2.4 Frequency of Inspections.....	15
2.5 Frequency of Licensing Renewal	16
2.6 Inspections and Monitoring	17
2.7 Complaint Investigations	23
2.8 Enforcement Actions	27
2.9 Licensing Information on the Internet	28
2.10 Licensing Fees.....	29
2.11 Licensing Staff Requirements	30
2.12 Licensing's Role in Quality Initiatives	35
Part 3: Child Care Center Licensing Regulations in 2007	37
3.1 Licensing Regulations.....	37
3.2 Licensed and Exempt Child Care Centers	38
3.3 Staff Roles and Age Requirements	42
3.4 Staff Qualifications and Ongoing Training Requirements.....	44
3.5 Staff Hiring Requirements.....	55
3.6 Additional Staff Training Requirements.....	61
3.7 Child-Staff Ratios and Group Size	64
3.8 Supervision of Children	69
3.9 Care of Children	77
3.10 Facility Requirements.....	90
Part 4: Small Family Child Care Home Licensing Regulations in 2007	117
4.1 Licensing Regulations.....	117
4.2 Licensed Small FCC Homes	118
4.3 Provider Roles and Age Requirements	121
4.4 Provider Qualifications and Ongoing Training Requirements.....	123
4.5 Provider Hiring Requirements.....	129
4.6 Additional Provider Training Requirements	134
4.7 Number of Children Allowed With One Provider.....	136
4.8 Supervision of Children	136
4.9 Care of Children	144
4.10 Facility Requirements.....	157

Part 5: Large/Group Family Child Care Home Licensing Regulations in 2007	181
5.1 Licensing Regulations.....	181
5.2 Licensed Large/Group FCC Homes	182
5.3 Provider Roles and Age Requirements	185
5.4 Provider Qualifications and Ongoing Training Requirements	187
5.5 Provider Hiring Requirements.....	195
5.6 Additional Provider Training Requirements	199
5.7 Child-Staff Ratios	202
5.8 Supervision of Children	202
5.9 Care of Children.....	210
5.10 Facility Requirements.....	222
State Licensing Agency Contact Information.....	247
Table and Chart Index.....	255

Part 1: Introduction

Part 1: Introduction

State child care licensing regulations and monitoring and enforcement policies help provide a baseline of protection for the health and safety of children in out-of-home care. Licensing helps prevent various forms of harm to children—risks from the spread of disease, fire and other building safety hazards, injury, and developmental impairment from the lack of healthy relationships with adults, adequate supervision, and/or developmentally appropriate activities.

Licensing is a process administered by state governments that sets a baseline of requirements below which it is illegal for facilities to operate. States have regulations that include the requirements facilities must comply with and policies to support the enforcement of those regulations.

The 2007 Child Care Licensing Study provides information collected in 2007 about child care licensing programs and policies and the regulations for child care centers, small family child care (FCC) homes, and large/group FCC homes in all 50 states and the District of Columbia.

1.1 History of the Child Care Licensing Studies

The Children's Foundation was established more than 30 years ago to provide support for FCC providers. The Child Care Licensing Studies were the brainchild of Kay Hollestelle, retired executive director of the Foundation.

The Foundation first published regulatory information about FCC in 1978 to promote the federal Child and Adult Care Food Program. After helping to launch the National Association for Family Child Care in 1982, the Foundation published its next official study of FCC licensing regulations in 1984. In 1986, it began to publish the studies with expanded information every August.

In 1991, in response to requests from many groups, the Children's Foundation developed a similar study about child care center regulations. Starting in 1993, the Foundation expanded the center information and began to publish the studies every February.

The licensing studies were single-handedly researched by Kay Hollestelle each year. Kay asked the states to verify and update the information from the previous year's study and included some additional open-ended survey questions for the states to answer. These questions were usually based on current trends and issues in the regulatory and early care and education fields.

The studies were first published to help those interested in starting businesses in FCC or center-based care, but then became an advocacy tool for states interested in upgrading licensing regulations and policies. Each report provided a summary of licensing data for each state and additional comparison information in many areas related to regulations and state practices.

In 2001-2002, at the request of the Children's Foundation, the **National Association for Regulatory Administration (NARA)** submitted regulatory questions to be included in the annual state surveys for each of the studies. In October 2002, the Children's Foundation approached NARA to collaborate on the publication of the studies for 2 years and then take over the full publication of the annual studies. NARA and the Children's Foundation co-published the 2003 and 2004 licensing studies.

In 2005, when the Children's Foundation closed its doors, NARA assumed full responsibility for the research and publication of the studies. To continue this work, NARA formed a partnership with the **National Child Care Information and Technical Assistance Center (NCCIC)**, which shared NARA's belief in the crucial role licensing plays in the early care and education system.

1.2 Methodology

The partnership between NCCIC and NARA on the research for the Child Care Licensing Studies created the opportunity to update the methods used for data collection. As described previously, the Children's Foundation would ask representatives from state licensing agencies to update the information about their states from the previous year's reports. Instead of continuing with this process, NCCIC and NARA engaged in a year of planning and decided to use two new data collection methods.

What is NARA?

NARA was formed in 1976 and represents all human care licensing, including child care, child welfare, adult day care, adult residential and assisted living care, and program licensing for services related to mental illness, developmental disabilities, and abuse of drugs and alcohol. NARA members include human service regulatory professionals, human service providers, university faculty, independent researchers and consultants, allied professions from the health and safety and legal disciplines, and consumers. NARA promotes its mission—consumer protection through prevention—with its activities, including sponsoring an annual licensing seminar, providing training and technical assistance, producing publications, and conducting research.

What is NCCIC?

NCCIC, a service of the Child Care Bureau, Administration for Children and Families, U.S. Department of Health and Human Services, is a national clearinghouse and technical assistance center linking parents, providers, policy-makers, researchers, and the public to early and school-age care information. NCCIC responds to requests from parents, child care providers and other early education professionals, researchers, policy-makers, national organizations, businesses, and the general public. NCCIC also provides technical assistance and training to states, territories, and tribes.

Notes

- DC is counted as a state in this report. Data were collected on all states, except ID, which does not license child care facilities at the state level.
- It was beyond the scope of this study to include information about states that have child care licensing programs at the city or county levels, such as ID, Anchorage, AK, New York City, and the counties in FL that have their own licensing programs.

A. The 2007 NARA Child Care Licensing Program Survey

In July 2007, NARA sent a survey to all state child care licensing agencies. The survey included questions about state child care licensing processes and policies for licensing child care centers and small and large/group FCC homes. The survey was disseminated by mail, and respondents submitted their answers either by mail, fax, or email. By April 2008, all states had responded.

NCCIC created a Microsoft Access database to compile data collected from the survey and asked additional follow-up questions to clarify states' responses. The data collected from the survey are presented in "Part 2: State Licensing Programs and Policies" of this report.

Terminology

Child care center: A nonresidential facility that generally provides child care services for fewer than 24 hours per day per child, unless care in excess of 24 hours is due to the nature of the parents' work. States define child care centers differently in their licensing regulations.

Child care licensing agency: An agency that is usually housed in a state department of human services, social services, or health and is responsible for the regulation and licensing of child care facilities across a state.

Large/Group FCC home: A child care program located in the licensee's residence that generally includes one provider, an assistant, and a larger number of children. States define FCC homes differently in their licensing regulations.

Licensing/Licensed: Permission from a state that is required to operate a child care facility, which includes meeting specific center or FCC standards. Some states may call their regulatory processes **certification** or **registration**; for purposes of this study, the terms **licensing** or **licensed** are used to represent all regulatory processes.

Regulation: A state's official promulgated licensing rules that are used to evaluate a child care program's operation. This study only includes information from state child care licensing regulations. Additional requirements for child care facilities may be in state statutes, administrative codes, or other state laws. It was beyond the scope of this study to review all laws that pertain to child care programs.

Small FCC home: A child care program located in the licensee's residence that generally includes one provider and a small number of children. States define family child care homes differently in their licensing regulations.

B. Compilation of Child Care Facility Regulations

All data regarding child care center and FCC home regulations are from the regulations posted on the National Resource Center for Health and Safety in Child Care and Early Education (NRC) Web site at <http://nrckids.org/STATES/states.htm>. NRC is located at the University of Colorado Denver, CO, and is funded by the Maternal and Child Health Bureau, Health Resources and Services Administration, U.S. Department of Health and Human Services.

NCCIC and NARA have three Microsoft Access databases that each contains more than 1,500 variables that cover licensing definitions, personnel and staffing, supervision, care of children, and facilities. The data collected from the child care facility regulations are presented in "Part 3: Child Care Center Licensing Regulations in 2007," "Part 4: Small Family Child Care Home Licensing Regulations in 2007," and "Part 5: Large/Group Family Child Care Home Licensing Regulations in 2007" of this report.

1.3 Format of the Report

There are four parts of the report, in addition to the introduction. The first part is a national summary of all of the data that were collected from the survey, and the last three parts provide an overview of data compiled from state child care facility regulations. This report contains information about the number of states that have certain policies and regulations presented in table and graphic format. Summarizing text is included to describe the data.

Accompanying this report are numerous **50-State Data Tables**. These tables are referenced throughout the report (e.g., Table 1 and Table 2). Also included are a set of **State Profiles** that provide short summaries of key licensing policies and facility requirements for every state. All study materials are available on the NARA Web site at <http://naralicensing.org>.

By presenting both a national summary and the data collected for each state, this report can be used as a reference tool for making comparisons among states and conducting deeper regulatory policy analyses.

The following abbreviations are used to identify states throughout this report.

State Abbreviations			
State	Abbreviation	State	Abbreviation
Alabama	AL	Montana	MT
Alaska	AK	Nebraska	NE
Arizona	AZ	Nevada	NV
Arkansas	AR	New Hampshire	NH
California	CA	New Jersey	NJ
Colorado	CO	New Mexico	NM
Connecticut	CT	New York	NY
Delaware	DE	North Carolina	NC
District of Columbia	DC	North Dakota	ND
Florida	FL	Ohio	OH
Georgia	GA	Oklahoma	OK
Hawaii	HI	Oregon	OR
Idaho	ID	Pennsylvania	PA
Illinois	IL	Rhode Island	RI
Indiana	IN	South Carolina	SC
Iowa	IA	South Dakota	SD
Kansas	KS	Tennessee	TN
Kentucky	KY	Texas	TX
Louisiana	LA	Utah	UT
Maine	ME	Vermont	VT
Maryland	MD	Virginia	VA
Massachusetts	MA	Washington	WA
Michigan	MI	West Virginia	WV
Minnesota	MN	Wisconsin	WI
Mississippi	MS	Wyoming	WY
Missouri	MO		

1.4 Final Thoughts

Strong licensing policies and regulations are key to help ensure the health and safety of our nation's children who spend time in out-of-home care. The potential for licensing to have a positive impact on children is very large given that there are more than 9.5 million licensed child care slots in the United States. Even in states with strong regulations and monitoring and enforcement policies, the potential for harm to children exists. There is still much research needed in order to determine which licensing policies and procedures are the most effective and which regulations are best at protecting children from harm. The data in this study will help inform the regulatory and early care and education fields and hopefully spark researchers' interest in pursuing further analyses.

Part 2: State Licensing Programs and Policies

Part 2:

State Licensing Programs and Policies

This chapter presents state child care licensing agency responses to *The 2007 NARA Child Care Licensing Program Survey*. It focuses on the processes and policies in each state related to licensing program staffing, facility monitoring, and enforcement of licensing regulations. The data cover the following topics:

- Number of licensed facilities;
- Licensing staff;
- Types of inspections;
- Frequency of inspections;
- Frequency of licensing;
- Inspections and monitoring;
- Complaint investigations;
- Enforcement actions;
- Licensing information on the Internet;
- Licensing fees;
- Licensing staff requirements; and
- Licensing's role in quality initiatives.

2.1 Licensed Facilities

A. Types of Licensed Facilities

As shown in Table 2.1, the vast majority of states license child care center and family child care (FCC) home settings. Only one state, ID, does not license child care facilities at the state level; however, some large cities and counties in ID have their own licensing programs.

Table 2.1: Number of States That License Facilities	
Facility Type	Number of States
Child care centers	50
FCC homes	48
• Small FCC homes	44
• Large/Group FCC homes	39
Other licensed facilities*	17

N=50 states, excluding ID

*"Other licensed facilities" reported by states includes part-day preschools and nursery schools, school-age care facilities, registered FCC homes, Head Start programs, child placing agencies, residential facilities, and others.

Most states license some type of FCC; however, three states (ID, LA, NJ) do not license FCC at all. As mentioned previously, ID does not license child care facilities at the state level. LA has a registration process for FCC homes with no more than six children that is only required if the provider cares for children subsidized by the federal Child Care and Development Fund.¹ NJ has a voluntary registration process for FCC homes that is operated by child care resource and referral agencies in the state.

¹ The Child Care and Development Fund, authorized by the Child Care and Development Block Grant Act, and Section 418 of the Social Security Act assist low-income families, families receiving temporary public assistance, and those transitioning from public assistance in obtaining child care so they can work or attend training/education. For more information, visit the Child Care Bureau's Web site at www.acf.hhs.gov/programs/ccb/ccdf/factsheet.htm.

The following states **do not license** specific types of FCC homes:

- Seven states (AZ, ID, LA, NJ, OH, SD, VA) do not license small FCC homes; and
- Twelve states (AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI) do not license large/group FCC homes.

B. Number of Licensed Facilities

Table 2.2 shows the total number of child care centers, FCC homes, and other licensed facilities in the United States in 2007. State-by-state data are available in *Table 1: Number of Licensed Child Care Facilities in 2007* in the 50-State Data Tables.

Table 2.2: Number of Licensed Facilities Across States	
Facility Type	Number of Facilities
Child care centers	110,252
FCC homes	197,294
<ul style="list-style-type: none"> • Small FCC homes • Large/Group FCC homes 	147,327 49,967
Other licensed facilities*	17,743
Total	325,289

N=50 states, excluding ID

*"Other licensed facilities" reported by states includes part-day preschools and nursery schools, school-age care facilities, registered FCC homes, Head Start programs, child placing agencies, residential programs, and others.

C. Licensed Capacity

Licensed capacity is the maximum number of children a child care facility is licensed to serve. Capacity is also called "child care slots." While there are more licensed FCC homes in the United States, they serve a smaller number of children. More than 70 percent of children are in center-based care.

Fast Facts

- There are a total of 325,289 licensed facilities in the United States. Approximately 60 percent of all licensed facilities are FCC homes.
- There are more than 9.5 million licensed child care slots across the United States.

Table 2.3 shows the total licensed capacity for all facility types. State-by-state data are available in *Table 2: Licensed Capacity in 2007* in the 50-State Data Tables.

Table 2.3: Capacity of Licensed Facilities Across States	
Facility Type	Licensed Capacity
Child care centers	7,371,751
FCC homes	1,697,014
<ul style="list-style-type: none"> • Small FCC homes • Large/Group FCC homes 	1,126,214 570,800
Other licensed facilities*	434,946
Total	9,503,711

N=50 states, excluding ID

*"Other licensed facilities" reported by states includes part-day preschools and nursery schools, school-age care facilities, registered FCC homes, Head Start programs, child placing agencies, residential programs, and others.

Terminology

Inspection: A visit by licensing agency staff to a facility in order to assess its compliance with regulations.

Licensed capacity: The maximum number of children a child care facility is licensed to serve.

Licensing line staff: Staff who work for the state licensing agency and whose primary responsibility is to inspect child care facilities for compliance with regulations.

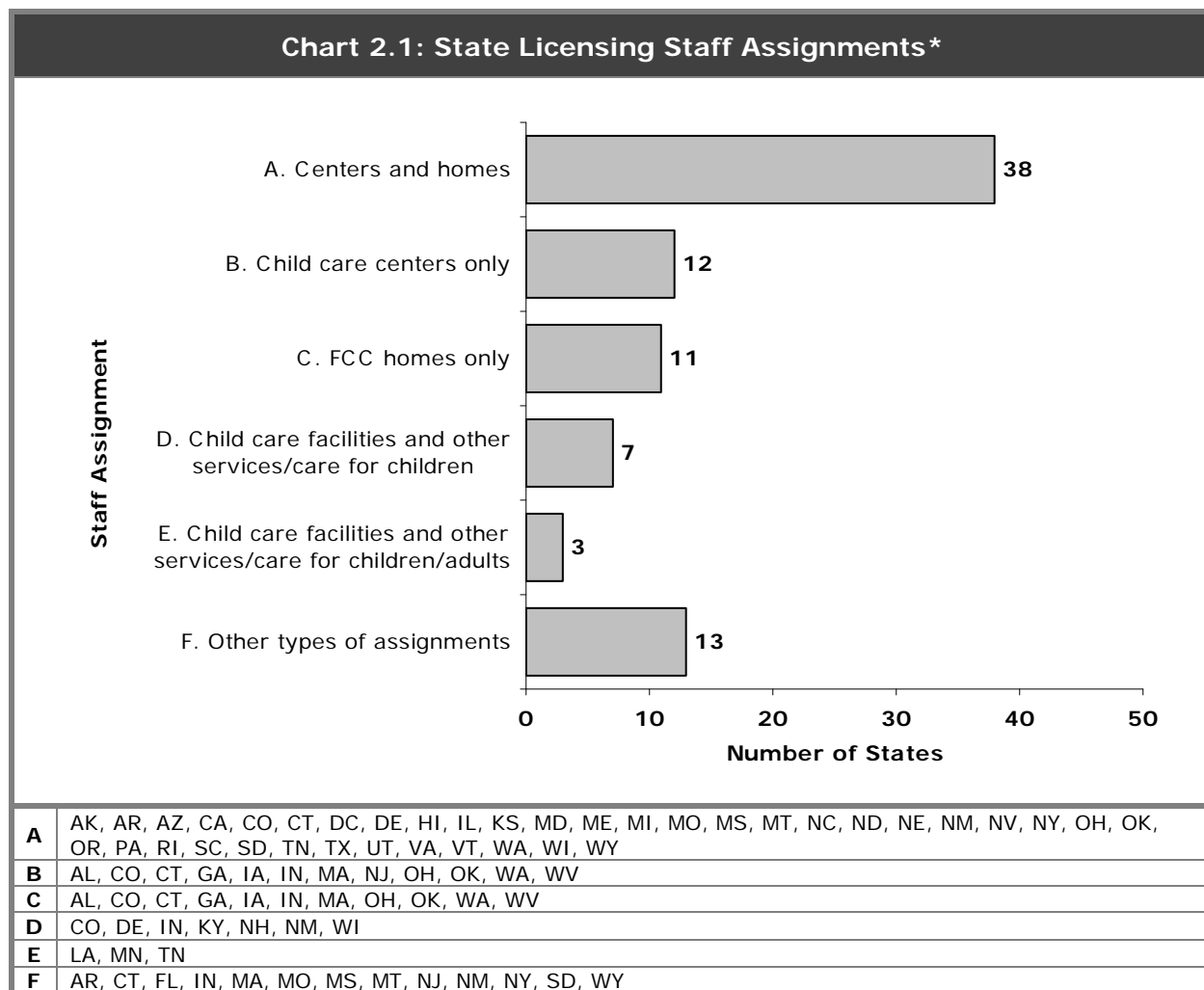
Licensing supervisors: Those who oversee the work of licensing line staff and other aspects of the licensing program.

2.2 Licensing Staff

A. Licensing Line Staff Assignments

All state licensing agencies, except FL and ID, reported that they assign line staff to conduct inspections in a variety of ways. Some states assign licensing staff to inspect only centers or only homes, and some assign staff to inspect child care facilities and other human service/care programs.

As Chart 2.1 shows, most states assign line staff to inspect both child care centers and FCC homes. Some states reported multiple ways of assigning line staff and appear in the categories in Chart 2.1 more than once. In addition, 14 states (AL, CO, FL, IL, MI, MN, NJ, NV, OH, OK, PA, SC, TN, WI) vary the assignment of licensing staff by county or area of the state.



N=49 states, excluding FL, ID

*Some states indicated multiple types of staff assignments.

B. Number of Supervisors

Table 2.4 shows the number of full-time equivalent licensing supervisors reported to be employed by each state licensing agency. Across the states, there is an average of 10 supervisors.

Table 2.4: Number of Full-Time Equivalent Child Care Licensing Supervisors by State*									
State	No. of Staff	State	No. of Staff	State	No. of Staff	State	No. of Staff	State	No. of Staff
AK	3	GA	9	ME	2	NJ	4	SD	1
AL	4	HI	6	MI	7	NM	4	TN	16
AR	6	IA	1	MN	1	NV	1	TX	30
AZ	7	IL	22	MO	8	NY	123	UT	3
CA	34	IN	4	MS	3	OH	8	VA	9
CO	9	KS	4	MT	1	OK	22	VT	1
CT	7	KY	4	NC	16	OR	3	WA	19
DC	1	LA	4	ND	4	PA	10	WI	7
DE	3	MA	10	NE	3	RI	1	WV	5
FL	16	MD	17	NH	3	SC	4	WY	3

N=50 states, excluding ID

*If states reported the number of full-time equivalent staff as a fraction, NCCIC and NARA rounded the fraction to the nearest whole number.

C. Number of Line Staff

Table 2.5 shows the number of full-time equivalent line staff reported to be employed by each state licensing agency. Across the states, there is an average of 61 line staff.

State	No. of Staff	State	No. of Staff	State	No. of Staff	State	No. of Staff	State	No. of Staff
AK	26	GA	67	ME	15	NJ	26	SD	13
AL	23	HI	25	MI	68	NM	12	TN	149
AR	39	IA	11	MN	10	NV	15	TX	249
AZ	38	IL	178	MO	57	NY	471	UT	24
CA	251	IN	35	MS	22	OH	53	VA	68
CO	24	KS	74	MT	13	OK	107	VT	9
CT	25	KY	42	NC	108	OR	40	WA	86
DC	8	LA	23	ND	17	PA	58	WI	55
DE	14	MA	78	NE	23	RI	8	WV	39
FL	84	MD	113	NH	9	SC	40	WY	13

N=50 states, excluding ID

*If states reported the number of full-time equivalent staff as a fraction, NCCIC and NARA rounded the fraction to the nearest whole number.

D. Estimated Line Staff Caseload

Caseload ratios were calculated by dividing the total number of licensed facilities by the total number of licensing line staff. The data are reported as ratios of the number of facilities assigned to one staff person who conducts inspections (e.g., 60:1). The state with the lowest caseload is TN, which reported having 149 line staff to inspect 3,470 facilities (centers and FCC homes) for a ratio of 23:1. The state with the highest caseload is VT, which reported 9 line staff to inspect 2,949 facilities (centers and FCC homes) for a ratio of 328:1. State-by-state data are available in *Table 3: Estimated Licensing Line Staff Caseloads in 2007* in the 50-State Data Tables.

Fast Fact

The average caseload across all states is 108:1.

2.3 Types of Inspections

State licensing inspections are conducted routinely for a variety of reasons, including inspecting to ensure a child care facility's compliance with regulations prior to issuing a new license, at the time of license renewal, and for compliance at other times during the licensing period.

As shown in Table 2.6, all states that license child care centers conduct inspections prior to issuing licenses to child care centers. That is not the case with FCC homes. Several states do not conduct initial FCC home inspections.

Most of the states that conduct inspections prior to licensing reported that they let facilities know when inspections will occur (i.e., they conduct announced visits). The opposite is true for licensing inspections conducted for routine compliance. Most states conduct these inspections, but they do not announce when they will occur to facilities (i.e., they conduct unannounced visits). A large number of states conduct inspections at the time when licenses are renewed; however, there is close to an even distribution of states that conduct these inspections announced and those that conduct them unannounced.

State-by-state data are available in *Table 4: State Policies on Inspections Conducted Prior to Issuing a License in 2007*, *Table 5: State Policies on Inspections Conducted for License Renewal in 2007*, and *Table 6: State Policies on Inspections Conducted for Routine Compliance in 2007* in the 50-State Data Tables.

Terminology

Announced inspection: An inspection that occurs after a child care facility is alerted by the licensing agency that it will be inspected on a certain day and time.

License renewal: The process of continuing an existing license without interruption of child care services.

Routine inspection: An inspection of a facility for compliance with the regulations that occurs periodically throughout the year and is not part of the initial licensure or renewal process.

Unannounced inspection: An inspection that occurs without alerting the facility that it will be inspected.

Table 2.6: Types and Methods of Licensing Inspections			
Inspection Type	Number of States		
	Child Care Centers	Small FCC Homes	Large/Group FCC Homes
Facility regulated	50	44	39
Inspection conducted prior to issuing a license	50	35	37
• Announced only	42	30	33
• Unannounced only	4	2	1
• Both	4	2	2
• No response	0	1	1
Inspection conducted for license renewal*	40	28	33
• Announced only	16	12	15
• Unannounced only	19	12	13
• Both	4	4	4
• No response	1	0	1
Inspection conducted for routine compliance	47	34	33
• Announced only	0	0	0
• Unannounced only	36	27	24
• Both	11	7	9
• No response	0	0	0

N=50 states, excluding ID

*Twelve states (AR, CA, CO, GA, KS, MD, NC, NE, OK, SD, TX, WI) have nonexpiring licenses for centers and/or small or large/group FCC homes. Some of these states reported that they conduct onsite renewal inspections. See "2.5 Frequency of Licensing Renewal" for additional information.

2.4 Frequency of Inspections

Table 2.7 shows how often states conduct routine licensing inspections. State-by-state data are available in *Table 7: Frequency of Licensing Inspections in 2007* in the 50-State Data Tables.

Table 2.7: Frequency of Licensing Inspections			
Frequency	Number of States		
	Child Care Centers	Small FCC Homes	Large/Group Family FCC Homes
Facility regulated	50	44	39
More than three times a year	3	2	2
Three times a year	3	2	2
Twice a year	9	6	11
Once a year	26	15	14
Once every 2 years	6	5	4
Once every 3 years	0	3	1
Less than once every 3 years	1	3	3
Facility not inspected	0	3	1
Other frequency of inspection*	2	5	1

N=50 states, excluding ID

*For details about "Other frequency of inspection," see *Table 7: Frequency of Licensing Inspections in 2007* in the 50-State Data Tables.

Fast Facts

- The most common frequency of inspection is once a year.
- Licenses are valid in most states for either 1 or 2 years.

2.5 Frequency of Licensing Renewal

As shown in Table 2.8, the length of time a license remains valid varies by state. A total of 12 states (AR, CA, CO, GA, KS, MD, NC, NE, OK, SD, TX, WI) offer a nonexpiring license for either centers and/or FCC homes. In these states, facilities are inspected on a regular basis, but do not have to complete license renewal paperwork. The license remains in effect until the facility closes or it is suspended or revoked by the state. State-by-state data are available in *Table 8: Frequency of Licensing Renewal in 2007* in the 50-State Data Tables.

Table 2.8: Frequency of Licensing Renewal			
Frequency	Number of States		
	Child Care Centers	Small FCC Homes	Large/Group FCC Homes
Facility regulated	50	44	39
Once a year	17	15	11
Once every 2 years	14	13	13
Once every 3 years	5	5	5
Nonexpiring license	12	9	8
Other length of license*	2	2	2

N=50 states, excluding ID

*For details about "Other length of license," see *Table 8: Frequency of Licensing Renewal in 2007* in the 50-State Data Tables.

Terminology

Abbreviated compliance form: An abbreviated list of requirements used during inspections. This tool may also be called an "indicator checklist." Some states determine the items included by analyzing common noncompliance issues in the state.

Full compliance review: An inspection that occurs when a facility is assessed for compliance with all child care regulations.

2.6 Inspections and Monitoring

A. Full Compliance Reviews

As shown in Table 2.9, the most common frequency of full compliance reviews is once a year. The next most common frequency is once every 2 years. State-by-state data are available in *Table 9: Frequency of Full Compliance Reviews in 2007* in the 50-State Data Tables.

Table 2.9: Frequency of Full Compliance Reviews			
Frequency	Number of States		
	Child Care Centers	Small FCC Homes	Large/Group FCC Homes
Facility regulated	50	44	39
More than three times a year	0	0	0
Three times a year	2	1	1
Twice a year	1	2	2
Once a year	22	13	14
Once every 2 years	12	10	10
Once every 3 years	4	5	3
Less than once every 3 years	1	3	3
Other frequency*	8	8	6
Not conducted	0	2	0

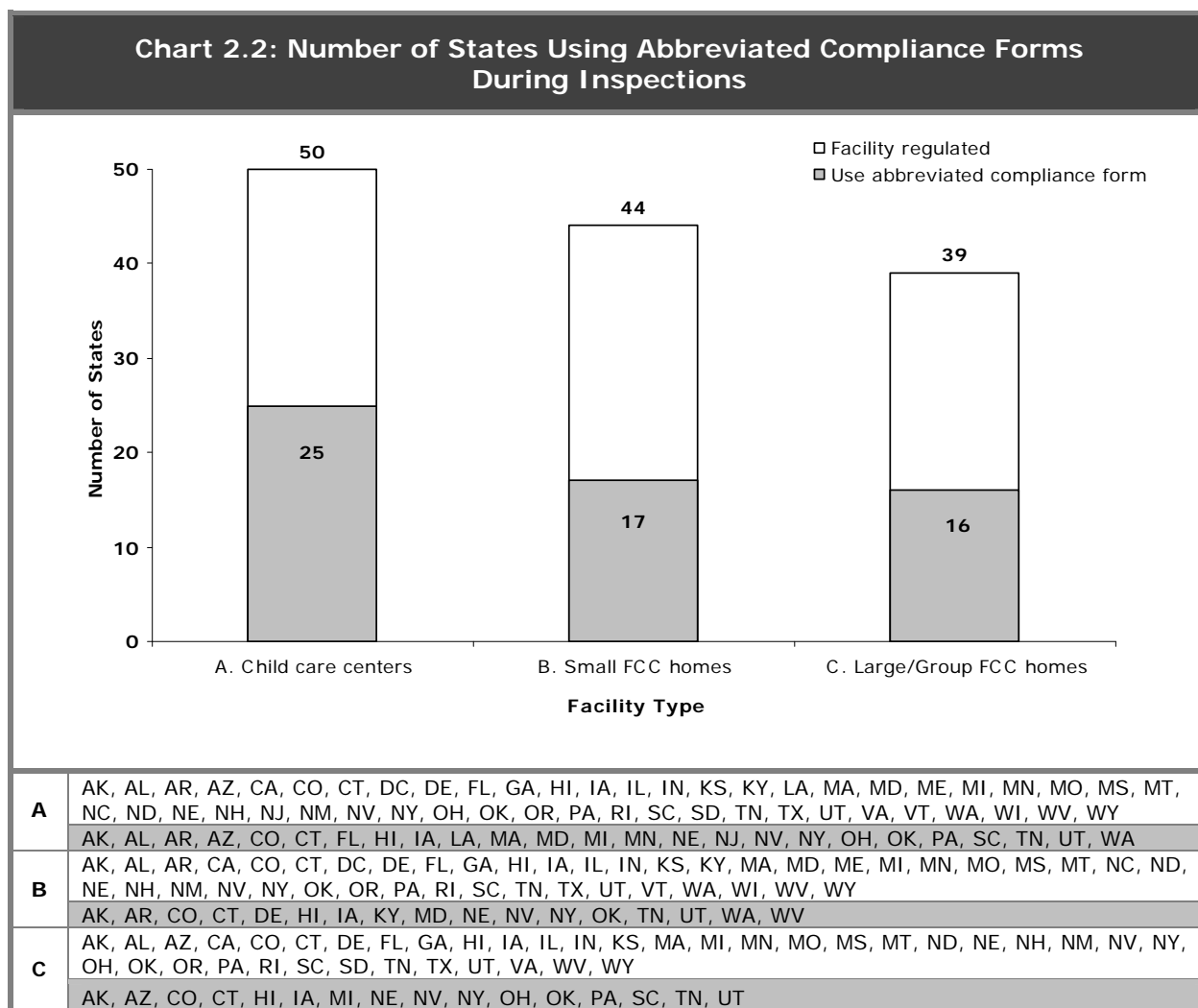
N=50 states, excluding ID

*For details about "Other frequency," see *Table 9: Frequency of Full Compliance Reviews in 2007* in the 50-State Data Tables.

B. Use of Abbreviated Compliance Forms

As shown in Chart 2.2, half of states reported that they use an abbreviated compliance form during inspections of centers. Approximately one-third of states use it for inspections of either small or large/group FCC homes.

Of the 25 states that use abbreviated compliance forms when inspecting centers, 18 (AR, AZ, CO, CT, FL, HI, IA, LA, MD, MI, MN, NJ, NV, NY, OH, PA, SC, TN) indicated that they have policies on determining when to switch from an abbreviated compliance form to a full compliance review. Ten states (AR, CO, CT, HI, IA, MD, NV, NY, TN, WV) have such policies when inspecting small FCC homes, and 12 (AZ, CO, CT, HI, IA, MI, NV, NY, OH, PA, SC, TN) have these policies for inspecting large/group FCC homes. One additional state, VA, reported not using an abbreviated compliance form, but indicated that a portion of the regulations may be looked at during an inspection visit; it has policies for determining when to switch to a full compliance review. State-by-state data are available in *Table 10: State Use of Abbreviated Compliance Forms for Inspections in 2007* in the 50-State Data Tables.



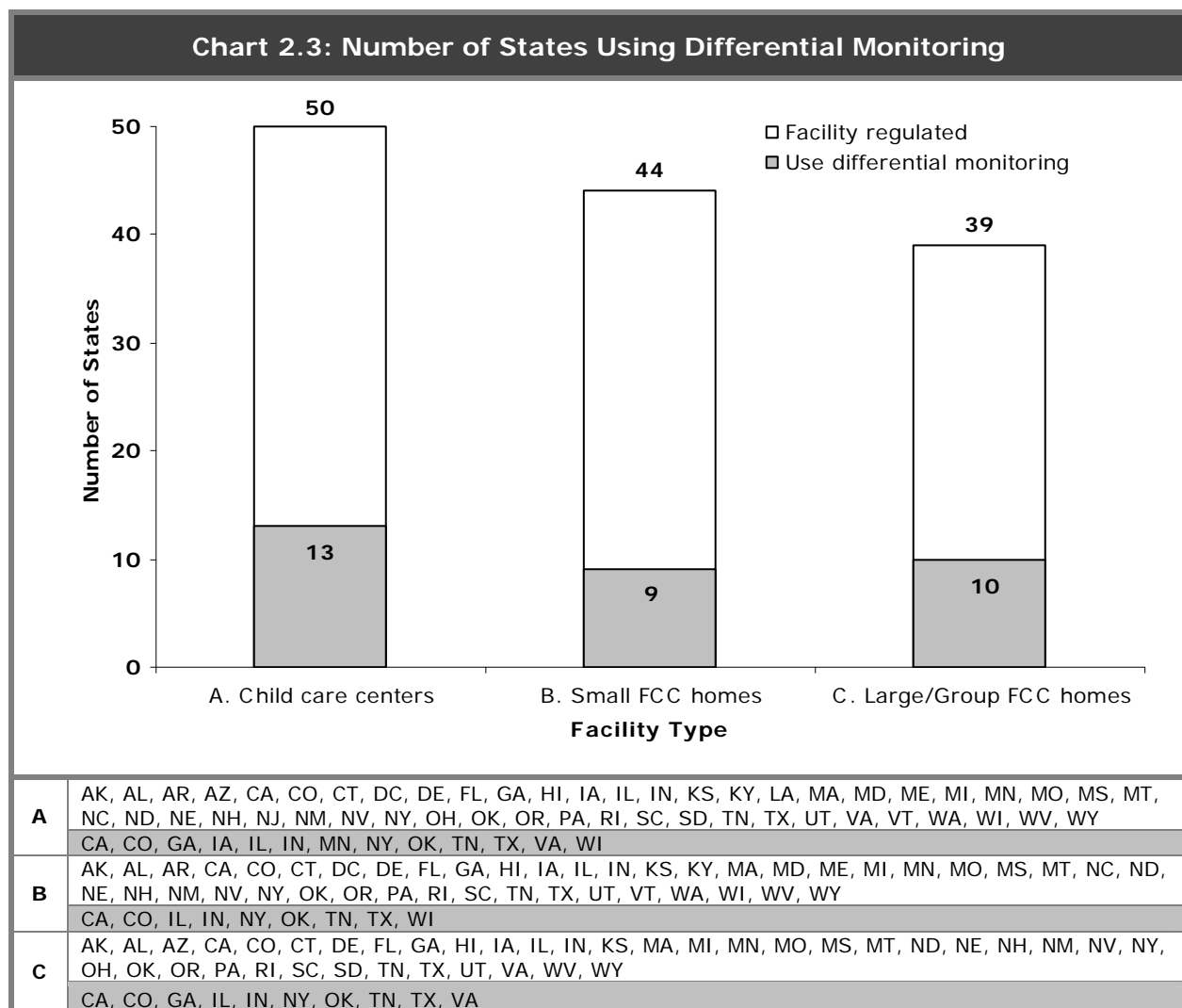
N=50 states, excluding ID

Terminology

Differential monitoring: A method for determining the frequency and/or depth of monitoring based on an assessment of a facility's level of compliance with regulations. This process may also be called "risk assessment monitoring" or "risk-based monitoring" and can be used to determine the number of inspections needed for a particular facility and the content of inspections.

C. Differential Monitoring

Another method states use is differential monitoring. Chart 2.3 shows which state licensing agencies use this method. State-by-state data are available in *Table 11: State Use of Differential Monitoring in 2007* in the 50-State Data Tables.



N=50 states, excluding ID

D. Technical Assistance and Consultation

Most state licensing agencies reported that they provide technical assistance and/or consultation to child care facilities as part of the licensing process. As shown in Table 2.10, almost all states provide technical assistance and/or consultation to help child care facilities achieve compliance with licensing regulations. Many states also reported that they provide assistance to help facilities move beyond minimum licensing standards.

Table 2.10: Types of Technical Assistance and/or Consultation Provided to Licensed Facilities*			
Technical Assistance and/or Consultation Type	Number of States		
	Child Care Centers	Small FCC Homes	Large/Group FCC Homes
Facility regulated	50	44	39
To help facilities achieve compliance with licensing regulations	49	42	36
To help facilities move beyond minimum licensing standards	35	32	25

N=50 states, excluding ID

*Some states indicated multiple types of technical assistance and/or consultation.

As shown in Table 2.11, state licensing agencies reported that they use a variety of methods to provide technical assistance and/or consultation to child care facilities, including assistance during licensing inspections, on the telephone, and on an as-needed basis. In addition, most states refer facilities to other agencies, organizations, or people when deemed necessary to meet facilities' needs. Other methods of providing assistance include provider orientation and other meetings, newsletters, training workshops, and inspection visits related to enforcement actions.

Table 2.11: Methods of Providing Technical Assistance and/or Consultation*

Method	Number of States		
	Child Care Centers	Small FCC Homes	Large/Group FCC Homes
Facility regulated	50	44	39
During routine inspection visits	47	41	35
During application inspection visits	46	40	33
On the telephone	46	39	34
During renewal inspection visits	45	39	34
As needed by licensee	45	39	34
Referrals made to other agencies, organizations, or people	45	41	34
Other method	13	11	9

N=50 states, excluding ID

*Some states indicated multiple types of methods used for providing technical assistance and/or consultation.

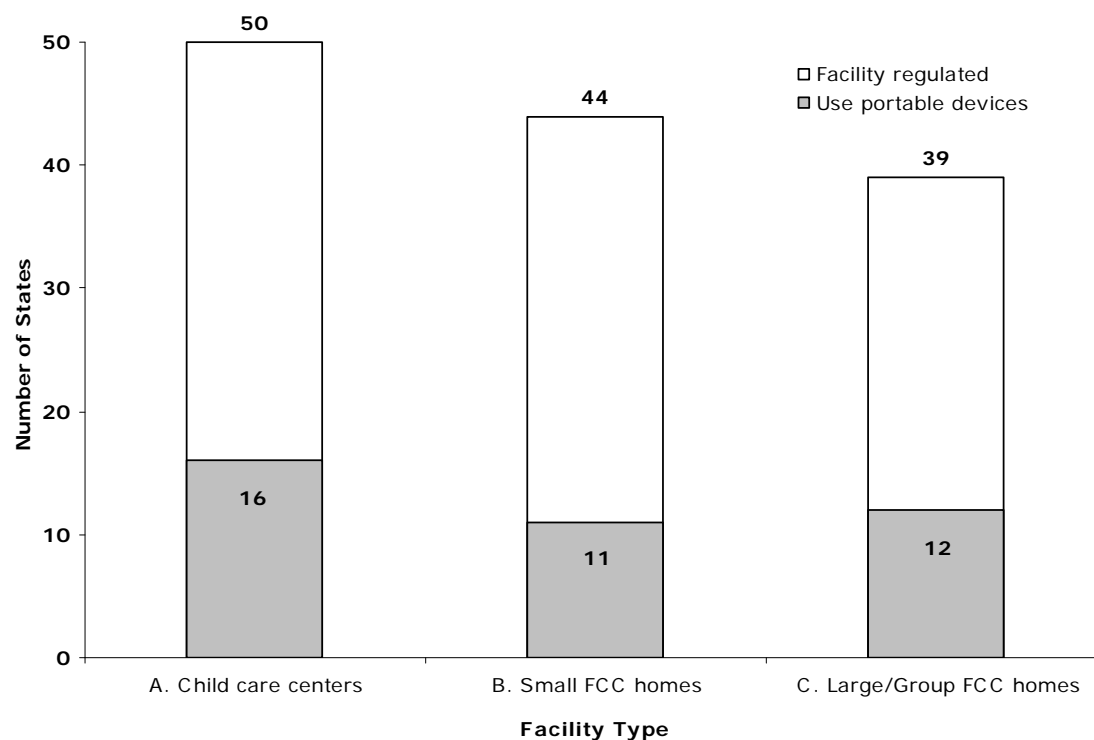
E. Automation

States are also streamlining the licensing process through the use of automation and technology. Forty-four state licensing agencies (AK, AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, NE, NH, NY, OH, OK, OR, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY) reported that they have computer databases to store information about licensed facilities. Six states (IA, ND, NJ, NM, NV, PA) reported that they do not have databases.

State licensing agencies are also using portable, hand-held devices such as laptops, portable digital assistants, and computer tablets with specific software for capturing information during licensing inspections. Chart 2.4 shows which states reported using these portable devices.

In addition, 20 states (AZ, DC, FL, HI, IA, IN, KS, MN, MS, MT, ND, NE, NM, NY, OH, SC, TN, TX, WA, WV) reported either using or considering the use of other automated tools for licensing inspections, including the following:

- Devices that determine areas where moisture is evident to spot potential mold growth;
- Devices that measure openings in playground equipment for entrapment dangers;
- Digital cameras;
- Laser measuring devices;
- Light meters; and
- Thermometers.

Chart 2.4: Number of States Using Portable Devices for Licensing Inspections

A	AK, AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY
	CA, CO, FL, GA, IA, IN, LA, MO, NC, NV, OH, SC, TN, UT, VA, VT
B	AK, AL, AR, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, NV, NY, OK, OR, PA, RI, SC, TN, TX, UT, VT, WA, WI, WV, WY
	CA, CO, FL, GA, IN, MO, NC, NV, TN, UT, VT
C	AK, AL, AZ, CA, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WV, WY
	CA, CO, FL, GA, IN, MO, NV, OH, SC, TN, UT, VA

N=50 states, excluding ID

2.7 Complaint Investigations

A. Investigations

All state licensing agencies, except ID, reported that they conduct complaint investigations in child care centers. As Table 2.12 shows, most state licensing agencies reported that the same staff who conduct inspections for initial licensure and routine compliance checks also conduct investigations of complaints. One state (CT) uses only investigation staff dedicated to work exclusively on complaints; a few states reported that they have both types of staff to investigate complaints.

Table 2.12: Staff for Complaint Investigations*			
Staff	Number of States		
	Child Care Centers	Small FCC Homes	Large/Group FCC Homes
Facility regulated	50	44	39
Same staff who conduct inspections for initial licensure and routine compliance	45	38	34
Separate staff who only work on complaint investigations	1	1	1
Same staff and separate staff	4	4	2
Other type of staff for complaint investigations	12	12	8
Complaint investigations not conducted**	0	1	1

N=50 states, excluding ID

*Some states indicated multiple types of staff used for complaint investigations.

**MN reported that it did not conduct complaint investigations in small and large/group FCC homes.

Excluding ID, which does not have state licensing, only two state licensing agencies (CO, UT) reported that they do not investigate complaints against licensed facilities that are filed anonymously.

B. Types of Licensing Complaints

Forty states (AK, AL, AR, AZ, CO, CT, DC, DE, FL, GA, HI, IA, IL, KY, LA, MA, ME, MI, MN, MS, MT, ND, NE, NH, NJ, NM, NV, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, WA, WI, WV) reported the most common types of complaints that are filed against licensed facilities. An analysis shows many commonalities among states. The top four most common are included in Table 2.13.

Table 2.13: Top Four Common Types of Licensing Complaints Across States		
Complaint Type	Number of States	State
1. Child-staff ratios	31	AK, AL, AR, AZ, CO, DC, DE, FL, HI, IA, KY, ME, MI, MN, MS, MT, ND, NE, NH, NJ, NM, NV, OH, OK, OR, PA, RI, SC, TX, UT, WV
2. Supervision	28	AK, AL, AR, CO, HI, IL, LA, ME, MI, MN, MT, ND, NE, NH, NJ, NM, NV, OH, OK, OR, PA, SC, SD, TN, UT, WA, WI, WV
3. Discipline/Behavior management	22	AK, AL, AR, AZ, IA, LA, MN, MS, MT, ND, NE, NH, NJ, OH, OK, OR, SC, SD, UT, WA, WI, WV
4. Health/Safety/Cleanliness/Nutrition	19	AK, AL, AZ, CO, DC, GA, IA, KY, ME, MN, MS, NV, OH, PA, SD, TX, UT, WA, WI

N=40 states, excluding CA, ID, IN, KS, MD, MO, NC, NY, VA, VT, WY

Table 2.14 shows other common types of complaints filed against licensed facilities.

Table 2.14: Other Common Types of Licensing Complaints		
Complaint Type	Number of States	State
Licensed capacity exceeded	11	DE, HI, ME, MI, NE, OR, RI, SD, TX, WI, WV
Lack of staff qualifications/suitability	11	DC, DE, IL, KY, MA, MI, OR, PA, RI, TN, TX
Illegal operation	10	AZ, CT, DC, FL, LA, NH, NM, SC, TX, WI
Poor care of children/child abuse and neglect	8	CO, CT, MS, ND, NJ, OH, OK, WA
Poor administration/record keeping	5	IL, LA, MA, OR, WI
Transportation issues	3	AR, MT, TN
Other type of complaint*	5	CT, HI, IL, MA, TN

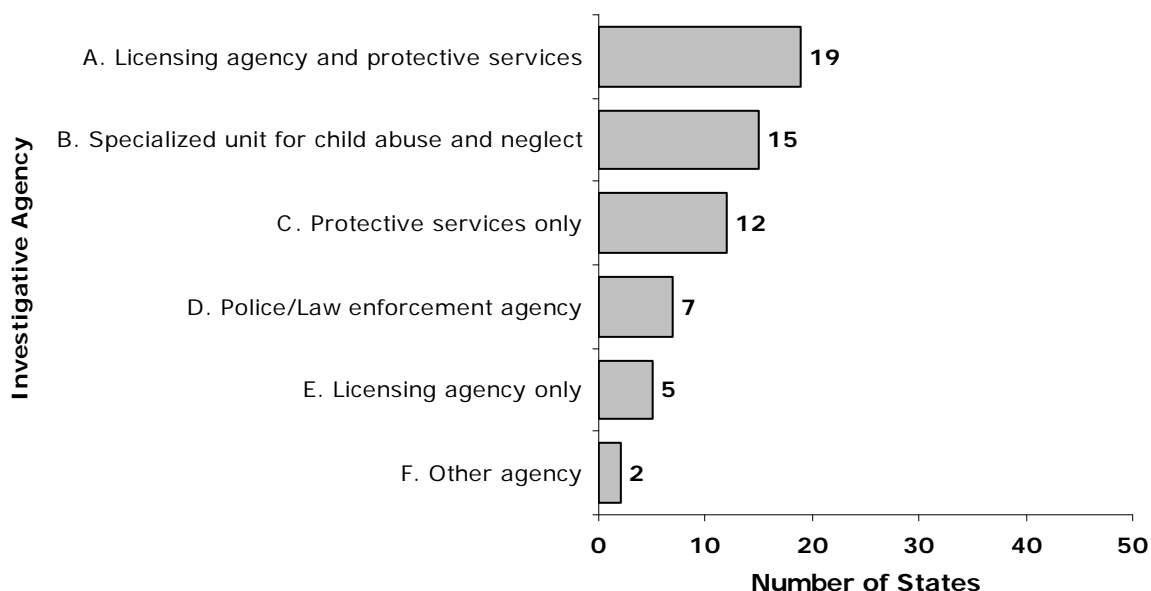
N=40 states, excluding CA, ID, IN, KS, MD, MO, NC, NY, VA, VT, WY

*"Other type of complaint" includes complaints relating to communication with parents, emergency drills, and enrollment.

C. Child Abuse and Neglect

As shown in Chart 2.5, most states reported that the protective services agency investigates complaints against licensed child care facilities on issues of child abuse and neglect, either in partnership with the licensing agency or alone.

Chart 2.5: Agencies That Investigate Child Abuse and Neglect Complaints*



A	AK, CT, GA, HI, IL, KS, MA, MN, MO, NC, ND, NE, NH, NY, OK, PA, SD, TN, VA
B	CO, DC, DE, IL, LA, MA, ME, MN, NC, NH, NJ, SC, TX, VT, WV
C	AL, FL, IA, IN, KY, MD, MT, OH, OR, RI, WI, WY
D	AR, CT, DC, NE, NV, NH, UT
E	AZ, CA, MI, MS, NM
F	AR, DC

N=50 states, excluding ID

*Other combinations of agencies were reported, but are not included in this chart.

**"Other agency" includes the Crimes Against Children Division in AR and the Office of Attorney General in DC.

Fast Fact

The most frequently used enforcement actions are revocation of a license, denial of a license, immediate closure of a facility, nonrenewal of a license, and a civil fine.

2.8 Enforcement Actions

A. Use of Actions

State licensing agencies reported which enforcement actions they use with facilities that are in violation of licensing regulations, as shown in Table 2.15.

States listed different types of enforcement actions, including suspension of a license, suspension of part of the program (e.g., transportation), warning notice/letter, cease and desist order, order to correct, safety plan, and mandated training.

Additional data are available in *Table 12: State Use of Enforcement Actions With Child Care Centers in 2007*, *Table 13: State Use of Enforcement Actions With Small FCC Homes in 2007*, and *Table 14: State Use of Enforcement Actions With Large/Group FCC Homes in 2007* in the 50-State Data Tables.

Table 2.15: State Use of Enforcement Actions With Licensed Facilities*			
Enforcement Action	Number of States		
	Child Care Centers	Small FCC Homes	Large/Group FCC Homes
Facility regulated	50	44	39
Revocation of license	46	36	29
Denial of license	43	37	29
Immediate closure of facility	37	33	25
Nonrenewal of license	27	23	19
Civil fine	27	25	20
Consent agreement	22	20	17
Conditional license	23	17	17
Probation	18	18	14
Criminal fine	6	6	4
Imprisonment	4	4	3
Other enforcement action**	21	15	15

N=50 states, excluding ID

*Some states indicated multiple types of enforcement actions used with licensed facilities.

**For details about "Other enforcement action," see Tables 12, 13, and 14 in the 50-State Data Tables.

B. Legal Representation

All states, except four (CT, ID, MI, OH), provided information about the type of legal representation available to the child care licensing agency for various legal matters. Overall, the two most common types of legal representation are the assignment of a representative from the state's attorney general's office to the licensing agency, and an in-house attorney on staff or in a legal unit within the department where the agency is located.

2.9 Licensing Information on the Internet

Thirteen states (AR, AZ, FL, GA, IN, LA, MI, NH, NY, OH, TX, VA, VT) reported that they post licensing information about child care facilities on their Web sites for access by parents and the general public. Table 2.16 shows the types of inspection reports and licensing complaint information that are available on these sites.

In addition, 15 states (DE, HI, IA, KS, MN, MO, MS, MT, NE, NM, NV, OK, SC, TN, WV) reported that they do not make inspection reports available to the public on their Web sites, but are planning to do so in the future.

Table 2.16: Types of Licensing Information Available on the Internet*				
State	Licensing Inspection Report		Licensing Complaints	
	Full Report	Inspection Summary	All Complaints	Substantiated Complaints
AR				
AZ				
FL	✓			✓
GA	✓		✓	
IN	✓			✓
LA	✓			
MI	✓		✓	
NH				
NY		✓		
OH		✓		✓
TX	✓		✓	
VA				
VT				✓
Total	6	2	3	4

N=13 states, excluding AK, AL, CA, CO, CT, DC, DE, HI, IA, ID, IL, KS, KY, MA, MD, ME, MN, MO, MS, MT, NC, ND, NE, NJ, NM, NV, OK, OR, PA, RI, SC, SD, TN, UT, WA, WI, WV, WY

*Some states did not report the type of licensing information that is available on the Internet.

2.10 Licensing Fees

As shown in Table 2.17, approximately two-thirds of the state agencies reported that they charge a fee to child care centers for obtaining a license. More than half of the states that license FCC homes charge a fee.

Half of state licensing agencies reported that the fee charged to child care centers is based on the maximum number of children allowed in the facility. Licensing agencies reported the opposite for small and large/group FCC homes—most states with fees to obtain a license charge a flat fee to home-based facilities. Information about the actual dollar amount charged by each state for licensing fees is included in *Table 15: Child Care Licensing Fees in 2007* in the 50-State Data Tables.

Table 2.17: Child Care Licensing Fees			
Fee Type	Number of States		
	Child Care Centers	Small FCC Homes	Large/Group FCC Homes
Facility regulated	50	44	39
Licensing fee charged	32	25	21
Flat fee amount for all facilities	6	20	13
Fee based on maximum number of children allowed in facility	16	3	3
Both fee types	4	0	2
Other fee types	6	2	3

N=50 states, excluding ID

2.11 Licensing Staff Requirements

A. Licensing Staff Positions

All state licensing agencies except ID reported the position title for “licensing line staff.” As Table 2.18 shows, the most common title for a line staff person is “licensing specialist.”

Table 2.18: Common Licensing Staff Position Titles	
Position Title	Number of States
Licensing specialist	22
Child care/licensing consultant	6
Licensors	5
Surveyor	4
Licensing worker	2
Other title	11

N=50 states, excluding ID

Other reported titles include the following:

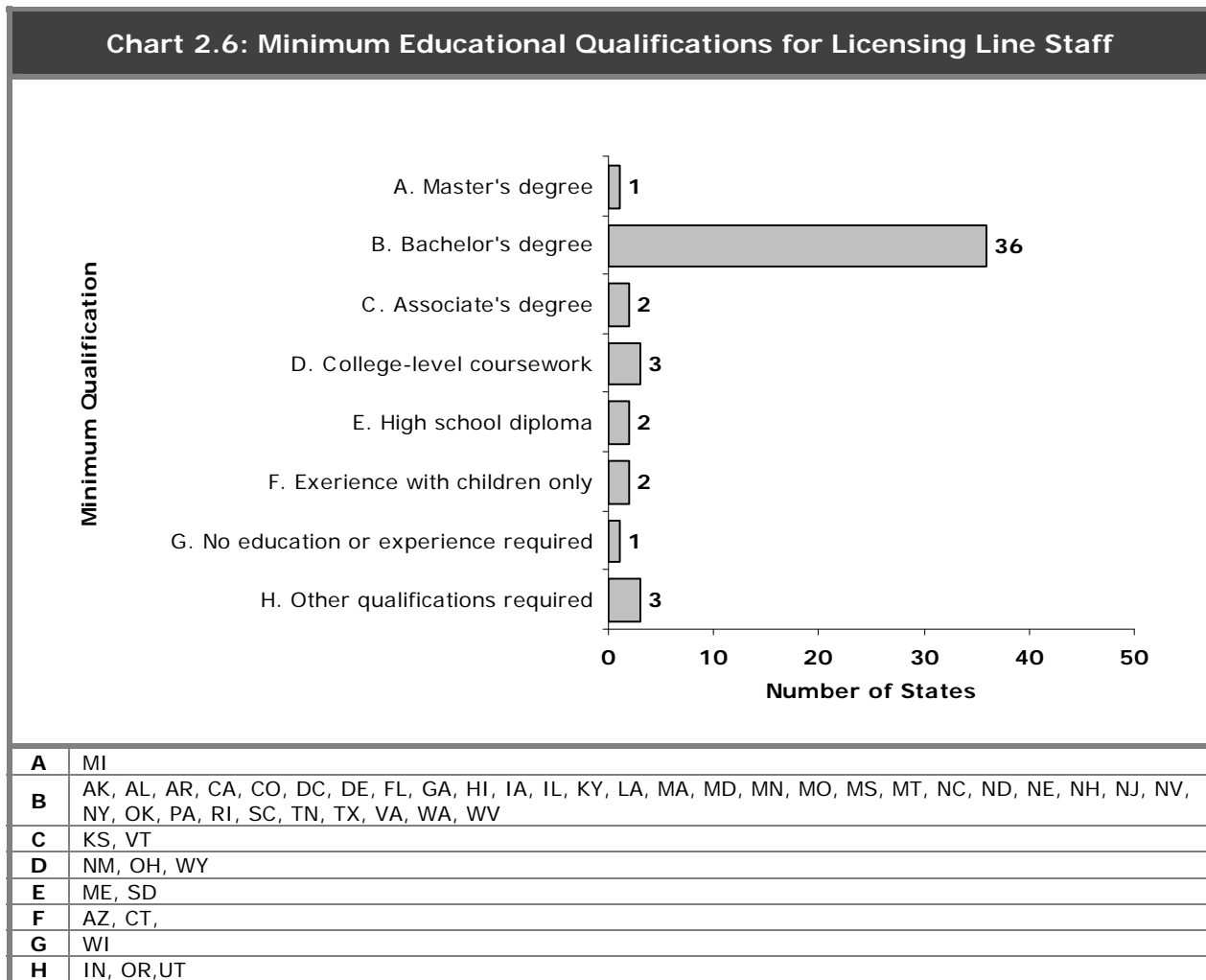
- Child care quality assurance inspector;
- Compliance officer;
- Day care licensing representative;
- Health program specialist;
- Licensing counselor;
- Licensing and evaluation coordinator;
- Licensing inspector;
- Licensing program analyst;
- Licensing program representative;
- Program evaluator; and
- Social caseworker.

Fast Facts

- Most state licensing agencies require staff to have at least a bachelor’s degree to work as a child care licenser.
- Most state licensing agencies use funds from the federal Child Care and Development Fund to hire and support child care licensing staff.

B. Staff Qualifications

All states that license child care facilities reported minimum qualifications for licensing line staff. As shown in Chart 2.6, most state licensing agencies require staff to have at least a bachelor's degree to work as a child care licenser. Seventeen states (AZ, CT, DC, GA, IA, IL, MA, MD, MI, MN, MT, NC, NH, NJ, NY, VT, WA) also require experience working in a setting with children in addition to one of the educational qualifications listed in Chart 2.6. Also, 14 states (AL, DC, GA, IL, KS, MA, MD, MT, NC, NE, OH, VT, WA, WY) reported that the content and/or major of the required degree or coursework must be in early childhood education, child development, or a related topic.



N=50 states, excluding ID

C. Staff Training

Twenty-two state licensing agencies (AR, AZ, CA, CT, DE, FL, GA, IL, KS, MD, MS, MT, ND, NE, OK, RI, TN, UT, VT, WA, WV, WY) reported that child care licensing staff are required to complete additional training each year. Of these states, all but one (DE) reported the required topics for this training. As shown in Table 2.19, the most common required training topics are related to regulations and licensing policies, followed by health and safety issues, identifying child abuse and neglect, and early care and education/child development. State-by-state data about the amount of training required are available in *Table 16: Amount of Training Required for Child Care Licensing Staff in 2007* in the 50-State Data Tables.

Table 2.19: Required Training Topics for Licensing Staff*		
Training Topic	Number of States	State
Training required	22	AR, AZ, CA, CT, DE, FL, GA, IL, KS, MD, MS, MT, ND, NE, OK, RI, TN, UT, VT, WA, WV, WY
Topics specified	21	AR, AZ, CA, CT, FL, GA, IL, KS, MD, MS, MT, ND, NE, OK, RI, TN, UT, VT, WA, WV, WY
Regulatory issues	17	AZ, CA, CT, FL, GA, IL, KS, MD, MS, MT, ND, NE, OK, UT, WA, WV, WY
State licensing policies and procedures	16	AZ, CT, FL, GA, IL, KS, MD, MS, MT, ND, NE, OK, UT, WA, WV, WY
State regulations	16	AZ, CT, FL, GA, IL, KS, MD, MS, MT, ND, NE, RI, UT, WA, WV, WY
Health and safety issues	16	AZ, CT, FL, GA, IL, KS, MD, MS, MT, ND, NE, RI, UT, WA, WV, WY
Identifying child abuse and neglect	13	AZ, CT, FL, GA, KS, MD, MS, MT, ND, NE, RI, UT, WA
Early childhood education/child development	13	AZ, CA, CT, FL, GA, KS, MD, MS, MT, OK, RI, WA, WV
Fire safety	10	AZ, CT, KS, MD, MS, MT, NE, UT, WA, WY
Supervision	7	AZ, CT, FL, GA, MD, MT, OK
Adult development	3	AZ, CT, GA
Business administration/management	3	AZ, CT, FL
Other topic	12	AR, AZ, CT, FL, IL, KS, MT, ND, TN, UT, VT, WV

N=22 states, excluding AK, AL, CO, DC, HI, IA, ID, IN, KY, LA, MA, ME, MI, MN, MO, NC, NH, NJ, NM, NV, NY, OH, OR, PA, SC, SD, TX, VA, WI

*Some states identified more than one training topic.

D. Sources of Training

While less than half of the state licensing agencies reported that licensing staff are required to complete training each year, all states, except ID, reported that there is training available for licensing staff to attend, as shown in Table 2.20. Nearly all states reported that licensing staff are allowed to attend local and/or state conferences. Nearly all agencies also reported that they provide training themselves to staff.

Table 2.20: Sources of Training for Licensing Staff*		
Source of Training	Number of States	State
Local and/or state conferences	48	AK, AL, AR, AZ, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY
Licensing agency	47	AK, AL, AR, AZ, CA, CO, CT, DC, DE, FL, HI, IA, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WA, WI, WV, WY
National conferences	31	AL, AR, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, LA, ME, MS, NE, NH, NM, NV, NY, OH, OK, OR, PA, TN, TX, VA, VT, WA, WV, WY
Community-based organizations	27	CA, CO, CT, DC, DE, FL, HI, IL, IN, KY, MD, ME, MS, MT, NC, NE, NH, NJ, NY, OH, OK, SD, TN, TX, VA, WV, WY
Outside consultants	23	AR, AZ, CT, DC, IL, IN, MA, MD, ME, MS, MT, NE, NJ, NM, OH, OK, OR, RI, SD, TN, TX, WA, WV
Arrangement with college/university	16	AR, CT, FL, GA, IN, MS, NE, NJ, NY, OH, RI, SC, SD, TN, TX, VA
Other training source**	5	CT, IN, MO, NV, PA

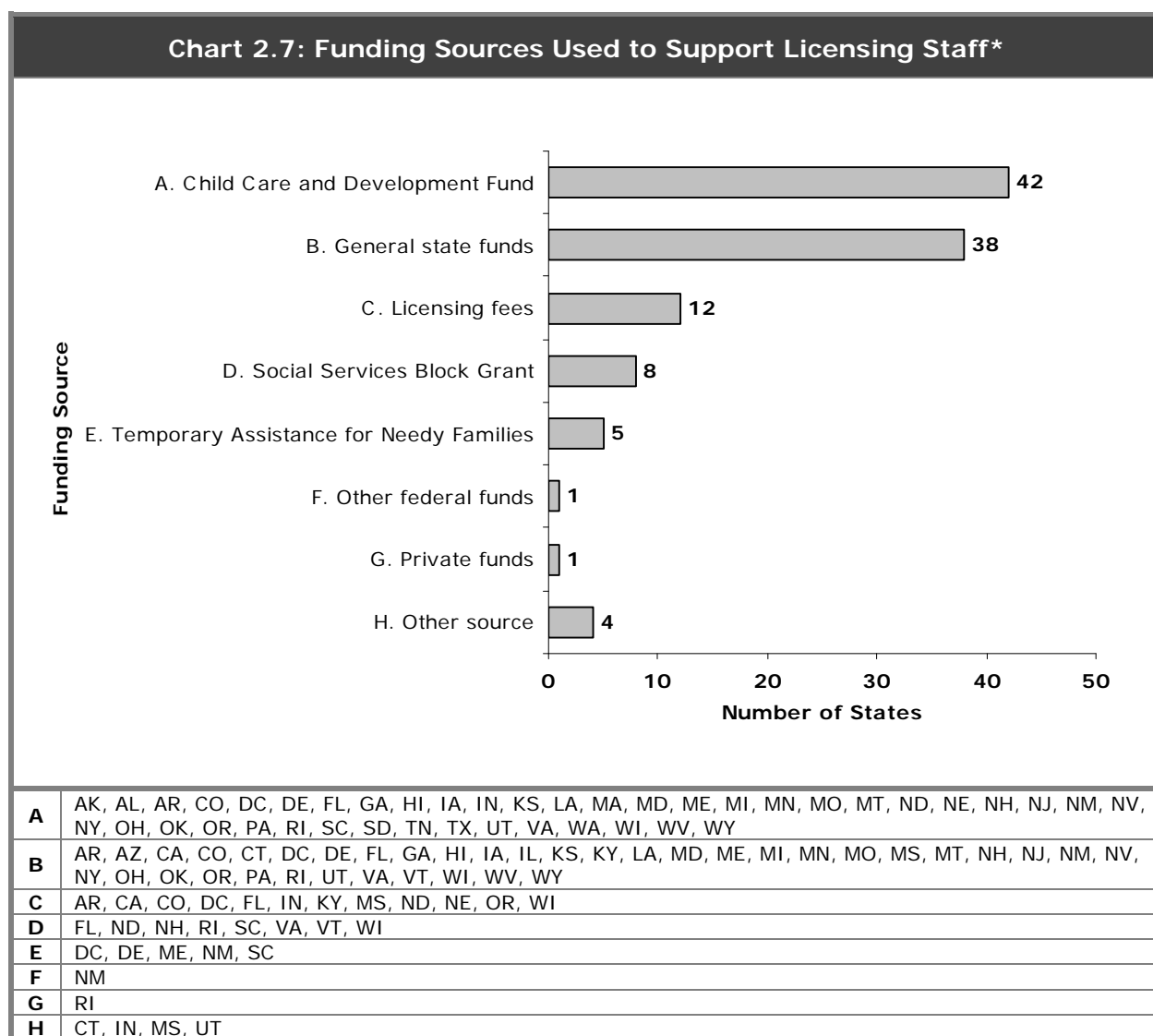
N=50 states, excluding ID

*Some states identified multiple sources of training.

**"Other training source" includes sharing training with child welfare staff, training provided by or shared with other state agencies, and training provided by NARA.

E. Funding to Support Licensing Staff

As shown in Chart 2.7, all states, except ID and NC, reported that they use several different sources of funds to hire and support child care licensing staff. Many states use general state funds for this purpose. Other sources of funds include union dollars, funds collected from civil penalties, and funding transferred from human service departments.



N=49 states, excluding ID and NC

*Some states identified multiple sources of funding.

**"Other sources of funds" include union dollars, funds collected from civil penalties, and funding transferred from human service departments.

2.12 Licensing's Role in Quality Initiatives

Child care licensing plays a critical role in the infrastructure of the early care and education system. In most states, licensing agencies are involved in planning and implementing various initiatives designed to improve the quality of child care. Table 2.21 illustrates state responses to a question included in *The 2007 NARA Child Care Licensing Program Survey* about the role licensing agencies play in key quality initiatives, such as tiered quality strategies, accreditation facilitation, professional development systems, and program assessments. The data show that licensing agencies in many states are either the lead agency for an initiative, the administrative home for an initiative, and/or a partner in planning for quality improvement.

Table 2.21: Role of Licensing Agencies in State Quality Initiatives*						
Quality Initiative Type	Role of Licensing Agency					
	Licensing is Lead Agency for Initiative	Initiative in Same Agency as Licensing	Licensing Participates in Planning	Licensing Not Involved	State Does Not Have Initiative	No Response
Accreditation facilitation project	5	10	16	9	13	6
Assessing quality with an environment rating scale	11	8	15	13	8	4
Professional development system	9	15	26	3	3	3
Tiered quality strategy**	15	15	22	6	2	1

N=50 states, excluding ID

*Some states reported more than one role for a specific quality initiative.

**A tiered quality strategy can be a quality rating system, quality rating and improvement system, tiered reimbursement, and/or rated licensing.

Part 3: Child Care Center Licensing Regulations in 2007

Part 3:

Child Care Center Licensing Regulations in 2007

All data in this chapter were compiled from the child care center licensing regulations posted on the National Resource Center for Health and Safety in Child Care and Early Education (NRC) Web site at <http://nrckids.org/STATES/states.htm>.

This study only includes information from state child care licensing regulations. In some cases, additional requirements may be in state statutes, administrative codes, or other state laws. However, it is beyond the scope of this study to review all laws that pertain to child care programs.

The data in this chapter cover the following areas:

- Licensing regulations;
- Licensed and exempt child care centers;
- Staff roles and age requirements;
- Staff qualifications and ongoing training requirements;
- Staff hiring requirements;
- Additional staff training requirements;
- Child-staff ratios and group size;
- Supervision of children;
- Care of children; and
- Facility requirements.

3.1 Licensing Regulations

A. Regulations Summary

The child care center licensing regulations used for this study are those that were posted on the NRC Web site between January 1, 2006, and December 31, 2007. Any changes to regulations after that time period are not included in this report.

Table 3.1 shows the dates when child care center licensing regulations used in this study were last updated according to the regulation documents on the NRC Web site. These years reflect when either a full overhaul of the regulations was done or when only minor edits were made.

Table 3.1: Years of Child Care Center Regulation Revisions in States												
1990	1993	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007
											AK AL AR CA IA IL MD MI MS NC OH OK OR TN TX VA WV	
										CT NJ NY PA SC WI WY		
			GA NE	MN ND			HI KY MO		AZ NV SD			
KS	RI	MA			LA	VT		IN				
1	1	1	2	2	1	1	3	1	3	7	15	12

N=50 states, excluding ID

Several states have separate regulations for specific types of center-based child care programs. Table 3.2 shows the states with separate regulations. The most common type of care with separate regulations is school-age care.

Table 3.2: States With Separate Regulations by Facility Type		
Facility Type	Number of States	State
School-age care	14	CA, CO, HI, IN, KS, ND, NM, NY, OK, RI, SD, TN, VT, WA
Infant and toddler care	3	CA, HI, MT
Care for mildly ill children	3	CA, DE, FL
Drop-in child care	1	VT

N=50 states, excluding ID

3.2 Licensed and Exempt Child Care Centers

A. Definition of Licensed Centers

All state child care center licensing regulations define the type of center-based facility that is required to be licensed. An analysis was conducted to determine the common elements that are included in each state's definition of a child care center. Table 3.3 includes a list of these common elements and the number of states with those elements in their definitions.

Most states define a center by the minimum number of children in the facility. For example, some states specify that a child care center is a facility that serves a minimum of 13 children. Another common element is the specific requirement that a center operate for less than 24 hours per day. This can often distinguish child care facilities where children are cared for part of the day from residential care facilities where children reside.

Table 3.3: Elements Included in State Child Care Center Licensing Definitions*

Definition Element	Number of States	State
Minimum number of children in facility	37	AL, AZ, CT, DE, FL, GA, HI, IA, IL, IN, KS, KY, LA, ME, MI, MO, MS, MT, NC, ND, NE, NH, NJ, NV, NY, OH, OR, PA, SC, SD, TN, TX, UT, VA, WI, WV, WY
Services provided for less than 24 hours or any part of a 24-hour day	35	AK, AL, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, ME, MI, MS, MT, NC, NE, NJ, NM, OH, OR, RI, SC, SD, TX, UT, VA, VT, WA, WI, WY
Services provided on an ongoing/regular or scheduled basis	24	AK, AZ, CT, DC, DE, FL, IA, IL, KY, LA, MA, ME, MT, NC, ND, NE, NV, NY, OR, SC, SD, UT, VT, WA
Ages of children in facility (minimum/maximum)	21	AK, CA, CO, GA, KS, MA, ME, MS, MT, NC, NE, NH, NJ, NV, NY, PA, RI, TX, VA, VT, WA
Services provided for payment or compensation	19	AL, AZ, DE, FL, GA, IL, IN, MO, ND, NE, NV, NY, OH, OR, RI, SC, UT, VT, WI
Provider and children are not related by blood, marriage, and/or adoption; children are not from one family (i.e., are not siblings)	17	AL, AZ, FL, IA, IL, IN, MA, MS, MT, NC, NE, NY, OH, OR, PA, SC, WI
Services not provided in child's home	13	AZ, CT, HI, MT, NC, NY, OH, OR, PA, SC, TX, VA, VT
Number of hours services are provided (minimum/maximum)	13	AL, AR, CO, IN, KS, LA, MI, MN, NC, NE, NY, OK, SC
Services provided are either for profit or not for profit	7	AR, FL, MS, NC, PA, SC, WY
Services provided in a nonresidential setting	6	IN, MI, NM, NY, RI, WV
Services provided in a public facility	4	AR, DE, PA, WV
Services provided during before- or after-school hours	4	HI, KS, PA, TX

Table 3.3: Elements Included in State Child Care Center Licensing Definitions (con.)*

Definition Element	Number of States	State
Services provided in provider's/licensee's home	4	OH, TX, UT, VA
Services provided in a private facility	3	AR, PA, WV
Services provided at the parent's work site	2	PA, RI

N=50 states, excluding ID

*Some states include multiple elements in their definitions.

B. Exemptions From Licensing

In addition to defining center-based facilities that are required to be licensed, licensing regulations in all states that license centers also define facilities that are not required to be licensed (i.e., those that are exempt from licensing). Table 3.4 provides a list of facility/program types that are identified as exempt from licensing in child care center regulations.

Table 3.4: Types of Center-Based Facilities/Programs Exempt From Licensing*

Facility/Program Type	Number of States	State
Facilities that provide services where parents are on the premises and accessible (e.g., shopping malls, resorts, and/or health clubs)	27	AK, AL, CA, CO, CT, DE, FL, GA, IA, IL, KY, MD, MN, NC, ND, NH, NJ, NM, OK, PA, SC, TN, TX, VA, WA, WI, WV
Facilities with small numbers of children in care	26	AK, HI, IA, IL, KS, KY, ME, MO, MS, MT, ND, NE, NJ, NV, NY, OH, PA, SC, SD, TN, TX, UT, VA, WI, WV, WY
Recreation programs, instructional classes for children, and/or club programs (e.g., Boys and Girls Clubs)	25	AK, AL, AZ, CA, CT, GA, IA, IL, KY, MD, MN, MS, NC, NE, NH, NJ, NM, NY, OK, OR, TN, TX, VA, VT, WI
Day camps (summer, seasonal, etc.)	22	AK, AR, DE, FL, GA, IA, KY, LA, MD, ME, MN, MO, ND, NE, NJ, NM, NY, OH, RI, SC, TN, TX

Table 3.4: Types of Center-Based Facilities/Programs Exempt From Licensing (con.)*

Facility/Program Type	Number of States	State
Facilities operating part-day or for a small number of hours per day/week (including nursery schools, preschool programs, kindergarten programs, and Head Start programs)	19	AK, AL, AR, CA, FL, GA, IL, IN, KS, LA, MO, NC, ND, OK, OR, RI, SC, WA, WI
Preschool programs operated by public schools or systems	19	AL, CT, DE, FL, IA, IL, MA, MN, MO, NC, NE, NH, NJ, NM, NY, OK, OR, WV, WY
Facilities that provide services during religious services	17	AZ, CO, DC, IA, IL, KY, MA, MI, MN, MO, ND, NH, NJ, PA, TN, VT, WV
Programs that offer religious instruction	17	AZ, CO, CT, IA, IL, MA, MD, MI, MN, MO, ND, NE, NJ, NM, NY, TX, VA
Preschool programs approved by state departments of education	17	AK, CT, DE, FL, IA, IL, KY, ME, MS, NE, NJ, RI, TN, TX, VA, VT, WV
Arrangements in which services are provided by relatives or parents/guardians of children in care	15	AK, AZ, CA, CT, MA, MT, NE, NH, NV, OK, OR, PA, VT, WA, WY
Facilities operated by religious organizations	12	AL, AR, FL, IL, IN, LA, MD, MO, SC, TN, UT, VA
Facilities that provide services irregularly/occasionally	11	AK, CO, DC, MA, NE, NJ, NV, OR, UT, VT, WY
Preschool programs operated by private schools or systems	11	AL, CT, DE, FL, IA, IL, NC, NH, NJ, NY, OK
Facilities operated by local, state, or federal government agencies	10	AL, CO, IL, NJ, NM, OK, OR, TX, WA, WY
Facilities that provide services on military installations/bases	4	AK, KY, TX, WA

N=50 states, excluding ID

*Some states define multiple types of facilities that are exempt from licensing.

3.3 Staff Roles and Age Requirements

A. Staff Roles

State child care center licensing regulations include requirements for a variety of staff who have direct contact with children in facilities. For the purpose of this study, common generic names are used for each role. As shown in Chart 3.1, all states that license child care centers include requirements for **teachers** and **directors** in their regulations. For the purposes of this study, a teacher is defined as a staff person who can be solely responsible for a group of children. A director of a center is the administrator who is ultimately responsible for establishing the program, choosing and supervising all other staff, managing both income and expenditures, and maintaining quality.¹

Seventeen states require at least one teacher in a program or classroom to be qualified at a higher level. This position is often called a lead teacher, head teacher, chief caregiver, fully qualified teacher, child care associate, or supervisor. This role has been generically labeled **master teacher** in this study to indicate that she or he is required to have more training, experience, and/or skills than other teachers.

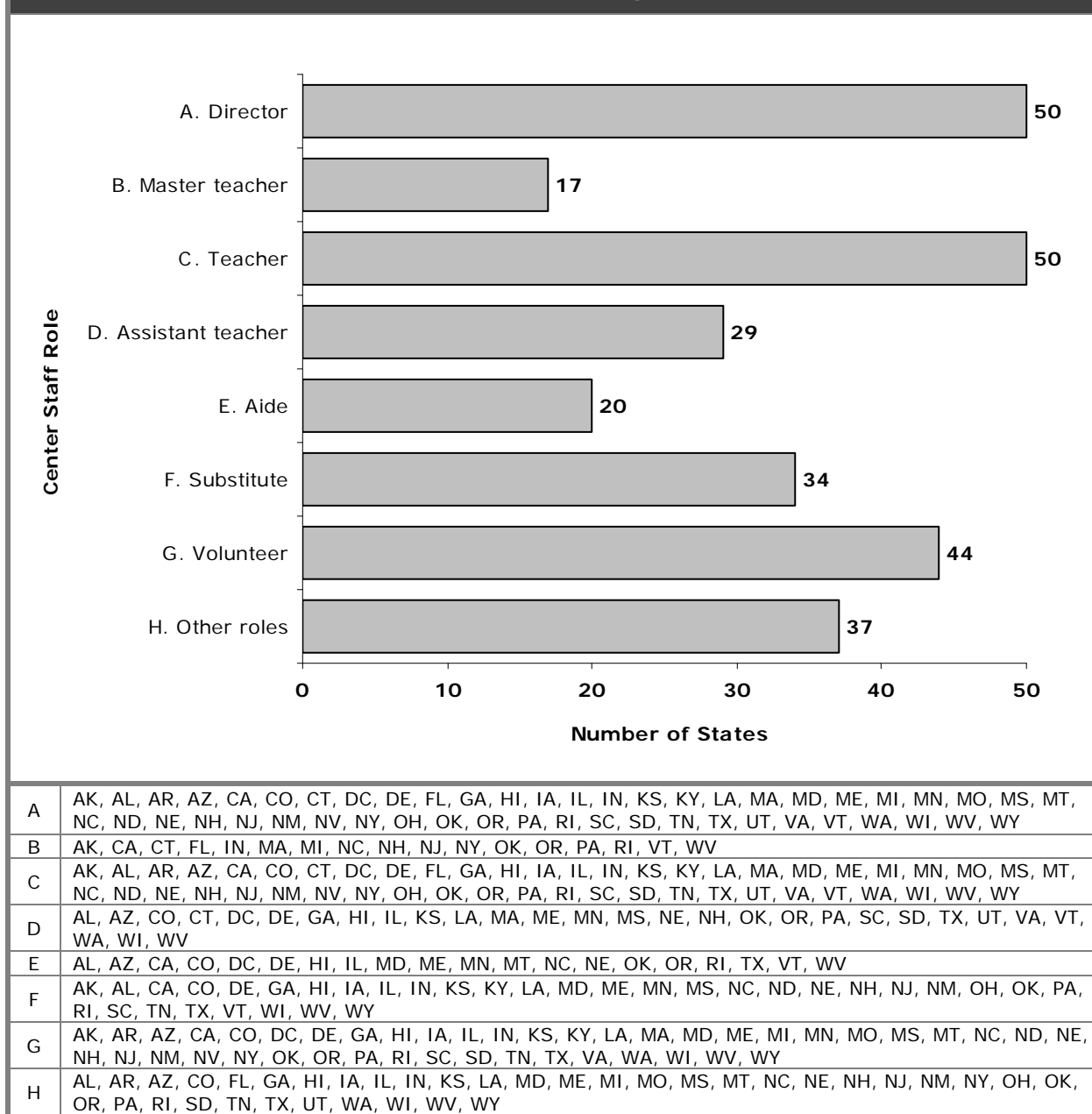
More than half the states have requirements for **assistant teachers**, and more than a third have requirements for center classroom **aides**. Staff in both these positions must be supervised in their work with children.

Many states also have requirements for those who work as **substitutes** and **volunteers** in child care centers. In addition, 37 states include other roles in their requirements. In 32 of these states (AL, AZ, CO, FL, GA, IA, IL, KS, LA, MD, ME, MI, MO, MT, NC, NE, NH, NJ, NY, OH, OK, OR, PA, RI, SD, TN, TX, UT, WA, WI, WV, WY), **driver** (e.g., bus driver or transportation staff) is one of these other roles. Also frequently included in center regulations are maintenance/custodial staff, clerical staff, and food service staff. State-by-state data are available in *Table 17: Center Staff Roles Regulated by States in 2007* in the 50-State Data Tables.

Fast Fact

All states that license child care centers include requirements for teachers and directors in their regulations.

¹ Morgan, G., Azer, S. L., Costley, J. B., Genser, A., Goodman, I. F., Lombardi, J., & McGimsey, B. (1993). *Making a career of it: The state of the states report on career development in early care and education*. Boston, MA: The Center for Career Development in Early Care and Education.

Chart 3.1: Number of States That Regulate Center Staff Roles

N=50 states, excluding ID

B. Minimum Age Requirements

Table 3.5 summarizes states' minimum age requirements for center directors and teaching staff, including the range of ages that states reported for each staff role and the most common age required for each role. In addition, *Table 18: Minimum Age Requirements for Center Staff Roles in 2007* in the 50-State Data Tables shows the specific age requirements for directors and all teaching roles for all states.

Table 3.5: Minimum Age Requirements for Center Staff Roles			
Center Staff Role	Number of States That Regulate Role	Range of Required Age	Most Common Age
Director	50	16–21 years	21 years
Master teacher	17	16–21 years	18 years
Teacher	50	14–21 years	18 years
Assistant teacher	29	14–21 years	16 years
Aide	20	13–18 years	16 years

N=50 states, excluding ID

3.4 Staff Qualifications and Ongoing Training Requirements

This section provides a summary of the state preservice and ongoing training requirements for center staff. Table 3.6 shows the number of states that have requirements for each role in the “Role Regulated” column. It also indicates the number of states that require a high school diploma or General Educational Development Test (GED), preservice qualifications, and/or ongoing training.

Table 3.6: States With Requirements for High School Diploma and/or GED, Preservice Qualifications, and Ongoing Training				
Center Staff Role	Number of States			
	Role Regulated	High School Diploma or GED	Preservice Qualifications	Ongoing Training
Director	50	48	49	46
Master teacher	17	15	17	16
Teacher	50	30	39	48
Assistant teacher	29	11	18	23
Aide	20	6	10	13

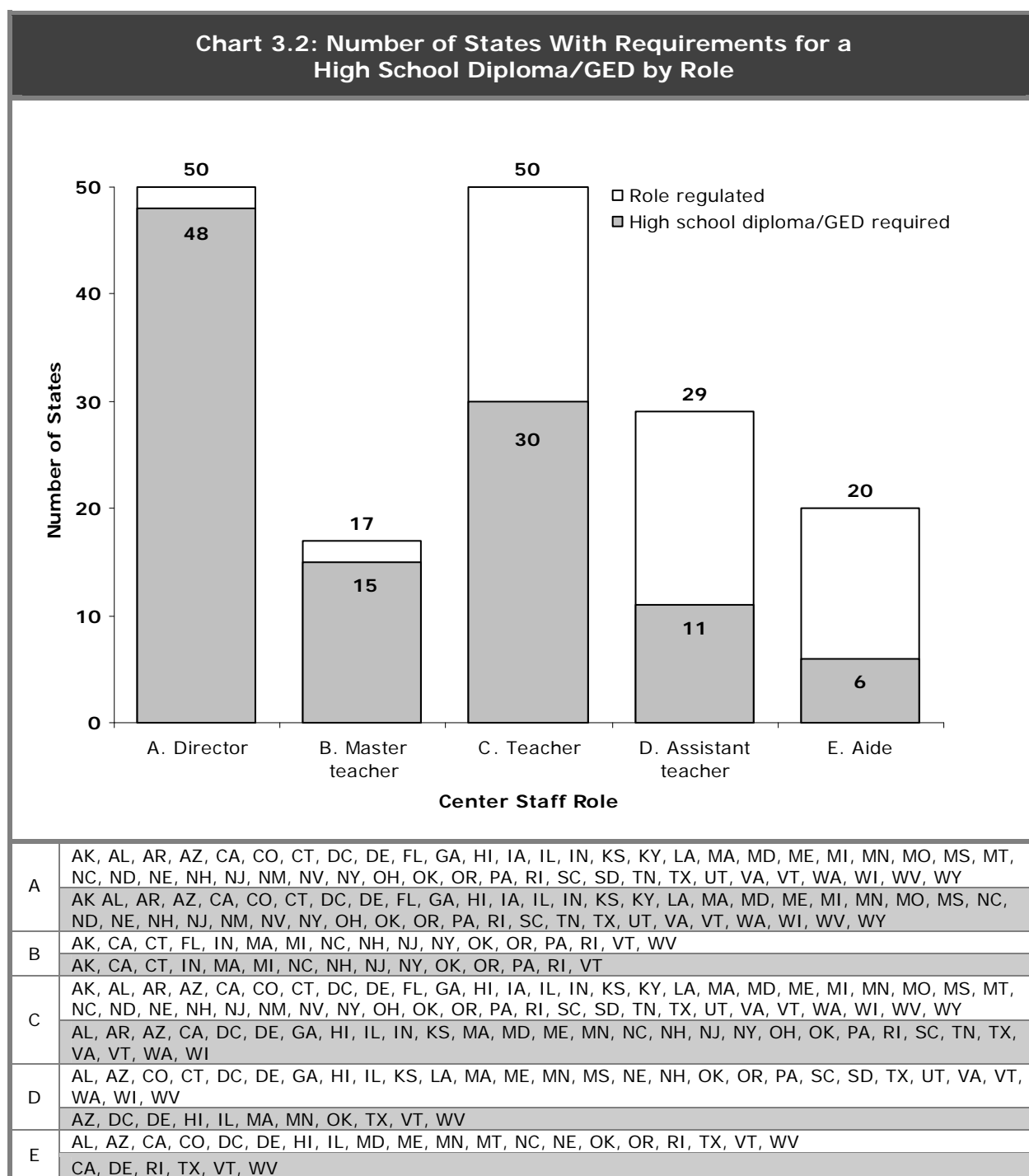
N=50 states, excluding ID

Terminology

Preservice qualifications: Training, education, and/or experience a state requires for staff prior to their assuming roles in child care centers.

A. High School Diploma Requirements

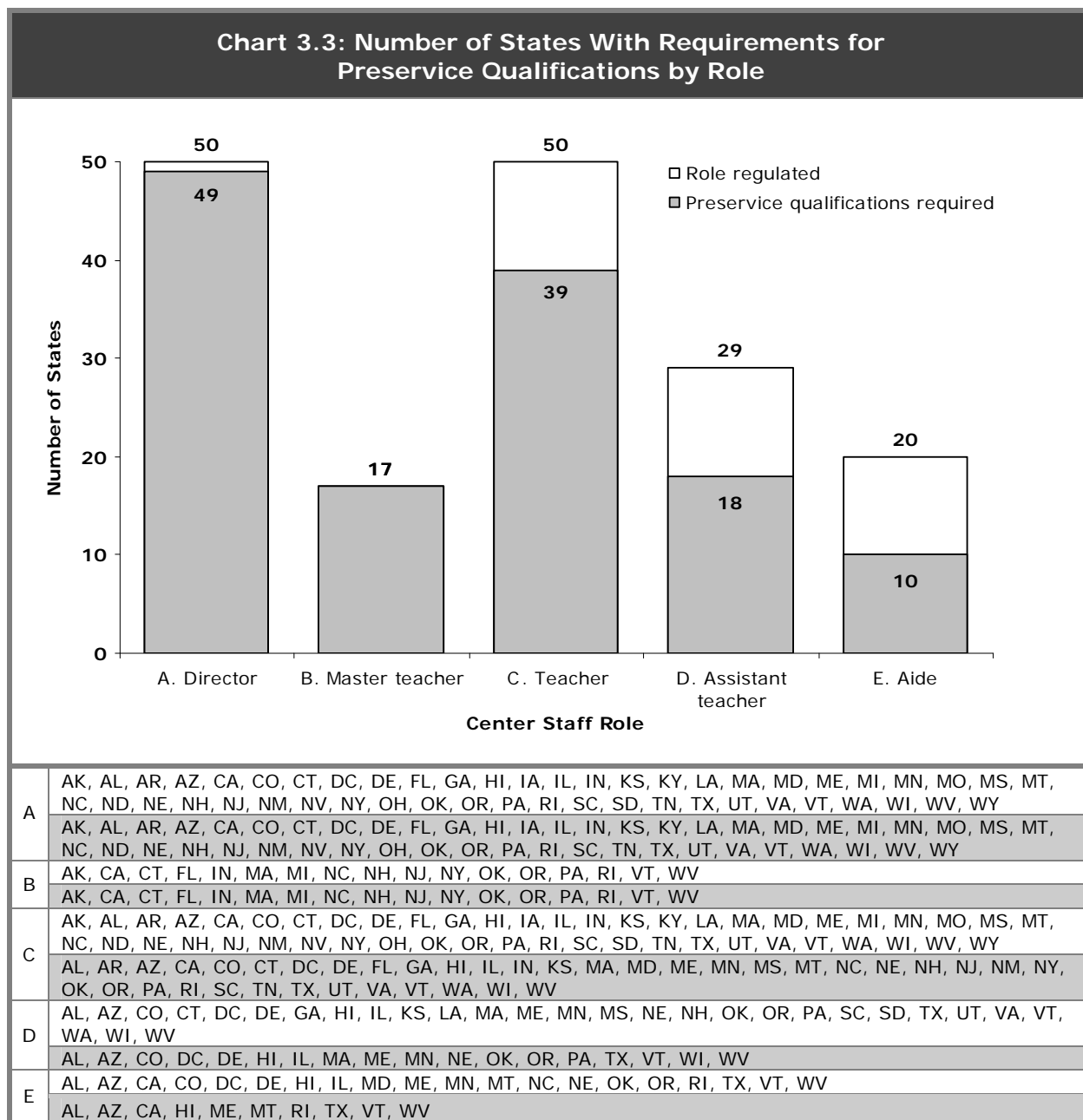
Chart 3.2 shows the states that require child care center staff to have high school diplomas or GEDs prior to working in these roles. State-by-state data about these requirements for directors and all teaching roles are available in *Table 19: High School Diploma Requirements for Center Staff Roles in 2007* in the 50-State Data Tables.



N=50 states, excluding ID

B. Preservice Qualifications

Nearly all states that regulate the director and teacher role, and all states that regulate the master teacher role, have required preservice qualifications as shown in Chart 3.3. Fewer states have preservice qualifications for assistant teachers and aides.



N=50 states, excluding ID

Fast Facts

- The majority of states with director, master teacher, and teacher roles require these staff to have a high school diploma or GED.
- The most common minimum qualification for both center directors and master teachers is the Child Development Associate (CDA) credential.

Minimum Staff Preservice Qualifications

Table 3.7 compiles the types of training, education, and experience that represent the least amount people must have to qualify for center director and teaching roles.

The CDA credential is the most common minimum qualification for **directors**—with a total of 18 states (AK, CT, DE, HI, IL, KS, MA, MI, MO, MS, ND, NH, NV, NY, OH, RI, VT, WA).

For the 39 states (AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IL, IN, KS, MA, MD, ME, MN, MS, MT, NC, NE, NH, NJ, NM, NY, OK, OR, PA, RI, SC, TN, TX, UT, VA, VT, WA, WI, WV) that have minimum qualifications for **teachers**, the most common type is experience—either alone or with a high school diploma or GED for a total of 14 states (AZ, GA, ME, MS, MT, NC, NE, NY, OR, PA, RI, TX, WA, WV).

Of the 18 states (AL, AZ, CO, DC, DE, HI, IL, MA, ME, MN, NE, OK, OR, PA, TX, VT, WI, WV) that have qualifications for **assistant teachers**, there are three types of qualifications with three states each—experience only (CO, NE, WV), enrollment in high school or GED program (AZ, ME, OK), and clock hours of training (DE, VT, WI).

Of the 10 states (AL, AZ, CA, HI, ME, MT, RI, TX, VT, WV) that have qualifications for **aides**, the most common minimum qualifications are enrollment in high school or GED program or enrollment in a child care vocational training program for a total of four states (ME, RI, TX, VT).

Table 20: Minimum Preservice Qualifications for Center Staff Roles in 2007 in the 50-State Data Tables shows the types of minimum qualifications required in each state for all roles.

Table 3.7: Types of Minimum Preservice Qualifications Required*					
Qualification Type	Number of States				
	Director	Master Teacher	Teacher	Assistant Teacher	Aide
Role regulated	50	17	50	29	20
Preservice qualifications required	49	17	39	18	10
Experience only	2	2	6	3	1
Experience with high school diploma or GED	4	1	8	1	0
At least an 8th grade education	0	0	0	2	1

Table 3.7: Types of Minimum Preservice Qualifications Required (con.)*					
Qualification Type	Number of States				
	Director	Master Teacher	Teacher	Assistant Teacher	Aide
Enrollment in high school or GED program	0	0	2	3	2
High school diploma or GED	3	0	5	2	0
Enrollment in a child care vocational training program	0	0	0	1	2
Completion of a child care vocational training program	2	0	4	0	1
Early care and education training clock hours	10	1	8	3	0
CDA credential*	13	6	5	2	0
State early childhood credential	0	2	0	1	0
State director credential	4	0	0	0	0
Early care and education college credit hours	3	0	0	0	1
CDA credential with college credit hours	5	1	0	0	0
Associate's degree	2	1	0	0	0
Bachelor's degree	1	2	0	0	0
Master's degree	0	0	0	0	0
Doctorate degree	0	0	0	0	0
State teacher certification/licensure	0	1	0	0	0
Other minimum qualification**	0	0	1	0	2

N=50, excluding ID

*States vary on whether the CDA credential is awarded for college credit. However, state licensing regulations do not specify that center staff are required to complete CDA credentials for college credit.

**"Other minimum qualification" includes observation of classrooms in licensed preschools and child care centers for teachers, and orientation trainings and enrollment in state credential programs for aides.

Qualification Alternatives

Most states with minimum preservice requirements define multiple alternative routes for qualifying for particular roles. For example, a state may require teachers to have 2 years of supervised teaching experience, but can also accept those who have completed a three-credit college-level course, completed a CDA credential, or obtained an associate's degree. In short, there are alternative ways an individual can qualify for one role.

Fast Fact

Multiple alternative routes help people with college educations and those working to acquire skills while employed gain access to center roles. As a result, a mix of staffing can occur in centers.

Across all states, there is an average of six alternative routes defined for the director and master teacher roles, which means that there is an average of more than five ways an individual can qualify for those roles. For teachers, the average is five qualification alternatives. The average is three for assistant teachers and two for aides.

Table 21: Number of Alternative Routes for Preservice Qualifications for Center Roles in 2007 in the 50-State Data Tables includes this information for the director role and all center teaching roles for each state.

Types of Training in Qualification Alternatives

The types of training, credentials, and degrees that states include in the various qualification alternatives are compiled in Table 3.8. For example, this table shows that in some states, an individual can qualify to be a center director with a bachelor's degree in early childhood education. This is not the minimum requirement, but one way of qualifying for that role. The highest number of states includes CDA credentials as qualifications for directors. For teachers, most states include training awarded for college credit or CDA credentials.

Table 3.8: States That Include Various Types of Training, Credentials, and Degrees in Qualification Alternatives*					
Qualification Type	Number of States				
	Director	Master Teacher	Teacher	Assistant Teacher	Aide
Role regulated	50	17	50	29	20
Preservice qualifications required	49	17	39	18	10
Early care and education training clock hours	18	3	14	5	0
CDA credential	38	10	19	3	0

Table 3.8: States That Include Various Types of Training, Credentials, and Degrees in Qualification Alternatives (con.)*					
Qualification Type	Number of States				
	Director	Master Teacher	Teacher	Assistant Teacher	Aide
State credential (total):	11	4	5	1	1
• Director credential	6	0	1	0	0
• Early childhood credential	6	4	2	1	1
Early care and education college credit hours	33	12	21	7	1
Associate's degree (general)	10	2	4	1	0
Associate's degree in a field related to early childhood (e.g., education)	7	2	4	1	0
Associate's in early childhood education	24	8	10	1	0
Bachelor's degree (general)	24	6	6	1	0
Bachelor's degree related to early childhood (e.g., education)	10	4	4	1	0
Bachelor's degree in early childhood education	16	7	5	0	0
Master's degree (general)	3	1	2	0	0
Master's degree related to early childhood (e.g., education)	5	3	0	0	0
Master's degree in early childhood education	5	4	1	0	0
Doctorate degree	2	2	2	0	0
State teacher certification/licensure	5	5	4	1	0

N=50 states, excluding ID

*Most states have multiple alternative routes for preservice qualifications and have many types of training, credentials, and/or degrees in their qualification alternatives.

C. Experience Requirements

Many states include requirements for experience within their preservice qualifications, either as the qualification itself or in combination with training and/or education. Table 3.9 illustrates state experience requirements. For center directors, 34 states (AL, AR, AZ, CA, CO, CT, DC, DE, IA, IL, IN, KS, KY, LA, MA, MD, MN, MO, MS, MT, NC, ND, NE, NH, NM, NY, OH, OK, RI, SC, TN, TX, VA, WY) require that experience be in a specific setting, such as a child care center, and 22 states (CO, CT, DE, GA, HI, IL, KS, KY, MA, MD, ME, MN, MO, NE, NH, NV, NY, PA, TN, VT, WA, WI) require that experience be gained specifically from working with children. State-by-state data are available in *Table 22: Experience Requirements for Center Staff Roles in 2007* in the 50-State Data Tables.

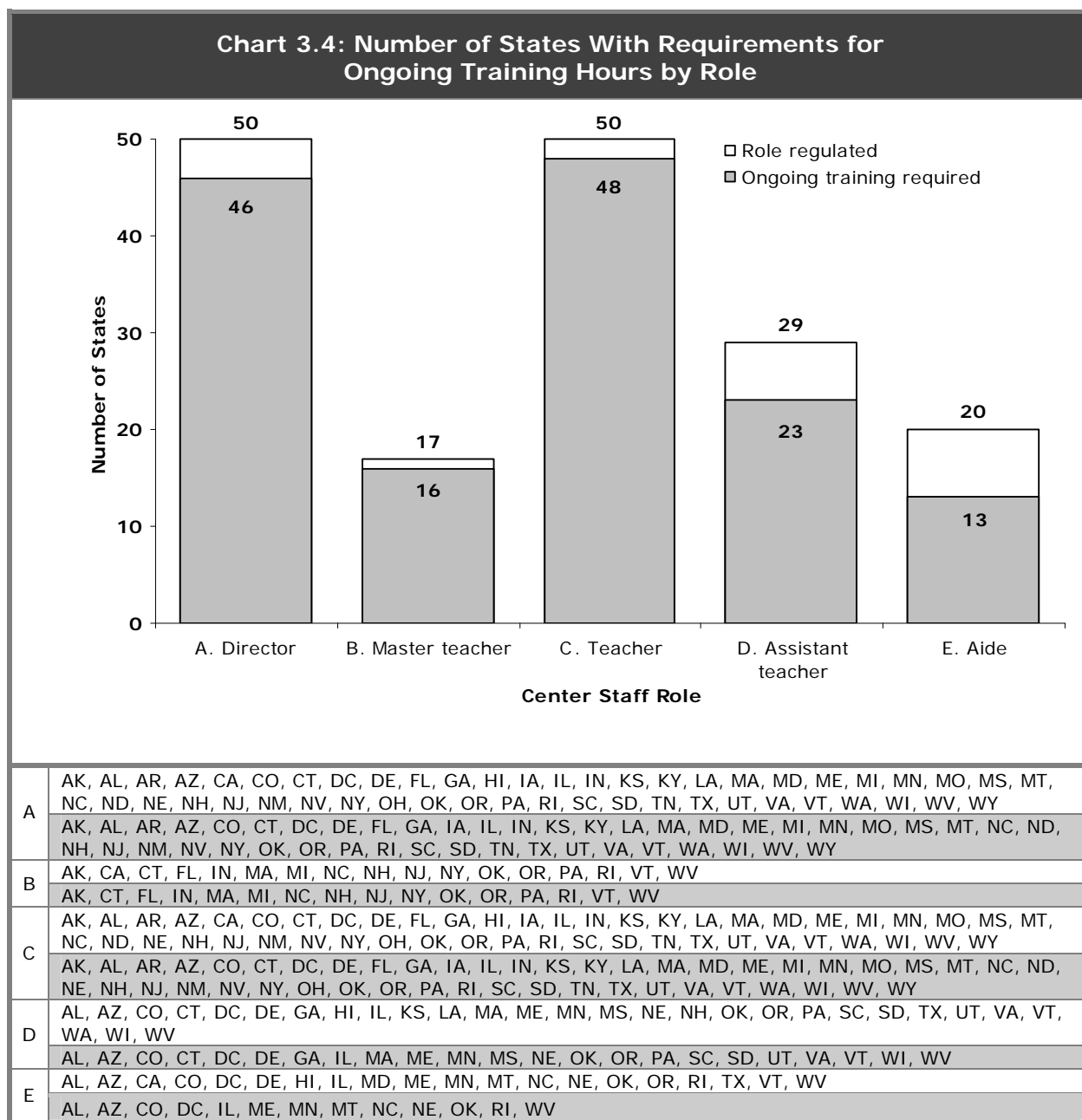
Table 3.9: States With Requirements for Experience in Preservice Qualifications*					
Experience Requirement	Number of States				
	Director	Master Teacher	Teacher	Assistant Teacher	Aide
Role regulated	50	17	50	29	20
Preservice qualifications required	49	17	39	18	10
Requirements for experience	45	12	28	10	2
Experience must be in a specific setting	34	8	15	5	0
Experience must be from working with children	22	8	18	4	1
Experience must be with a specific age group of children	6	5	8	3	0
Experience must be verified by employer/supervisor	7	5	3	2	0
Experience must be supervised	8	4	7	1	1
Experience must be from continuous employment	2	1	0	0	0
Experience must be in an accredited center or family child care home	0	0	0	0	0

N=50 states, excluding ID

*Some states have multiple requirements for experience in preservice qualifications.

D. Ongoing Training

Chart 3.4 shows the number of states that require ongoing training hours after hire for each center staff role. State-by-state data about the requirements for ongoing training are available in *Table 23: Number of Ongoing Training Hours Required for Center Staff Roles in 2007* in the 50-State Data Tables.



Tables 3.10 and 3.11 summarize information about the number of required ongoing training hours for each center staff role.

Table 3.10: Number of Required Annual Ongoing Training Hours*					
Number of Hours	Number of States				
	Director	Master Teacher	Teacher	Assistant Teacher	Aide
Role regulated	50	17	50	29	20
Ongoing hours required	46	16	48	23	13
Unspecified number of hours	2	1	2	2	2
1–12 hours	19	8	24	9	6
13–19 hours	13	3	13	7	2
20 or more hours	12	4	9	5	3

N=50, excluding ID

*Some states require an amount of training over a 2-year period. NCCIC and NARA calculated the required hours of training for these states by dividing the number of hours by two.

Table 3.11: Most Common Number, Median, and Range of Ongoing Training Hour Requirements					
Center Staff Role	Number of States That Require Ongoing Hours	Most Common Number of Required Hours	Median Number of Required Hours*	Lowest Number of Required Hours	Highest Number of Required Hours
Director	46	15 (9 states)	15	3	30
Master teacher	16	12 (5 states)	12	6	45 hours every 2 years
Teacher	48	12, 15 (10 states each)	12	3	30

Table 3.11: Most Common Number, Median, and Range of Ongoing Training Hour Requirements (con.)					
Center Staff Role	Number of States That Require Ongoing Hours	Most Common Number of Required Hours	Median Number of Required Hours*	Lowest Number of Required Hours	Highest Number of Required Hours
Assistant teacher	23	12, 15 (5 states each)	15	6	30
Aide	13	12 (4 states)	12	9	30

N=50, excluding ID

*The median is the middle value in a list of numbers. This figure includes the middle value compiled from state regulations for the number of training hours required for each role.

Table 3.12 summarizes additional regulations for ongoing training requirements for child care center staff. Many states have requirements regarding the content and approved delivery methods for ongoing training. Delivery methods include adult education courses, institutions of higher education, vocational programs, audio-visual materials, reading materials, conference workshops, distance learning, and/or in-service training provided by the center director. State-by-state data are available in *Table 24: State Requirements for the Content of Ongoing Training Hours for Child Care Center Teachers in 2007* in the 50-State Data Tables.

Fast Fact

Many states require specific content for ongoing training hours.

Table 3.12: States That Specify Content and Delivery Methods of Ongoing Training Hours			
Center Staff Role	Number of States		
	Require Ongoing Hours	Specify Content	Specify Approved Delivery Methods
Director	46	37	22
Master teacher	16	12	9
Teacher	48	36	22
Assistant teacher	23	19	9
Aide	13	9	6

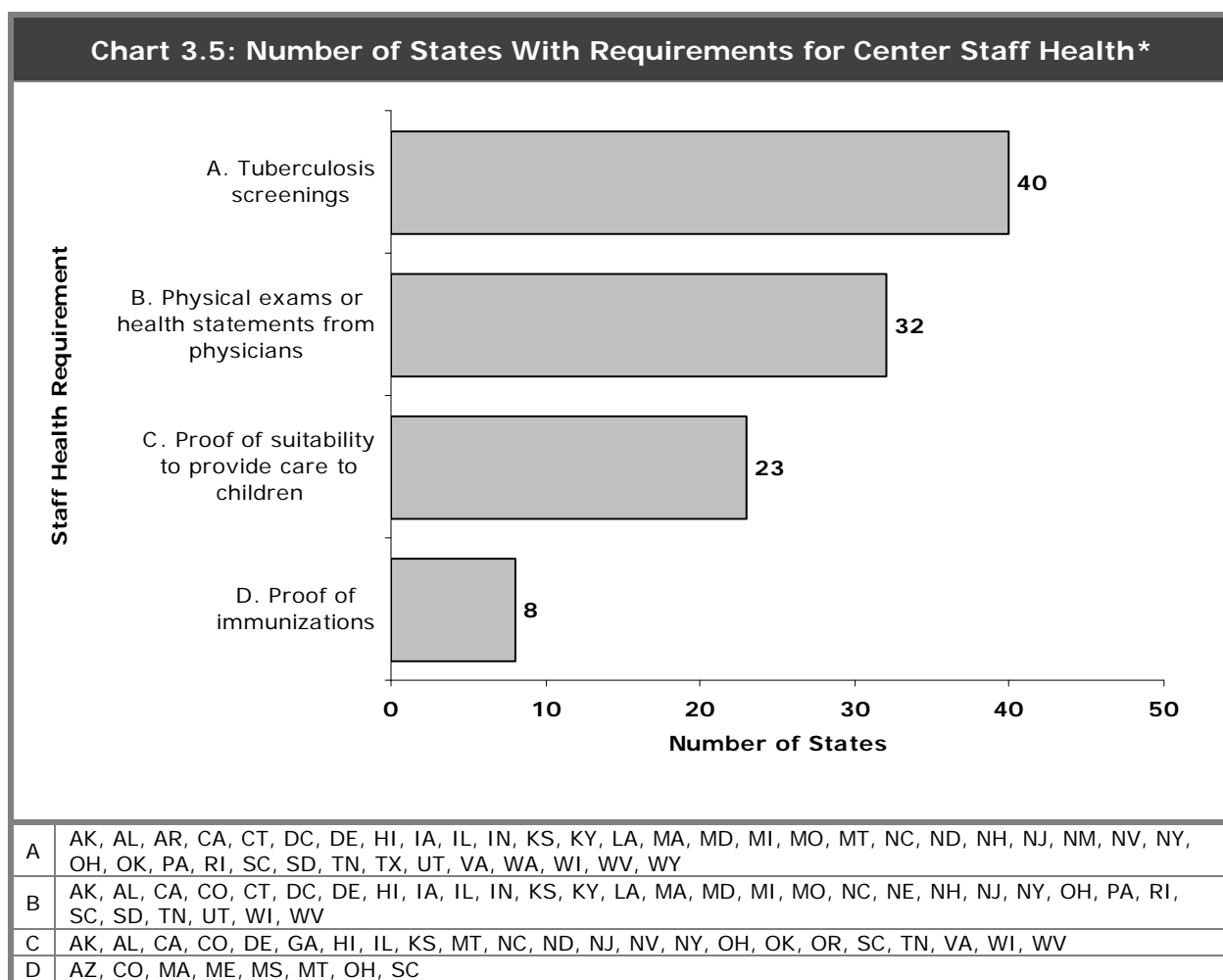
N=50, excluding ID

3.5 Staff Hiring Requirements

A. Staff Health Requirements

As shown in Chart 3.5, all but four states (FL, ID, MN, VT) have requirements for staff health, such as requiring a physical exam, a tuberculosis screening, immunizations, or proof of physical or mental suitability to care for children. In addition, 35 states (AL, AR, CA, CO, CT, DC, DE, HI, IA, IN, KS, KY, LA, MI, MO, MT, NC, NE, NH, NJ, NM, NY, OH, PA, RI, SC, SD, TN, TX, UT, VA, WA, WI, WV, WY) require child care centers to include staff health reports in facility records.

Of the 32 states that require staff to have physical exams or provide health statements, 26 (AL, CA, CT, DE, IA, IL, IN, KS, KY, LA, MA, MD, MI, MO, NC, NE, NH, NJ, NY, OH, PA, RI, SC, TN, WI, WV) specify that proof must be submitted to centers at the time of hire. Fifteen states (AL, CT, IL, LA, MA, MI, NC, NE, NH, NY, OH, PA, SC, TN, WV) require physical exams either annually or at some other time interval. Only one state (AR) requires staff to have screenings for drugs, alcohol, and other substances.



N=47 states, excluding FL, ID, MN, VT

*Some states have multiple requirements for staff health.

B. Background Checks

The data about background checks were compiled from state child care licensing agency responses to *The 2007 NARA Child Care Licensing Program Survey*.

Types of Required Background Checks

Of the 50 states that license child care centers, all except one (DC) require center staff to undergo at least one type of criminal background check, either a check of criminal history records, child abuse and neglect registries, fingerprints, and/or sex offender registries. Twenty-nine states (AK, AL, AZ, DE, FL, HI, IL, KS, MA, MI, MS, MT, ND, NE, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SD, TX, UT, VA, WA, WV) require center staff to sign statements about criminal status.

Fast Fact

Most states require center staff to undergo at least one type of background check **prior to working with children**.

Table 3.13 provides additional details about criminal background check requirements for center staff. The requirements for each state are available in *Table 25: Criminal Background Check Requirements for Center Staff in 2007* in the 50-State Data Tables.

Table 3.13: States With Requirements for Criminal Background Checks*		
Background Check Requirement	Number of States	State
State requires check of criminal history records	47	AK, AL, AR, AZ, CA, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY
<ul style="list-style-type: none"> State criminal history record check required 	44	AK, AL, AR, AZ, CA, CO, CT, DE, FL, HI, IA, IL, IN, KS, LA, MA, MD, ME, MN, MO, MS, MT, NC, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY
<ul style="list-style-type: none"> Federal criminal history record check required 	25	AK, AL, AZ, CA, CO, CT, DE, FL, HI, IL, IN, MD, MN, MS, NC, NJ, NM, NV, OH, PA, RI, SC, TN, TX, WV
<ul style="list-style-type: none"> Required for all center staff 	33	AL, AZ, CA, CO, FL, GA, HI, IA, KS, LA, MD, ME, MI, MN, MO, MS, MT, NC, NH, NJ, NM, NV, NY, OK, OR, SC, SD, TX, UT, VA, VT, WA, WY
<ul style="list-style-type: none"> Required for center staff having contact with children 	14	AK, AR, CT, DE, IL, IN, KY, MA, OK, PA, RI, SC, TN, WI
<ul style="list-style-type: none"> Required for volunteers 	25	AL, AZ, CA, CO, DE, FL, IA, IL, IN, KS, KY, LA, MA, MO, MS, MT, NJ, NM, NY, OR, TN, TX, VA, WA, WI
<ul style="list-style-type: none"> Required for center staff under certain conditions (e.g., for those who have lived in state a certain period of time) 	7	AK, AR, CO, NC, NV, OK, RI
State requires check of child abuse and neglect registries	41	AK, AL, AR, CA, CO, CT, DE, HI, IA, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, ND, NE, NH, NJ, NM, NV, NY, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WV, WY
<ul style="list-style-type: none"> Required for all center staff 	27	AL, AR, CA, CO, HI, IA, KS, MD, ME, MO, MS, MT, NE, NH, NJ, NM, NV, NY, OR, SC, SD, TX, UT, VA, VT, WV, WY
<ul style="list-style-type: none"> Required for center staff having contact with children 	14	AK, AR, CT, DE, IL, IN, KY, MA, MI, MN, PA, RI, SC, TN
<ul style="list-style-type: none"> Required for volunteers 	19	AL, CA, DE, IA, IL, IN, KS, KY, MA, MI, MO, MS, MT, ND, NJ, NM, NY, TX, VA
<ul style="list-style-type: none"> Required for center staff under certain conditions (e.g., for those who have lived in state a certain period of time) 	3	AK, AR, NV

Table 3.13: States With Requirements for Criminal Background Checks (con.) *		
Background Check Requirement	Number of States	State
State requires checks of fingerprint records	29	AK, AL, AR, AZ, CA, CO, CT, DE, FL, HI, IL, MD, MI, MS, MT, NC, NJ, NM, NV, NY, OH, RI, SC, SD, TN, TX, UT, WA, WV
• State fingerprint record check required	22	AK, AL, AZ, CA, CO, CT, DE, FL, HI, IL, MD, MS, NC, NJ, NM, NV, NY, SC, SD, TN, TX, WV
• Federal fingerprint record check required	23	AK, AL, AZ, CA, CO, CT, DE, FL, GA, HI, IL, MD, MI, MS, NC, NJ, NM, NV, RI, SC, TN, TX, WV
• Required for all center staff	16	AL, AZ, CA, CO, FL, HI, MD, MS, NC, NJ, NM, NV, NY, SD, TX, WV
• Required for center staff having contact with children	9	AK, CT, DE, IL, NY, OH, RI, SC, TN
• Required for volunteers	10	AL, AZ, CA, CO, DE, FL, NJ, NM, TN, TX
• Required for center staff under certain conditions (e.g., for those who have lived in state a certain period of time)	8	AK, AR, MT, NC, NV, TX, UT, WA
State requires checks of sex offender registries	13	AK, CA, IA, IL, IN, MI, MS, ND, OK, SC, TX, WA, WV
• Required for all center staff	6	CA, IA, MS, ND, SC, WV
• Required for center staff having contact with children	4	AK, IL, IN, SC
• Required for volunteers	4	IL, IN, MS, ND
• Required for center staff under certain conditions (e.g., for those who have lived in state a certain period of time)	3	AK, MI, TX

N=49 states, excluding DC and ID

*Some states have multiple requirements for background checks.

Frequency of Background Checks

Table 3.14 shows how often center staff must undergo criminal background checks. Most states require staff to have background checks prior to working in centers. Many states require additional checks on a regular basis. State-by-state data are available in *Table 26: Frequency of Criminal Background Checks for Center Staff in 2007* in the 50-State Data Tables.

Table 3.14: Frequency of Criminal Background Checks for Center Staff*		
Frequency	Number of States	State
Prior to working in a child care center	43	AL, AK, AR, CA, CT, DE, FL, GA, HI, IA, IL, IN, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, NE, NH, NJ, NM, NV, NY, OK, OR, PA, RI, SC, SD, TX, UT, VA, VT, WA, WI, WV, WY
Annually	6	HI, IN, MT, ND, UT, VT
Every 2 years	5	AK, IA, MO, OR, TX
Every 3 years	5	KS, MA, NH, VA, WA
Every 4 years	1	WI
Every 5 years	3	AR, FL, MS
Less than every 5 years	3	AZ, NV, WV
Other frequency	12	AL, AZ, CA, CO, KS, MI, MN, MO, ND, NJ, OH, TN

N=49 states, excluding DC and ID

*Some states have multiple requirements for the frequency of background checks.

Portability of Background Checks

Table 3.15 shows state policies about whether background checks can be transferred or new checks are conducted when center staff change jobs, move to other facilities, or have breaks in employment. In most states, checks are not portable, and new background checks are conducted.

Table 3.15: State Policies About the Portability of Criminal Background Checks*		
Policy	Number of States	State
State has policies about the portability of background checks	49	AK, AL, AR, AZ, CA, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY
New background check is conducted	28	AK, AR, CT, FL, IA, KY, LA, MA, MD, ME, MN, MO, MT, ND, NE, NH, NJ, OH, OK, RI, SD, TN, TX, UT, VT, WA, WV, WY
Current background check is portable and moves with the individual	9	AZ, CA, CO, DE, FL, IL, MS, OR, WI
Other policy	15	AL, DE, GA, HI, IN, KS, MI, MO, NC, NM, NV, NY, PA, SC, VA

N=49 states, excluding DC and ID

*Some states have multiple requirements for the portability of background checks.

C. References

A total of 26 states (AK, AL, AZ, DE, IL, KS, LA, MA, ME, MS, MT, NE, NH, NJ, NY, OH, OK, PA, SC, SD, TN, VA, VT, WA, WV, WY) require references when hiring center directors and/or other center staff, as shown in Table 3.16. In addition, regulations specify that references must be obtained in written and/or verbal form for center directors in 17 states (AZ, DE, IL, LA, ME, NE, NH, NJ, OH, PA, SC, SD, TN, VA, VT, WA, WV) and for other center staff in 18 states (AK, AL, AZ, DE, IL, LA, ME, MT, NE, NH, NJ, OH, PA, SD, TN, VA, VT, WV).

Table 3.16: States That Require References for Hiring Center Staff		
Reference Requirement	Number of States	
	Center Directors	Other Center Staff
References are required	25	24
References must be from certain people (total)*:	15	15
• Nonrelatives	13	13
• Professional acquaintances	3	2
• Previous employers	4	6

N=26 states, excluding AR, CA, CO, CT, DC, FL, GA, HI, IA, ID, IN, KY, MD, MI, MN, MO, NC, ND, NM, NV, OR, RI, TX, UT, WI

*Some states require references to be from more than one type of person.

3.6 Additional Staff Training Requirements

A. Orientation Training

As shown in Table 3.17, more than three-quarters of states that license child care centers require staff to complete some type of orientation training to work in centers. States' requirements often specify that the training must be about facility policies and procedures and/or state licensing requirements. In addition, 26 states (AK, AZ, CO, DE, IA, IL, IN, LA, MA, ME, MN, MS, NC, NJ, NM, NV, OR, RI, SC, SD, TX, VA, WA, WI, WV, WY) require centers to provide orientation training to new employees and volunteers. This is usually a facility director's responsibility.

Fast Fact

Forty-seven states require center staff to complete first aid training; 46 require staff to complete CPR training.

Table 3.17: States With Requirements for Orientation Training for Center Staff*

Orientation Training Requirement	Number of States	State
Center staff required to complete orientation training	39	AK, AR, AZ, CA, CO, DC, DE, GA, IA, IL, IN, KY, LA, MA, MD, ME, MN, MO, MS, MT, NC, ND, NE, NJ, NM, NV, OK, OR, RI, SC, SD, TN, TX, UT, VA, WA, WI, WV, WY
Required training is about facility's policies and procedures	31	AK, AR, AZ, CO, DC, DE, GA, IA, IN, LA, MA, MD, ME, MN, MS, NC, ND, NJ, NM, NV, OK, OR, RI, SD, TN, TX, UT, VA, WA, WI, WV
Required training is about state licensing regulations	26	AK, CO, DE, GA, IA, IL, IN, MA, ME, MN, MO, MS, NC, NJ, NM, OK, OR, RI, SD, TX, UT, VA, WA, WI, WV, WY

N=39 states, excluding AL, CT, FL, HI, ID, KS, MI, NH, NY, OH, PA, VT

*Some states have multiple types of orientation training.

B. Health and Safety Training

All states, except two (ID, MO) require center staff to complete health and safety training, with most requiring first aid and CPR training.

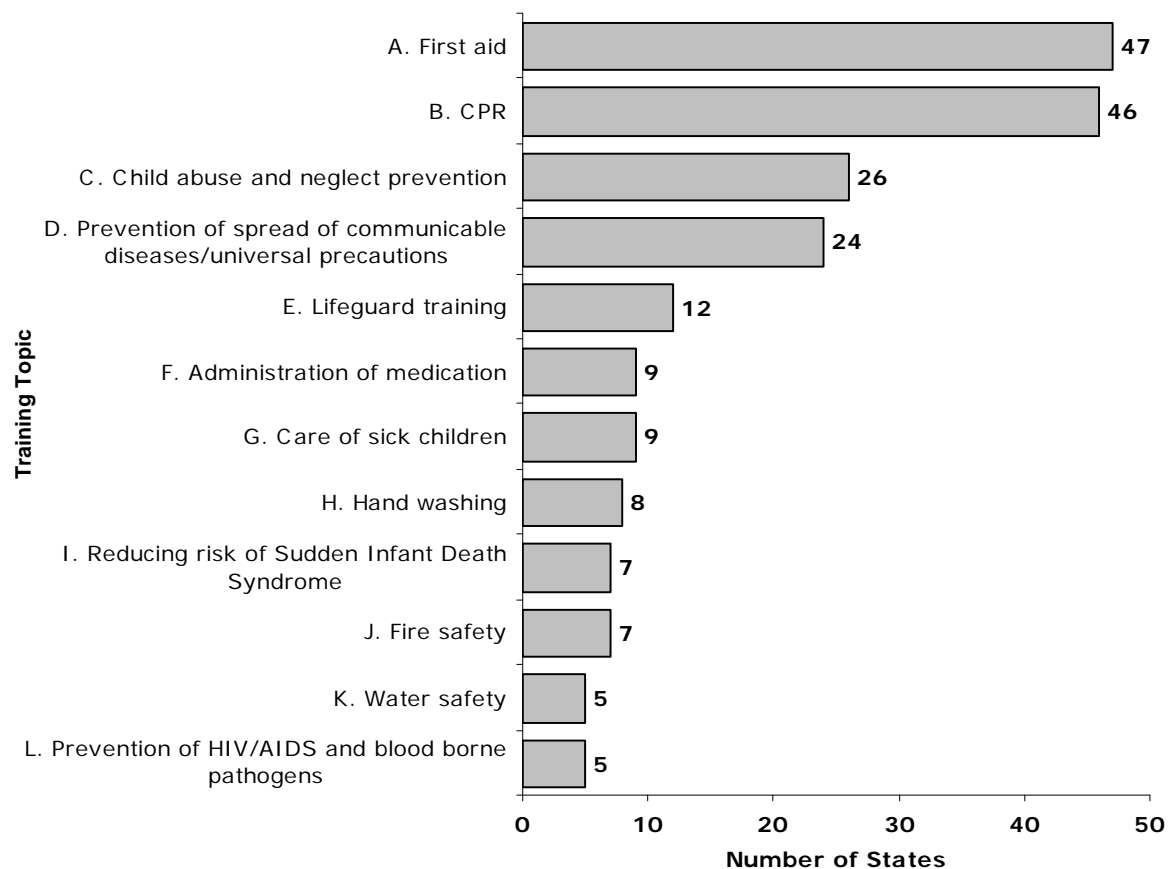
All states except five (ID, KS, MO, NY, PA) require CPR training. Thirty-three of these states (AK, AL, AR, AZ, CA, DE, FL, HI, IA, IN, KY, LA, MA, MD, ME, MN, MT, NC, NH, NV, OH, OK, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY) specify that it must focus on the care of infants and/or children. Thirty-seven states (AK, AL, AR, AZ, CA, CT, DC, DE, FL, GA, HI, IA, IL, IN, KY, MA, MD, ME, MN, MS, MT, NC, ND, NH, NJ, NV, OH, OK, OR, TN, TX, UT, VA, WA, WI, WV, WY) specify staff must have current CPR certifications.

All but four states (ID, LA, MO, NY) require first aid training. However, only 11 states (AK, AZ, CA, IA, KY, OK, TN, UT, VA, VT, WV) specify that it must focus on the care of infants and/or children. In addition, state regulations specify that staff must have current certifications in first aid in 33 states (AK, AL, AZ, CA, DC, DE, FL, GA, HI, IA, IL, IN, KY, MA, MD, ME, MN, MS, MT, ND, NH, NJ, OH, OK, OR, PA, TN, TX, UT, VA, WA, WV, WY).

States often do not require all center staff to complete first aid or CPR training. Twenty-nine states (AK, AL, AZ, CA, CT, DC, DE, FL, GA, HI, IL, KY, ME, MS, ND, NE, NH, NJ, NM, OH, OK, PA, RI, SC, SD, TN, UT, VA, WY) require first aid training only for one person on duty at the center, not all staff; this is the case with CPR training in 33 states (AK, AL, AR, AZ, CA, CT, DC, DE, FL, GA, HI, IL, IN, KY, MA, ME, MN, MS, NC, ND, NE, NH, NJ, NM, OH, OK, RI, SC, SD, TN, UT, VA, WY).

Chart 3.6 shows the states that require first aid and CPR training and information about required training regarding other health and safety topics, including prevention of the spread of communicable diseases, administration of medication, water safety, hand washing, and others.

Chart 3.6: Number of States With Requirements for Health and Safety Training for Center Staff*



A	AK, AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, MA, MD, ME, MI, MN, MS, MT, NC, ND, NE, NH, NJ, NM, NV, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY
B	AK, AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KY, LA, MA, MD, ME, MI, MN, MS, MT, NC, ND, NE, NH, NJ, NM, NV, OH, OK, OR, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY
C	AZ, CA, CT, DC, DE, FL, GA, IA, IN, KS, MS, NC, NJ, NM, NV, NY, OH, OR, SC, SD, TN, TX, UT, WA, WV, WY
D	AK, AL, CA, CO, CT, DC, DE, FL, GA, IA, IL, IN, MA, MD, NM, NY, OH, OK, SC, SD, TN, TX, WA, WI
E	AL, CO, FL, GA, HI, IN, MS, OH, OK, PA, SC, VT
F	CO, CT, DE, IN, NY, UT, VT, WV, WY
G	CA, CT, GA, IL, MD, OH, TN, TX, WI
H	AZ, CA, CT, IN, OH, SD, TN, WI
I	AK, DC, NC, OK, TN, UT, WI
J	CO, MN, NM, PA, WA, WV, WY
K	DC, IN, OH, OR, PA
L	IN, MI, SC, WA, WY

N=49 states, excluding ID, MO

*Some states require multiple types of health and safety training.

3.7 Child-Staff Ratios and Group Size

A. Child-Staff Ratios

All states that license child care centers have requirements for child-staff ratios. Child-staff ratio requirements are based on ages of children in care. Table 3.18 presents a summary of the range of child-staff ratio requirements for infants, toddlers, and preschool- and school-age children. Included in this summary are the lowest and highest required ratios across the states and the most common required ratio for each age group of children.

Also included in Table 3.18 are the recommended child-staff ratios for children's ages from *Caring for Our Children: National Health and Safety Performance Standards: Guidelines for Out-of-Home Child Care Programs, 2nd Edition* (CFOC).² These guidelines include more than 600 performance standards or best practices for child care facilities and are often used by state licensing agencies when they are revising regulations. Each standard in CFOC includes a rationale supported by research. As Table 3.18 shows, the states with the lowest child-staff ratios come close to meeting CFOC standards. The states' most common ratios are higher than the CFOC standards, especially for older children. State-by-state data about child-staff ratios are available in *Table 27: Center Child-Staff Ratio Requirements in 2007* in the 50-State Data Tables.

Terminology

Child-staff ratio: The number of children one staff member is allowed to supervise.

Group size: The maximum number of children that is assigned to specific staff and can occupy one physical space.

² American Public Health Association, American Academy of Pediatrics, & Health Resources and Services Administration. (2002). *Caring for our children: National health and safety performance standards: Guidelines for out-of-home child care programs, 2nd Edition*. Retrieved January 26, 2009, from <http://nrckids.org/CFOC/index.html>

Table 3.18: Range of Child-Staff Ratio Requirements in States							
Age of Children	Lowest Required Ratio	Number of States	Highest Required Ratio	Number of States	Most Common Required Ratio	Number of States	CFOC Guidelines*
Infants							
6 weeks	3:1	3	6:1	4	4:1	33	3:1
9 months	3:1	3	6:1	5	4:1	32	3:1
Toddlers							
18 months	3:1	1	9:1	3	6:1	14	4:1
27 months	4:1	5	12:1	2	8:1	10	4:1
Preschool-age children							
3 years	7:1	2	15:1	3	10:1	23	7:1
4 years	8:1	1	20:1	1	10:1	17	8:1
School-age children							
5 years	9:1	1	25:1	1	15:1	15	8:1
10 years	10:1	1	26:1	1	15:1	16	12:1

N=50 states, excluding ID

*Recommended child-staff ratios for centers are from *Caring for Our Children: National Health and Safety Performance Standards: Guidelines for Out-of-Home Child Care Programs, 2nd Edition*, which is available at <http://nrckids.org/CFOC/index.html>.

B. Group Size

Not all states regulate group size as they do with child-staff ratios. Table 3.19 shows the states that do not regulate group size for child care centers. Twenty-one states (AL, AR, AZ, CA, FL, HI, IA, ID, LA, ME, MI, MO, MT, NE, NM, NV, RI, SC, TN, VA, VT) do not regulate group size for at least one age group of children. Twelve states (AL, AZ, FL, IA, ID, LA, MI, MT, NM, NV, SC, VA) do not regulate group size at all.

Table 3.19: States That Do Not Regulate Group Size		
Age of Children	Number of States	State
Infants		
6 weeks	13	AL, AZ, CA, FL, IA, ID, LA, MI, MT, NM, NV, SC, VA
9 months	13	AL, AZ, CA, FL, IA, ID, LA, MI, MT, NM, NV, SC, VA
Toddlers		
18 months	13	AL, AZ, FL, IA, ID, LA, MI, MT, NE, NM, NV, SC, VA
27 months	14	AL, AZ, FL, HI, IA, ID, LA, MI, MT, NE, NM, NV, SC, VA
Preschool-age children		
3 years	16	AL, AZ, CA, FL, HI, IA, ID, LA, MI, MO, MT, NE, NM, NV, SC, VA
4 years	16	AL, AZ, CA, FL, HI, IA, ID, LA, MI, MO, MT, NE, NM, NV, SC, VA
School-age children		
5 years	16	AL, AZ, CA, FL, HI, IA, ID, LA, MI, MO, MT, NE, NM, NV, SC, VA
10 years	21	AL, AR, AZ, CA, FL, HI, IA, ID, LA, ME, MI, MO, MT, NE, NM, NV, RI, SC, TN, VA, VT

N=21 states that do not regulate group size for at least one age group. Thirty-nine states (AK, AR, CA, CO, CT, DC, DE, GA, HI, IL, IN, KS, KY, MA, MD, ME, MN, MO, MS, NC, ND, NE, NH, NJ, NY, OH, OK, OR, PA, RI, SD, TN, TX, UT, VT, WA, WI, WV, WY) regulate group size for at least one age group.

Table 3.20 presents a summary of the range of group size requirements for infants, toddlers, and preschool- and school-age children. Included in this summary are the lowest and highest group size requirements across the states that regulate group size and the most common group size for each age group of children.

Also included in Table 3.20 are the recommended group sizes from the CFOC standards. As with ratios, the states with the lowest group size requirements are similar to the CFOC standards, and the states' most common group sizes are higher than the CFOC standards, especially for older children. State-by-state data about group size requirements are available in *Table 28: Center Group Size Requirements in 2007* in the 50-State Data Tables.

Table 3.20: Range of Group Size Requirements							
Age of Children	Lowest Required Group Size	Number of States	Highest Required Group Size	Number of States	Most Common Required Group Size	Number of States	CFOC Guidelines*
Infants							
6 weeks	6	1	20	1	8	19	6
9 months	6	1	20	1	8	19	6
Toddlers							
18 months	8	8	20	2	12	12	8
27 months	8	3	22	1	12, 14	8 states each	8
Preschool-age children							
3 years	14	2	30	2	20	18	14
4 years	20	17	36	1	20	17	16
School-age children							
5 years	20	9	40	2	30	12	16
10 years	20	2	50	1	30	14	24

N=39 states, excluding AL, AZ, FL, IA, ID, LA, MI, MT, NM, NV, SC, VA

*Recommended group sizes for centers are from *Caring for Our Children: National Health and Safety Performance Standards: Guidelines for Out-of-Home Child Care Programs, 2nd Edition*, which is available at <http://nrckids.org/CFOC/index.html>.

C. Mixed-Age Groups

All but four states (ID, MT, NE, NV) allow child care centers to have mixed-age groups of children. All of these states have requirements for child-staff ratios for mixed-age groups, and 25 states (AK, CO, CT, DE, IL, IN, KS, KY, MA, MD, ME, MN, ND, NY, OK, PA, RI, TN, TX, UT, VT, WA, WI, WV, WY) have requirements for group size for mixed-age groups. State-by-state data about these requirements are available in *Table 29: Center Child-Staff Ratio and Group Size Requirements for Mixed-Age Groups in 2007* in the 50-State Data Tables.

Terminology

Mixed-age groups: Groups of children who are different ages (e.g., toddlers and preschool-age children) together in the same classroom for at least part of the day.

D. Additional Requirements for Grouping Children

Twenty states (DE, GA, IL, IN, MA, MD, ME, MS, NC, OH, OK, OR, PA, TN, TX, UT, VT, WI, WV, WY) have definitions for “group” in their child care center regulations. Fourteen states (AK, CT, KY, ME, NJ, OH, OK, PA, TN, TX, UT, WA, WI, WV) require that each group of children has a designated space within the center—either a separate room or delineated space in a large room.

Some states, under certain conditions, allow child care centers to exceed grouping requirements:

- One state (NH) allows centers to exceed their licensed capacity;
- Thirteen states (AK, CA, IA, IL, KY, MA, MS, OH, RI, TX, UT, VA, WY) allow centers to exceed required child-staff ratios; and
- Nineteen states (AK, AR, DE, GA, IL, KY, MD, MN, MS, OH, OR, RI, TN, TX, UT, WA, WI, WV, WY) allow centers to exceed group size requirements.

The conditions under which states allow centers to exceed grouping limitations legally vary widely. For example, in IA, for a period of 2 hours or less at the beginning or end of the day, one staff person may care for six or fewer children (i.e., exceed the child-staff ratio) provided no more than two of the children are younger than 2 years of age. Also, in AK, maximum group size limitations do not apply during naptimes, lunch times, outdoor play periods, field trips, or during special occasions, including holiday parties and visits from special guests.

3.8 Supervision of Children

A. General Supervision Requirements

As shown in Table 3.21, all but six states (HI, ID, KY, LA, NV, SD) have requirements in their child care center regulations for staff while they are supervising children. Among those states, some specify that staff must be able to see and/or hear children at all times or must be free of other duties while supervising children. A few states require that staff are alert and awake at all times.

Table 3.21: States With Requirements for Staff Supervising Children*		
Supervision Requirement	Number of States	State
State has requirements for staff supervising children	45	AK, AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, IA, IL, IN, KS, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY
Staff must be able to see children at all times	15	AK, AL, AZ, MT, NH, OH, OK, OR, TX, UT, VA, VT, WA, WV, WY
Staff must be able to hear children at all times	12	AK, AZ, MT, NH, OH, OK, OR, TX, UT, VA, WA, WY
Staff must be free of other duties	11	AL, AZ, CA, IN, NC, ND, NM, OH, TX, WA, WI
Staff must be alert/awake	7	AL, DE, GA, ME, NC, OH, WV

N=45 states, excluding HI, ID, KY, LA, NV, SD

*Some states have multiple types of requirements regarding supervision, some of which are not included in this table.

In addition to the requirements summarized in Table 3.21, states have the following requirements related to the supervision of children:

- Seventeen states (CA, DC, DE, LA, MD, ME, NC, NV, OH, OR, SC, SD, TN, TX, VT, WA, WV) have requirements related to the supervision of children during emergencies;
- Six states (AL, CA, NY, OK, RI, VA) have requirements related to supervision and the use of staff substitutes; and
- Four states (CO, IA, NH, NJ) allow centers to use video surveillance cameras or electronic monitors in lieu of direct supervision.

B. Supervision During Specific Times/Activities

All 50 states with child care center licensing regulations have requirements for the supervision of children during specific times, such as naptime or care during evening/overnight hours, or during certain activities, such as outdoor play, when children are in vehicles, and field trips. Table 3.22 presents an overview of the number of states that have requirements for the supervision of children during these various time periods and activities.

Table 30: Supervision Requirements for Times/Activities in Centers in 2007 in the 50-State Data Tables provides state-by-state information about the data presented in Table 3.22. The next sections provide further details about states' supervision requirements.

Table 3.22: States With Supervision Requirements for Specific Times/Activities*		
Time/Activity	Number of States	State
State has supervision requirements for specific time/activity	50	AK, AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY
Transportation in vehicles	48	AK, AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY
Field trips	43	AK, AL, AR, AZ, CA, CO, DC, DE, FL, GA, HI, IA, IN, KS, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, NH, NJ, NM, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY
Naptime	40	AK, AL, AR, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, LA, ME, MI, MN, MO, NC, NE, NH, NJ, NM, NV, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY
Swimming/Water activities	39	AK, AL, AR, AZ, CA, CO, DC, DE, FL, GA, IL, IN, KS, MD, ME, MI, MO, MS, MT, NC, NE, NH, NJ, NM, NY, OH, OK, OR, PA, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY
Evening/Overnight care	34	AK, AL, AR, AZ, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KY, LA, MN, MO, MT, ND, NM, NV, OH, OK, OR, PA, SC, SD, TN, TX, WA, WI, WV, WY
Outdoor play	29	AK, AR, CT, FL, GA, IA, IN, KS, LA, MD, ME, MI, MN, MT, NC, NJ, NY, OH, OK, OR, PA, RI, SC, TN, TX, VA, VT, WA, WI
Large group activities	17	AK, AR, GA, MD, MN, MS, NJ, OH, OK, OR, RI, TN, TX, UT, WA, WV, WY

N=50 states, excluding ID

*Some states have supervision requirements for multiple times/activities.

Naptime

Of the states that license centers, 40 have requirements in their center regulations for the supervision of children during naptimes. Table 3.23 provides an overview of the states that have specific types of requirements for staff supervising napping children.

Table 3.23: States With Requirements for Supervision During Naptime*		
Supervision Requirement	Number of States	State
State has requirements for the supervision of children during naptime	40	AK, AL, AR, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, LA, ME, MI, MN, MO, NC, NE, NH, NJ, NM, NV, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY
Specific child-staff ratio requirements	29	AL, AR, CA, CT, DC, DE, GA, HI, IA, IL, IN, LA, NC, NE, NJ, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, WA, WI, WV, WY
Staff must be present in room where children are napping	18	AK, AL, AR, DE, GA, IA, IN, MO, NC, NE, NJ, OH, OK, OR, TN, TX, VT, WV
Staff must be able to see children	15	AK, AL, AR, FL, LA, MO, NC, NV, OK, VA, VT, WA, WI, WV, WY
Requirements delineated by the age of the child (total): <ul style="list-style-type: none"> State has requirements for the supervision of infants and toddlers during naptime State has requirements for the supervision of preschool-age children during naptime State has requirements for the supervision of school-age children during naptime 	15	AK, AR, CO, FL, IA, IN, MI, MO, PA, TN, UT, VA, VT, WI, WV
	14	AK, AR, CO, FL, IA, IN, MI, MO, OK, PA, TN, VA, VT, WV
	8	IN, MO, NC, OK, PA, UT, WI, WV
	4	MO, TX, UT, WI
Staff must be able to hear children	11	AK, CO, FL, MO, NH, NV, OK, VA, WA, WI, WV
Specific group size requirements	10	AK, MN, NJ, OH, OR, TN, TX, WI, WV, WY
Centers must have written supervision plans	2	CT, UT
Staff supervising during naptime must be free of other duties	1	LA

N=40 states, excluding AZ, ID, KS, KY, MA, MD, MS, MT, ND, NY, SD

*Some states have multiple types of requirements for supervision during naptime.

Evening/Overnight Care

Thirty-four states have requirements in their center regulations for the supervision of children during evening/overnight care. Table 3.24 provides an overview of the number of states that have specific types of requirements for staff supervising children during evening hours. See “3.9 Care of Children” for additional requirements for evening/overnight care.

Table 3.24: States With Requirements for Supervision During Evening/Overnight Care*		
Supervision Requirement	Number of States	State
State has requirements for the supervision of children during evening/overnight care	34	AK, AL, AR, AZ, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KY, LA, MN, MO, MT, ND, NM, NV, OH, OK, OR, PA, SC, SD, TN, TX, WA, WI, WV, WY
Specific child-staff ratio requirements	16	AL, CO, GA, IL, IN, MN, OK, OR, PA, SC, SD, TN, TX, WA, WV, WY
Specific group size requirements	9	IL, IN, OH, OK, SD, TN, WI, WV, WY
Staff must be able to see sleeping children	7	AL, AR, FL, OR, WA, WV, WY
Staff must be able to hear sleeping children	7	CA, FL, MO, ND, OR, WA, WV
Staff must be present in room where children are sleeping	5	AL, IA, IL, SC, TN
Staff supervising sleeping children must be free of other duties	1	DE
Centers must have written supervision plans	1	CT

N=34 states, excluding CA, ID, KS, MA, MD, ME, MI, MS, NC, NE, NH, NJ, NY, RI, UT, VA, VT

*Some states have multiple types of requirements for supervision during evening/overnight care.

Outdoor Play

Twenty-nine states have requirements in their center regulations for the supervision of children during outdoor play. Table 3.25 provides an overview of the number of states that have specific types of requirements for staff supervising children playing outdoors.

Table 3.25: States With Requirements for Supervision During Outdoor Play*		
Supervision Requirement	Number of States	State
State has requirements for the supervision of children during outdoor play	29	AK, AR, CT, FL, GA, IA, IN, KS, LA, MD, ME, MI, MN, MT, NC, NJ, NY, OH, OK, OR, PA, RI, SC, TN, TX, VA, VT, WA, WI
Specific group size requirements	11	AK, GA, MD, MN, NJ, OH, OK, OR, TX, WA, WI
Specific child-staff ratio requirements	9	AR, GA, IA, MI, OR, TN, VA, WA, WI
Staff must be able to see children	7	IN, ME, MT, NC, TN, VT, WA
Staff must be present with children	4	FL, LA, PA, WA
Centers must have written supervision plans	3	AK, CT, TN
Staff must be able to hear children	2	NC, WA

N=29 states, excluding AL, AZ, CA, CO, DC, DE, HI, ID, IL, KY, MA, MO, MS, ND, NE, NH, NM, NV, SD, UT, WV, WY

*Some states have multiple types of requirements for supervision during outdoor play.

Large Group Activities

As shown in Table 3.26, 17 states have requirements for the supervision of children during large group activities. The only types of requirements these states have are specified child-staff ratios and group sizes.

Table 3.26: States With Requirements for Supervision During Large Group Activities*		
Supervision Requirement	Number of States	State
State has requirements for the supervision of children during large group activities	17	AK, AR, GA, MD, MN, MS, NJ, OH, OK, OR, RI, TN, TX, UT, WA, WV, WY
Specific group size requirements	15	AK, AR, GA, MD, MN, MS, NJ, OH, OK, OR, RI, TX, WA, WV, WY
Specific child-staff ratio requirements	8	GA, MS, OR, RI, TN, TX, WA, WV

N=17 states, excluding AL, AZ, CA, CO, CT, DC, DE, FL, HI, IA, ID, IL, IN, KS, KY, LA, MA, ME, MI, MO, MT, NC, ND, NE, NH, NM, NV, NY, PA, SC, SD, VA, VT, WI

*Some states have multiple types of requirements for supervision during large group activities.

Swimming/Water Activities

As shown in Table 3.27, 39 states have requirements for the supervision of children during swimming or water activities. More than half of those states require centers to obtain written permission from parents to take children swimming.

Table 3.27: States With Requirements for Supervision During Swimming/Water Activities*		
Supervision Requirement	Number of States	State
State has requirements for the supervision of children when swimming or participating in water activities	39	AK, AL, AR, AZ, CA, CO, DC, DE, FL, GA, IL, IN, KS, MD, ME, MI, MO, MS, MT, NC, NE, NH, NJ, NM, NY, OH, OK, OR, PA, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY
Specific child-staff ratio requirements	33	AL, AR, AZ, CA, CO, DC, FL, GA, IL, IN, KS, MD, ME, MI, MS, MT, NC, NE, NH, NM, OH, OK, OR, PA, SC, TN, TX, UT, VA, VT, WI, WV, WY
Written permission from parents required	21	AK, AL, AR, AZ, DC, GA, IL, IN, MD, MI, NH, NM, OH, OK, OR, PA, SC, VA, VT, WV, WY
Staff must be present with children	12	AL, CO, IN, MD, ME, MO, NC, NM, OK, UT, WV, WY
Specific group size requirements	3	KS, NH, WI
Staff must be able to see children	3	ME, OH, TX
Centers must have written supervision plans	2	GA, VT
Staff must be able to hear children	1	ME

N=39 states, excluding CT, HI, IA, ID, KY, LA, MA, MN, ND, NV, RI, SD

*Some states have multiple types of requirements for supervision during swimming/water activities.

Transporting Children in Vehicles

All but three states (ID, RI, SD) have requirements for the supervision of children while traveling in vehicles. As shown in Table 3.28, most states have child-staff ratio requirements for transportation and specify that children must not be left unattended in vehicles. Approximately half of the states require that children are supervised when boarding and exiting vehicles, centers obtain written permission from parents, and staff or drivers ensure that children are received by parents or designated people. See “3.10 Facility Requirements” for additional transportation requirements.

Table 3.28: States With Requirements for Supervision of Children Traveling in Vehicles*		
Supervision Requirement	Number of States	State
State has requirements for the supervision of children when transported in vehicles	48	AK, AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY
Specific child-staff ratio requirements for transporting children in vehicles	38	AL, AR, AZ, FL, GA, HI, IA, IL, IN, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NJ, NM, NV, NY, OH, OK, OR, PA, SC, TN, TX, VA, VT, WA, WI, WV, WY
<ul style="list-style-type: none"> Driver is counted in child-staff ratio 	21	AR, AZ, FL, GA, IA, IL, KY, LA, MD, MI, MN, MT, ND, NM, OH, OK, OR, TN, TX, VT, WI
Children must not be left unattended in vehicles	35	AL, CA, CO, DC, DE, GA, IL, IN, KS, KY, LA, ME, MI, MO, MT, NC, ND, NH, NJ, NV, NY, OH, OK, OR, PA, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY
Written permission from parents required for transporting children	25	AK, AL, CO, CT, DC, DE, IL, IN, MI, MO, MT, NE, NY, OH, OK, OR, PA, SC, TX, UT, VA, VT, WA, WI, WY
Staff must supervise children when they board and exit vehicles	23	AL, AR, AZ, CO, DE, FL, GA, IL, IN, LA, MI, MO, MS, MT, NC, NM, NV, OH, OK, PA, SC, TN, TX
Staff or drivers must ensure that children are received by parents or other designated people	20	AK, AL, GA, IL, KS, KY, LA, MA, MI, MO, MT, NC, NJ, NV, OK, OR, SC, TN, TX, WI
Emergency contact information for children must be taken on vehicles	17	AZ, DC, DE, GA, IA, IN, KS, LA, MA, MO, NC, OK, TX, UT, VA, WA, WI
Attendance records of children being transported must be kept	14	AL, AR, FL, GA, LA, MI, NJ, OH, OK, SC, TN, TX, VA, WV
Additional checks for children remaining on board must be conducted once vehicles are unloaded	4	AL, AR, FL, TN

Table 3.28: States With Requirements for Supervision of Children Traveling in Vehicles (con.)*

Supervision Requirement	Number of States	State
Specific group size requirements for transporting children in vehicles	1	PA
Centers must have written supervision plans	1	OH

N=48 states, excluding ID, RI, SD

*Some states have multiple types of requirements for supervision of children traveling in vehicles.

Field Trips

Forty-one states have requirements in their center regulations for the supervision of children during field trips. Table 3.29 provides an overview of the number of states that have specific types of requirements for staff supervising children during field trips. Most states require centers to obtain written permission from parents.

Table 3.29: States With Requirements for Supervision During Field Trips*

Supervision Requirement	Number of States	State
State has requirements for the supervision of children during field trips	43	AK, AL, AR, AZ, CA, CO, DC, DE, FL, GA, HI, IA, IN, KS, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, NH, NJ, NM, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY
Written permission from parents required	36	AR, AZ, CO, DC, FL, GA, IA, IN, KS, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, NH, NJ, NM, NY, OH, OR, RI, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY
Specific child-staff ratio requirements	23	AZ, CO, DE, FL, GA, HI, IA, MD, MI, MN, MS, NH, NJ, OH, OR, PA, TN, TX, UT, VA, WA, WI, WV
Emergency contact information for children must be taken on field trips	13	AZ, CO, DC, DE, GA, IA, IN, MA, MN, NH, TX, UT, WV
Attendance records of children on field trips must be kept	12	AL, AR, AZ, CO, DE, GA, IN, NH, OH, TX, VA, WV
Specific group size requirements	11	AK, CA, MD, MN, NH, OH, OK, OR, TX, WI, WV

Table 3.29: States With Requirements for Supervision During Field Trips (con.) *

Supervision Requirement	Number of States	State
Children are required to wear name tags or other identification	7	AZ, DC, DE, GA, OH, TX, UT
Additional staff/adults (e.g., volunteers, parents, and/or drivers) must attend field trips under certain conditions	5	FL, GA, IA, OH, TX
Centers must have written supervision plans	4	AK, CO, OH, OR

N=43 states, excluding CT, ID, IL, KY, ND, NE, NV, SD

*Some states have multiple types of requirements for supervision during field trips.

3.9 Care of Children

A. Health Requirements

Physical Exams

More than half the states require that children have physical exams prior to enrolling in child care centers, as shown in Table 3.30. Also, almost half of states require centers to keep records of children's physicals.

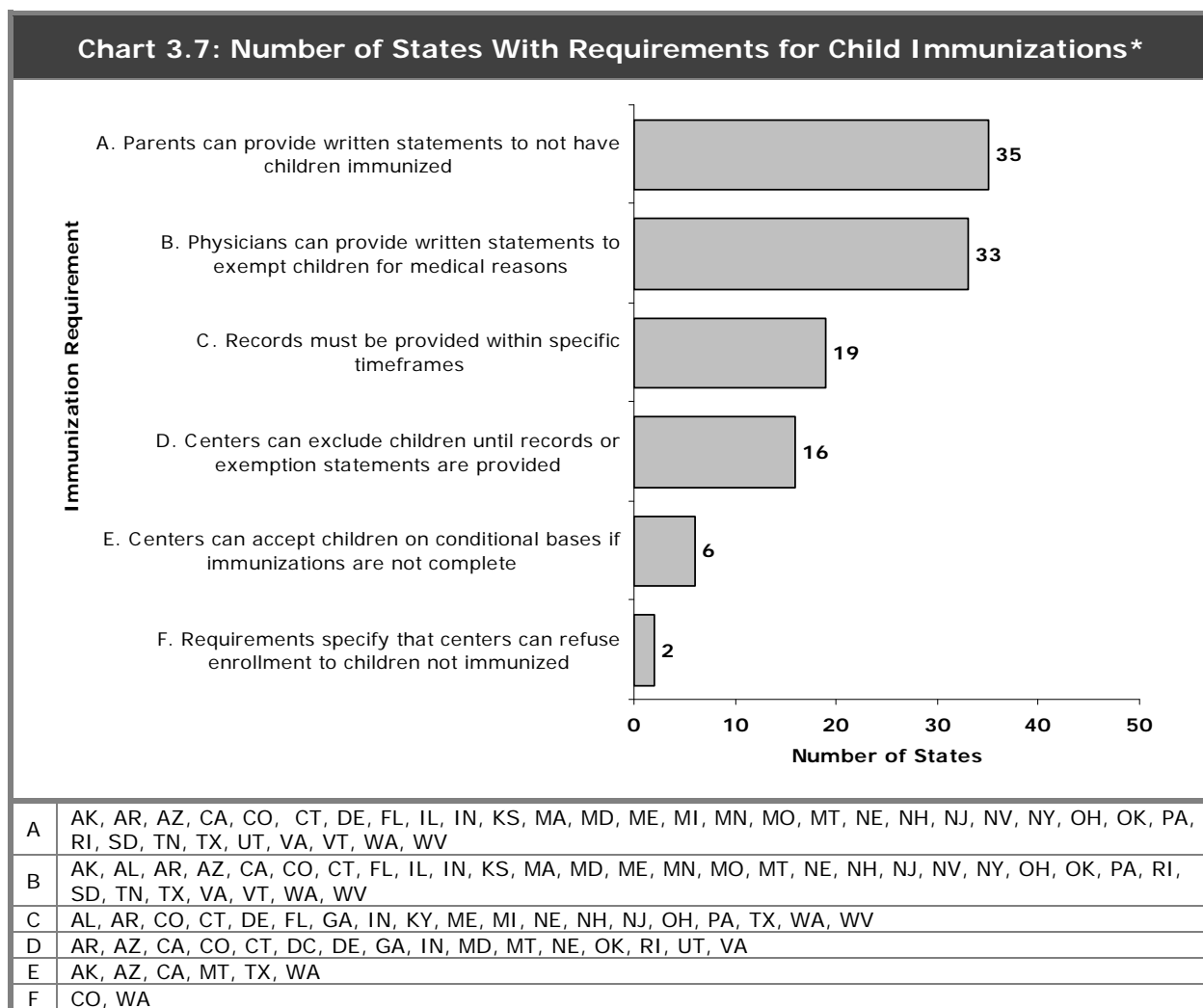
Table 3.30: States With Requirements for Physical Exams for Children

Requirement	Number of States	State
Children required to have physical exams to enroll in centers	30	CA, CO, CT, DC, DE, FL, HI, IA, IL, IN, KS, MA, MD, MI, MN, MO, ND, NH, NJ, NV, NY, OH, PA, RI, SC, TX, UT, VA, WI, WV
Centers required to keep records of children's physical exams	26	CA, CO, CT, DC, DE, FL, HI, IA, IL, IN, KS, MA, MD, MI, MN, ND, NH, NJ, OH, PA, SC, TX, UT, VA, WI, WV
Health records must be provided to centers within specific timeframes	18	CA, CO, DE, FL, IA, IN, MA, MI, MN, MO, NH, NJ, OH, PA, TX, VA, WI, WV

N=50 states, excluding ID

Immunization Requirements

All states, except ID, require children to be immunized prior to enrollment in centers. As shown in Chart 3.7, most states allow exemptions from immunization requirements if written statements are provided from either physicians stating that children are exempt from immunizations for medical reasons or parents stating that they do not wish their children to be immunized.



N=50 states, excluding ID

*Some states have multiple requirements for immunizations.

Additional Health Requirements

Six states (DC, IL, MA, MD, NY, RI) require children to have blood lead level screenings prior to enrolling in child care centers. Also, 42 states (AK, AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, MA, MD, ME, MN, MO, MS, MT, NC, ND, NH, NM, NY, OK, OR, PA, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY) require centers to keep emergency contact information in children's records.

B. Nutrition

All states that license child care centers have requirements about nutrition for children. As shown in Table 3.31, nearly all states also have requirements for feeding infants, most specify a number of or time interval between meals/snacks served to children, and most require centers to post a menu. Only a few states require that centers provide all food served to children. Most states allow parents to provide food for meals or snacks.

Table 3.31: States With Requirements for Nutrition for Children*		
Requirement	Number of States	State
State has requirements about nutrition and meals/snacks for children	50	AK, AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY
Requirements for the nutritional content of meals/snacks served to children	50	AK, AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY
Requirements for feeding infants	48	AK, AL, AR, AZ, CA, CO, CT, DC, DE, GA, HI, IA, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY
Requirements include a number of or time interval between meals/snacks served to children	46	AL, AR, AZ, CA, CO, CT, DC, DE, GA, HI, IA, IL, IN, KS, KY, LA, MA, MD, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY
Centers required to post menus of meals/snacks served to children	40	AK, AL, AZ, CA, CO, CT, DC, DE, FL, GA, IL, IN, KS, KY, LA, MA, MD, MI, MS, MT, NC, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY
Parents/Guardians allowed to provide food for their own children	35	AK, AL, AZ, CO, CT, DE, HI, IA, KY, LA, MA, MD, ME, MN, MS, MT, NC, ND, NH, NJ, NV, OH, OK, OR, PA, RI, SC, SD, TX, UT, VA, VT, WA, WI, WY
Centers required to provide supplemental food (to what parents provide) to meet nutritional content requirements	11	CO, DE, KY, NC, ND, NY, OH, OK, OR, RI, VA

Table 3.31: States With Requirements for Nutrition for Children (con.) *

Requirement	Number of States	State
Centers required to provide all meals/snacks to children	5	AL, IL, IN, MI, WV
Parents/Guardians allowed to bring food for all children for special occasions	4	IA, IL, MS, WA

N=50 states, excluding ID

*Some states have multiple types of nutrition requirements.

C. Behavior Guidance and Discipline

All states that license centers have requirements in their child care center licensing regulations related to behavior guidance and/or discipline. As seen in Table 3.32, most states' regulations specify types of behavior guidance and/or discipline that centers are allowed to use. More than half allow children to be separated from groups if they are supervised. Two states (LA, SC) allow corporal punishment by specifically listing it as a form of acceptable discipline.

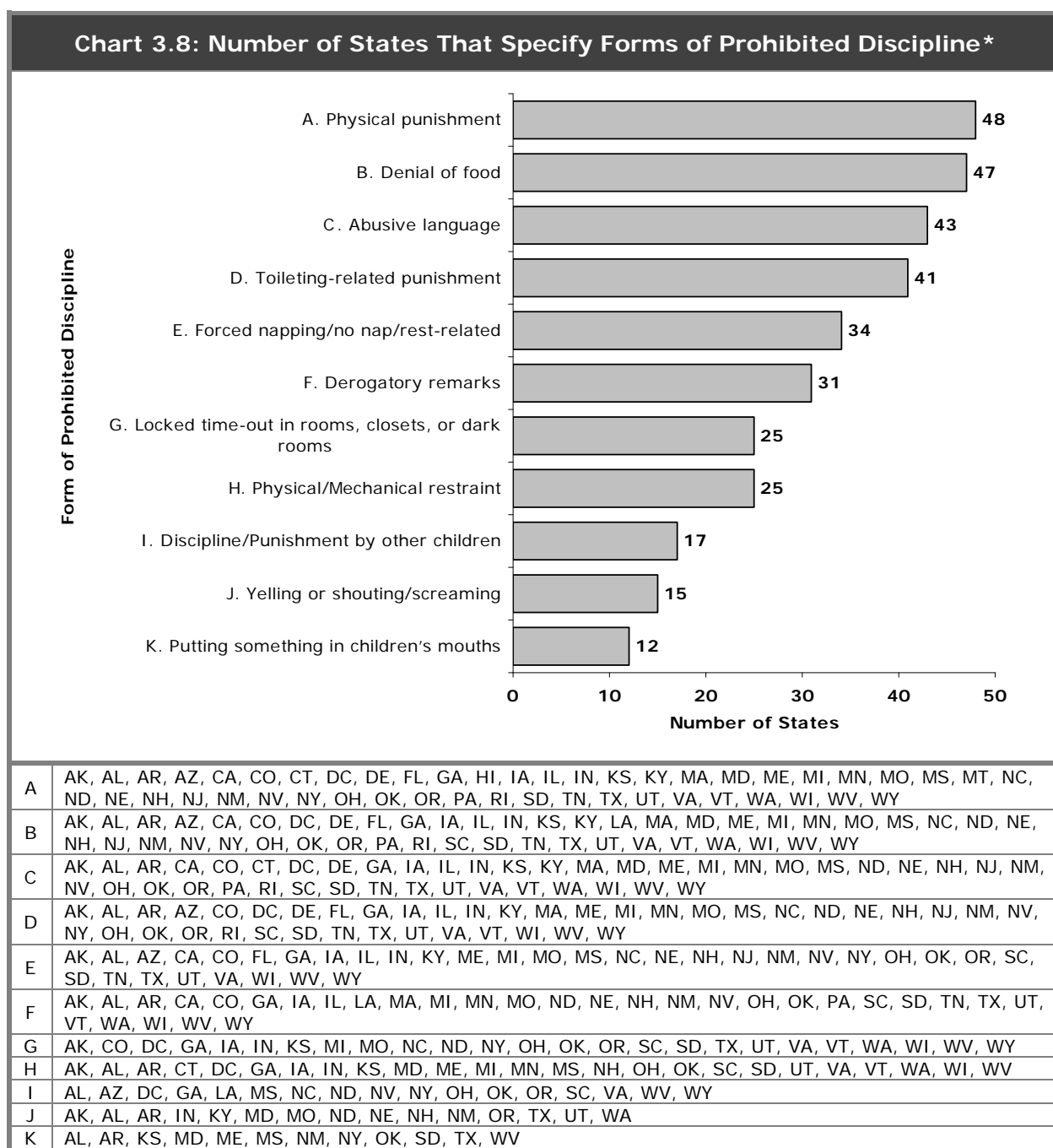
Table 3.32: States That Specify Forms of Discipline Allowed*

Form of Discipline	Number of States	State
State has requirements for behavior guidance and/or discipline	50	AK, AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY
Regulations specify types of discipline that are allowed for use with children	42	AK, AR, AZ, CO, CT, DC, DE, HI, IA, IL, IN, LA, MA, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY
• Supervised separation from groups	24	AR, AZ, CO, DE, IL, LA, MN, MO, MS, ND, NE, NH, NJ, NM, NV, OH, OK, SC, TX, UT, VA, WI, WV, WY
• Corporal punishment	2	LA, SC

N=50 states, excluding ID

*Some states have multiple requirements for the types of allowed discipline.

In their regulations, all states, except ID, specify forms of behavior guidance and/or discipline that are **not** allowed. Chart 3.8 shows the different types of discipline prohibited in states.



N=50 states, excluding ID

*Some states specify multiple forms of prohibited discipline.

D. Activities and Equipment/Materials

Almost all states have requirements in their regulations that address the daily activities centers must provide for children. These requirements help facilities establish learning environments by specifying that activities must meet children's developmental needs. State regulations also often include lists of required equipment and materials needed for children. *Table 31: Requirements for Activities and Equipment and Materials in Centers for Children in 2007* in the 50-State Data Tables provides state-by-state data about these requirements.

Schedule of Activities

Of the 50 states that license child care centers, 37 (AK, AL, AR, AZ, CO, CT, DE, FL, GA, IA, IN, KS, LA, MA, MD, ME, MI, MO, MT, NC, ND, NE, NH, NM, OH, OK, OR, PA, RI, SC, SD, TX, UT, VA, WA, WI, WV) require centers to have written daily schedules of activities. Of those, 24 states (AL, AZ, FL, GA, IA, IL, IN, KS, LA, MA, MD, ME, MI, NC, NE, NM, OH, OR, PA, TX, UT, VA, WA, WV) require centers to post daily schedules in facilities.

Fast Facts

- Almost all states specify the types of activities that centers must include for children in daily schedules.
- Most states specify that the developmental needs of children must be addressed in the activities provided.

Types of Required Activities

Table 3.33 summarizes the types of activities child care centers are required to have in daily schedules for children.

Table 3.33: States With Requirements for Activities*		
Type of Activity	Number of States	State
State has requirements for activities for children	49	AK, AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV
Outdoor play	46	AK, AL, AR, AZ, CO, CT, DC, DE, FL, GA, IA, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV
Active play	39	AK, AR, AZ, CA, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, LA, MD, MI, MN, MO, MS, MT, NC, ND, NE, NJ, NV, OH, OK, OR, RI, SC, SD, TN, TX, VA, WA, WI, WV

Table 3.33: States With Requirements for Activities (con.) *

Type of Activity	Number of States	State
Quiet play	39	AK, AL, AR, AZ, CA, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, LA, MA, MD, MI, MN, MO, MS, MT, NC, ND, NE, NJ, OH, OR, RI, SC, SD, TN, TX, VA, WA, WI, WV
Nap or rest period	37	AK, AL, AR, AZ, CA, CT, DC, DE, FL, GA, IA, IL, IN, KS, LA, MA, MD, ME, MI, MO, MS, NC, NE, NH, NM, NV, NY, OK, OR, RI, TN, TX, UT, VA, WA, WI, WV
Individual activities	33	AK, CT, DE, GA, IA, IL, IN, KS, KY, LA, MA, MD, MI, MO, MT, NC, ND, NE, NH, NJ, NM, OH, OK, OR, RI, SC, SD, TX, VA, VT, WA, WI, WV
Group activities	33	AK, AL, AZ, CT, DE, GA, IA, IL, IN, KS, MA, MD, MI, MO, MT, NC, ND, NE, NH, NJ, NM, NY, OK, OR, RI, SC, SD, TX, VA, VT, WA, WI, WV
Indoor play	32	AK, AL, AZ, CT, DE, FL, GA, IA, IL, IN, KY, LA, MA, ME, MN, MO, NC, ND, NH, NM, NY, OH, OK, OR, RI, SC, SD, TX, VT, WA, WI, WV
Regular meal/snack times	28	AK, AL, AZ, CA, CT, DC, FL, GA, IL, IN, KS, LA, MA, ME, MO, MS, NE, NH, NM, NY, OK, OR, TN, TX, UT, VA, WI, WV
Child-initiated activities	21	AZ, DC, GA, HI, IA, IL, MD, MI, MN, NC, ND, NJ, NY, OH, RI, TN, TX, VA, VT, WA, WV
Gross motor activities	20	AK, AZ, GA, IA, IL, IN, KY, MA, MI, MN, NV, OH, OK, OR, RI, TX, VA, VT, WA, WV
Staff-initiated activities	20	AZ, CT, DC, GA, IA, IL, IN, MD, MI, MN, NC, NJ, NY, RI, TN, TX, VA, VT, WA, WV
Free play	19	AL, DE, GA, HI, IL, KY, MA, MO, MT, NC, ND, NH, NJ, OR, PA, TN, VA, WA, WV
Fine motor activities	17	AZ, GA, IA, IL, IN, KY, MA, MI, MN, OK, OR, RI, TX, VA, VT, WA, WV
Toileting and washing/hand washing	16	AK, AL, CA, CT, GA, IL, KS, MA, MO, NE, NH, NV, OR, UT, WI, WV
Small group activities	15	AL, AZ, CT, GA, IL, IN, MA, MI, MO, NC, ND, NY, OK, RI, VT
Creative expression	14	AK, CT, GA, IA, IN, MA, MN, NH, OH, OR, VA, VT, WA, WI
Large group activities	12	AK, AZ, GA, IL, IN, MA, MI, NC, NY, OK, RI, VT

N=49 states, excluding ID and WY

*Some states require multiple types of activities for children.

Child Developmental Domains Addressed in Activities

Table 3.34 shows that most of the states that require centers to address the developmental needs of children during activities require centers to address social, physical, language/literacy, cognitive/intellectual, and emotional development. Fewer, but nearly half, of these states require centers to address cultural development. State-by-state data are available in *Table 32: Developmental Domains Addressed in Required Activities for Centers in 2007* in the 50-State Data Tables.

Table 3.34: States That Address Developmental Domains in Required Activities*		
Developmental Domain	Number of States	State
State requirements address child development in activities	42	AK, AL, AR, AZ, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, MA, MD, MI, MN, MS, MT, NC, ND, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TX, UT, VA, VT, WA, WI, WV
Social development	33	AK, AZ, DC, DE, FL, HI, IA, IL, IN, KS, KY, MA, MD, MI, MN, MT, NC, ND, NJ, NM, NV, NY, OK, PA, RI, SD, TX, UT, VA, VT, WA, WI, WV
Physical development	33	AK, AZ, CT, DC, DE, GA, HI, IL, IN, KS, KY, MD, MI, MN, MT, NC, ND, NJ, NV, NY, OK, OR, PA, RI, SC, SD, TX, UT, VA, VT, WA, WI, WV
Cognitive/Intellectual development	32	AK, AZ, CT, DC, DE, FL, HI, IA, IL, IN, KS, KY, MD, MI, MN, MT, NC, ND, NJ, NV, NY, OK, OR, PA, RI, SD, TX, UT, VT, WA, WI, WV
Emotional development	32	AK, AR, AZ, CT, DC, DE, FL, HI, IA, IL, IN, KS, KY, MD, MI, MN, MT, NC, ND, NJ, NM, NV, NY, OK, PA, RI, SD, TX, UT, VT, WA, WI
Language/Literacy development	31	AK, AZ, CT, DC, DE, GA, HI, IA, IL, IN, KS, MD, MI, MS, MT, ND, NH, NJ, NV, NY, OH, PA, RI, SC, SD, TX, VA, VT, WA, WI, WV
Cultural development	18	AZ, CT, DC, HI, IA, IL, IN, MA, MN, ND, NJ, NV, NY, PA, RI, VT, WA, WV

N=42 states, excluding CA, CO, ID, LA, ME, MO, NE, TN, WY

*Some states address multiple developmental domains in their requirements.

As shown in Table 3.35, some state regulations also include lists of specific activities centers should provide to meet each of the developmental needs.

Table 3.35: States That List Specific Activities Centers Must Provide to Address Developmental Domains*		
Developmental Domain	Number of States	State
State requirements address child development in activities	42	AK, AL, AR, AZ, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, MA, MD, MI, MN, MS, MT, NC, ND, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TX, UT, VA, VT, WA, WI, WV
State lists specific activities to address developmental domains	16	AK, CT, GA, HI, IA, IN, MA, MI, MS, MT, ND, TX, VA, VT, WA, WV
Language/Literacy development	12	AK, CT, GA, IN, MI, MS, MT, TX, VA, VT, WA, WV
Physical development	7	AK, CT, GA, HI, TX, VT, WV
Cognitive/Intellectual development	7	AK, CT, HI, TX, VT, WA, WV
Cultural development	6	HI, IA, MA, ND, VT, WV
Social development	5	HI, MA, TX, VT, WV
Emotional development	4	CT, HI, TX, VT

N=42 states, excluding CA, CO, ID, LA, ME, MO, NE, TN, WY

*Some states list multiple specific activities to address developmental domains.

Equipment and Materials

Table 3.36 shows the types of equipment and materials child care centers are required to have for children.

Table 3.36: States With Requirements for Equipment and Materials*		
Equipment/Material Type	Number of States	State
State has requirements for the types of equipment/materials centers must have for children	38	AK, AL, AR, AZ, CO, CT, DC, GA, HI, IL, IN, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, NJ, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, VA, VT, WA, WI, WV
Gross motor equipment (indoor and/or outdoor)	31	AL, AZ, CO, DC, GA, HI, IL, IN, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, NJ, NV, NY, OH, OR, PA, RI, SD, TN, TX, VT, WI, WV
Fine motor/manipulatives	30	AK, AL, AZ, CO, GA, HI, IL, IN, MA, MD, ME, MI, MN, MO, MS, MT, NJ, OH, OK, OR, PA, RI, SC, SD, TN, TX, VA, VT, WI, WV
Books and other literacy materials	29	AK, AL, AR, AZ, CO, CT, DC, IL, IN, LA, MA, ME, MN, MO, MS, MT, NJ, OH, OK, OR, RI, SC, SD, TN, TX, VA, VT, WA, WV
Art supplies/creative activities	29	AL, AZ, CO, GA, IL, IN, LA, MA, MD, ME, MI, MN, MO, MS, MT, NJ, OH, OK, OR, PA, RI, SC, SD, TN, TX, VA, VT, WI, WV
Dramatic play/pretend materials	28	AL, AZ, CO, GA, IL, IN, LA, MA, MD, ME, MI, MN, MO, MS, MT, NJ, OH, OK, OR, PA, RI, SD, TN, TX, VA, VT, WI, WV
Music materials	23	AL, AZ, CO, IL, IN, LA, MA, MD, ME, MI, MN, MO, MS, NC, NJ, OH, RI, SC, TN, TX, VA, VT, WV
Science/Experimental/Math (counting/sorting) materials	20	AL, AZ, CO, IL, IN, MA, MD, ME, MN, MO, NC, NJ, OH, OK, OR, RI, TN, VT, WI, WV
Sensory materials	18	IN, LA, MA, ME, MI, MN, MO, MS, MT, NC, NJ, OH, OR, TN, TX, VA, VT, WV

Table 3.36: States With Requirements for Equipment and Materials (con.)*

Equipment/Material Type	Number of States	State
Blocks/Construction materials	18	AL, IN, MA, MD, ME, MN, MO, MS, OH, OR, RI, SC, TN, TX, VA, VT, WI, WV
Technology/Computers	1	WV

N=38 states, excluding CA, DE, FL, IA, ID, KS, KY, ND, NE, NH, NM, UT, WY

*Some states require multiple types of equipment and materials.

In addition to the equipment and materials included in Table 3.36, the following six states have requirements regarding the number and/or type of books that centers must have.

- **AK:** Centers must have a minimum of five developmentally appropriate books per child in care.
- **AL:** Centers must have two books per child.
- **IL:** Centers must have at least 20 books per group of 10 or fewer children. Groups larger than 10 must have 2 books per child. All books need not be displayed at all times; child care staff may rotate books on display.
- **MN:** Centers must have two books per child.
- **MS:** Books must be on shelves and tables for children to look at and read. Every child must have age-appropriate materials (including picture books) read to and discussed with him or her every day. When appropriate, the materials should cover topics with which the children are involved.
- **WV:** Books for children 24–36 months of age must be sturdy with heavy paper or cardboard pages and include tactile features. Books for children 36–72 months of age must be picture books with simple stories and rhymes or complex pop-up books with age-appropriate stories.

E. Parent Involvement

Twenty-three states (AK, AZ, CT, DC, DE, IL, MA, ME, MI, ND, NJ, NV, OH, OK, PA, RI, TN, TX, VA, VT, WA, WV, WY) have requirements for centers regarding parent involvement. Eleven states (DE, MA, ME, NJ, OH, OK, RI, TX, VA, WV, WY) require centers to provide opportunities for parents to be involved in activities, and eight states (AK, DC, IL, ND, OH, PA, VT, WA) require centers to encourage parent involvement.

Forty-six states (AK, AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, IA, IL, IN, KS, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY) require centers to provide parents with access to facilities at all times, allowing parents to visit without giving prior notice.

As shown in Table 3.37, most states have requirements regarding communication between centers and the parents of children in care. These requirements include providing written policies and procedures to parents, keeping logs of children's care, and having regular meetings with parents.

Table 3.37: States With Requirements for Parent Communication*		
Requirement	Number of States	State
State has requirements for centers' communication with parents	45	AK, AL, AR, AZ, CA, CO, DC, DE, GA, HI, IA, IL, IN, KS, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY
Centers must provide written copies of policies and procedures to parents	40	AK, AL, AZ, CA, CO, DC, DE, GA, HI, IA, IL, IN, LA, MA, MI, MN, MO, MS, MT, NC, ND, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY
Centers must keep logs of children's care and communicate with parents	22	AR, AZ, DE, IA, IL, IN, KS, MA, MD, ME, MN, ND, OK, OR, RI, TN, TX, VA, VT, WA, WI, WV
Centers must hold regularly scheduled meetings with parents	16	CO, DE, HI, IN, MA, MN, ND, NJ, NY, OH, OK, RI, VA, VT, WI, WY
Centers must have resource areas for parents	2	AK, OK

N=45 states, excluding CT, FL, ID, KY, NE, SD

*Some states have multiple types of requirements for communication with parents.

F. Specialized Care of Children

There are requirements for specialized types of care for children within child care center licensing regulations, such as infant and toddler care, school-age care, and evening/overnight care. Table 3.38 shows whether states have requirements in their center regulations for five common types of specialized care. It also shows the types of requirements states have for specialized care. For example, many states have requirements for activities that pertain only to infant and toddler care or school-age care. In addition, many states have specific facility requirements for these different types of care.

Table 3.38: States With Requirements for Types of Specialized Care*					
Requirement	Number of States				
	Infant and Toddler Care	School-Age Care	Care of Mildly III Children	Evening/Overnight Care	Drop-In Care
State has requirements for specialized care	49	47	47	42	14
Types of requirements for specialized care					
Supervision of children	43	19	35	34	6
Staff qualifications	17	28	N/A	N/A	N/A
Activities for children	41	43	7	32	8
Materials/Equipment	44	28	16	38	N/A
Facility	35	37	12	28	4

N=50 states, excluding ID

*Some states have multiple requirements for specialized care.

N/A=Requirement not applicable to type of care

Table 33: States With Requirements for Specialized Child Care in Centers in 2007 in the 50-State Data Tables includes state-by-state data about whether states have requirements for specialized care.

Additional Requirements for Infant and Toddler Care

Center regulations generally have more requirements for infant and toddler care than the other types of specialized care listed in Table 3.38. Twenty-three states (AK, AL, AZ, HI, IA, IL, IN, MA, MD, MI, MO, MT, NC, NE, NH, NJ, NV, OH, OK, RI, TX, WI, WV) require a consistent primary caregiver be assigned to each child in that age group. *Table 34: Qualifications for Center Staff Working With Infants and Toddlers in 2007* in the 50-State Data Tables includes details about the required preservice qualifications for staff who work with this age group.

Fast Fact

More than half of states require infants to be placed on their backs to sleep.

SIDS Risk Reduction

States differ in their requirements to place infants on their backs to sleep. This sleep position has been proven to reduce the risk of Sudden Infant Death Syndrome (SIDS) in infants.³ Table 3.39 shows state requirements related to the prevention of SIDS.

Table 35: Requirements for Reducing the Risk of Sudden Infant Death Syndrome (SIDS) in Centers in 2007 in the 50-State Data Tables has additional information about these requirements.

Table 3.39: States With Requirements for Reducing the Risk of SIDS*		
Requirement	Number of States	State
Infants must be placed on their backs to sleep	28	AK, AL, CO, DC, FL, GA, IA, IL, IN, MD, ME, MI, MS, NC, NJ, NM, NY, OH, OK, OR, TN, TX, UT, VA, VT, WA, WI, WV
Physicians may authorize different sleep positions for infants	22	AK, AL, FL, GA, IA, IL, MD, ME, MI, MS, NC, NJ, NM, NY, OK, TX, UT, VA, VT, WA, WI, WV
Soft bedding/materials must not be used in cribs	20	AK, AL, AZ, CO, DC, GA, IL, MA, MD, ME, MI, NJ, OH, OK, TN, TX, VA, VT, WA, WI
Staff are required to complete training about SIDS prevention	7	AK, DC, NC, OK, TN, UT, WI
Parents may authorize different sleep positions for infants	5	IA, NC, NJ, OH, WA

N=50 states, excluding ID

*Some states have multiple requirements for the prevention of SIDS.

3.10 Facility Requirements

A. Environmental Tests and Health Inspections

Environmental Tests

Thirteen states (CT, DE, IA, MA, ME, MI, MS, NH, NJ, RI, UT, VA, VT) require centers to conduct environmental tests for substances such as lead paint, lead in water, asbestos, and radon.

³ Task Force on Infant Sleep Position and Sudden Infant Death Syndrome, American Academy of Pediatrics. (2000). Changing concepts of Sudden Infant Death Syndrome: Implications for infant sleeping environment and sleep position. *Pediatrics*, 105(3), 650–656.

Note

The information in this study only includes data from child care center licensing regulations and state child care licensing agency responses to a survey. There may be other state laws that require centers to have environmental tests and inspections.

Environmental Health Inspections

The following data about environmental inspections were compiled from state child care licensing agency responses to *The 2007 NARA Child Care Licensing Program Survey*.

Of the 50 states that license centers, 43 reported that they require centers to have environmental health inspections. Table 3.40 shows how often centers must have inspections. The most common frequency is once a year. State-by-state data are available in *Table 36: Frequency of Environmental Health Inspections of Centers in 2007* in the 50-State Data Tables.

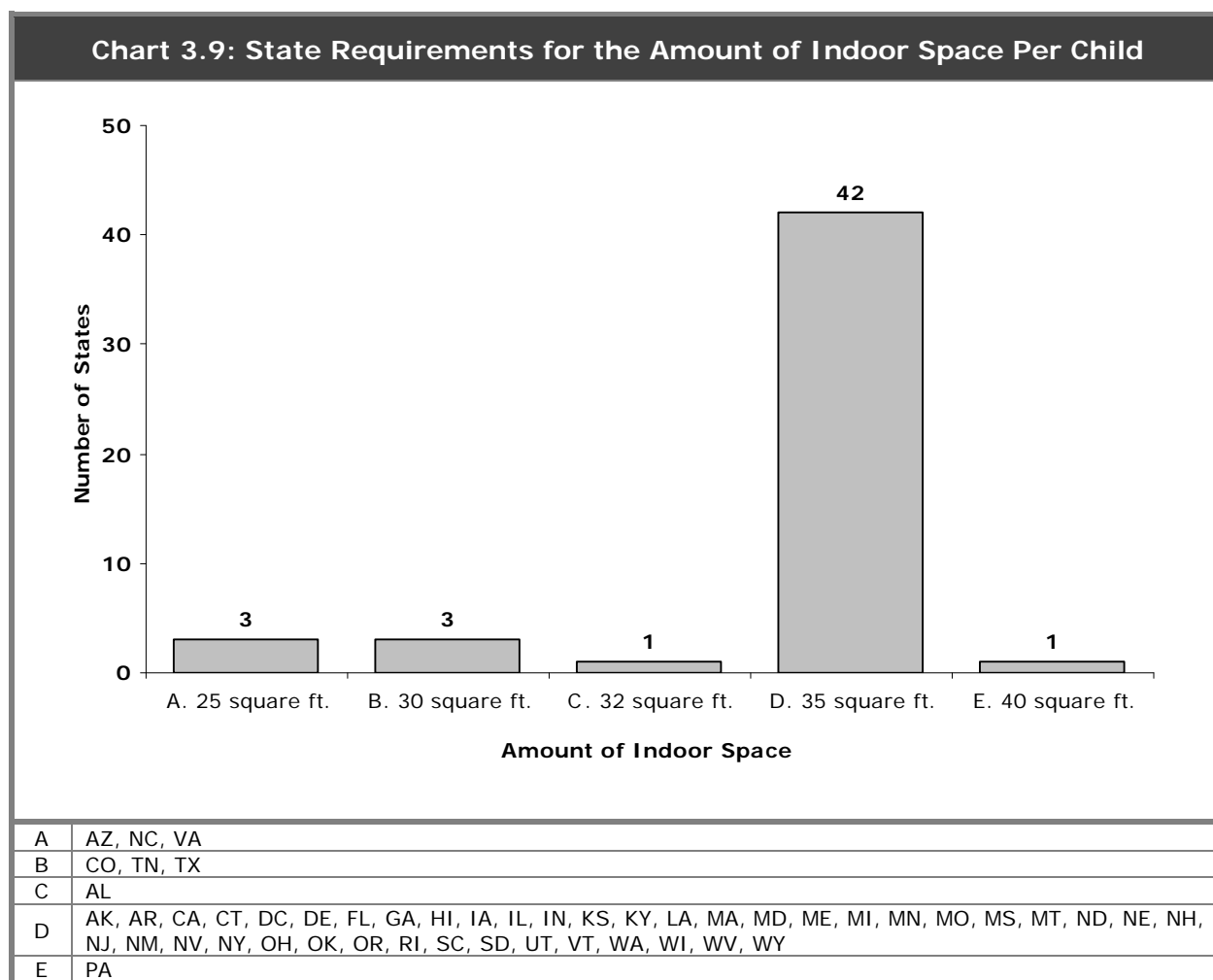
Table 3.40: State Requirements for the Frequency of Environmental Health Inspections		
Requirement	Number of States	State
Environmental health inspections required	43	AK, AL, AR, AZ, CO, CT, DC, DE, FL, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OK, OR, RI, SC, SD, TN, TX, UT, VA, WA, WI, WV, WY
Once a year	25	AR, AZ, DC, DE, FL, KS, LA, ME, MO, MS, MT, NC, ND, NM, NV, OK, OR, RI, SD, TN, TX, UT, VA, WI, WY
Once every 2 years	9	AK, CO, CT, MA, MI, NE, NY, SC, WV
Once every 3 years	3	IL, NH, WA
Other frequency	4	AL, KY, MN, NJ
No response	2	IN, MD

N=43 states, excluding CA, GA, HI, IA, ID, OH, PA, VT

B. Square Footage

Indoor Space Requirements

All states that license child care centers have requirements for the amount of indoor space that must be provided for each child. As shown in Chart 3.9, most states require child care centers to have 35 square feet of indoor space per child.



N=50 states, excluding ID

In addition, 14 states specify the amount of required indoor space by age of children. Table 3.41 lists the specific space requirements for infants, toddlers, and preschool- and school-age children in these states.

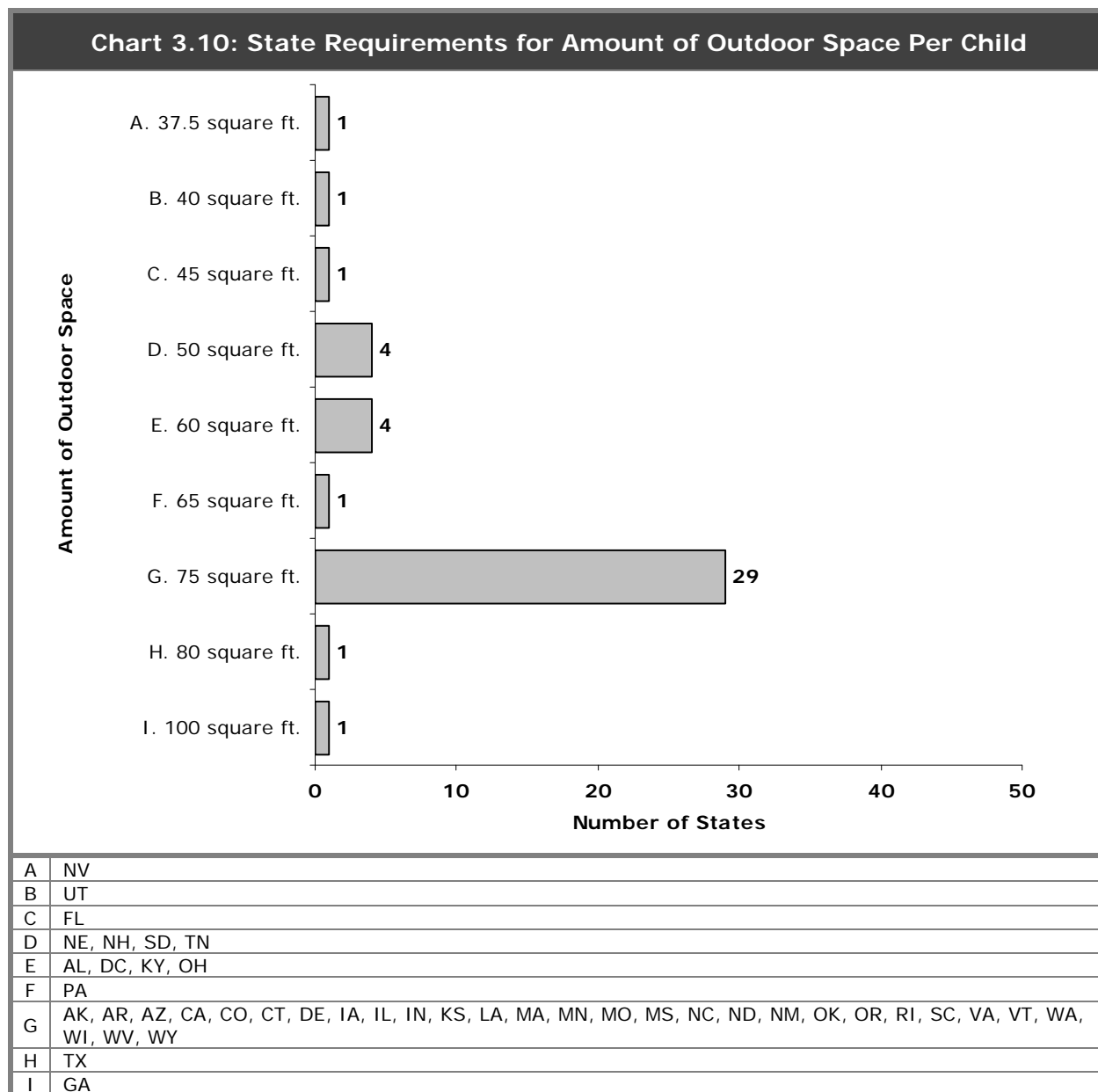
Table 3.41: State Requirements for Amount of Indoor Space Per Child by Age Group				
State	Age of Children			
	Infants	Toddlers	Preschool-Age Children	School-Age Children
AZ	35 square feet	35 square feet	25 square feet	N/A
CO	50 square feet	45 square feet	30 square feet	30 square feet
IL	55 square feet	55 square feet	35 square feet	N/A
IN	50 square feet	N/A	N/A	N/A
MI	50 square feet	50 square feet	35 square feet	N/A
MO	35 square feet	35 square feet	35 square feet	35 square feet
MS	40 square feet	45 square feet	35 square feet	35 square feet
NY	35 square feet	35 square feet	N/A	N/A
OR	N/A	N/A	N/A	50 square feet
PA	40 square feet	50 square feet	N/A	N/A
RI	45 square feet	45 square feet	35 square feet	N/A
VA	25 square feet	N/A	N/A	N/A
WA	50 square feet	35 square feet	35 square feet	N/A
WY	35 square feet	35 square feet	N/A	N/A

N=14 states, excluding AK, AL, AR, CA, CT, DC, DE, FL, GA, HI, IA, ID, KS, KY, LA, MA, MD, ME, MN, MT, NC, ND, NE, NH, NJ, NM, NV, OH, OK, SC, SD, TN, TX, UT, VT, WI, WV

N/A=Not addressed; state does not specify square footage for age group

Outdoor Space Requirements

All states except eight (HI, ID, MD, ME, MI, MT, NJ, NY) have requirements for the amount of outdoor space that must be provided for each child. As shown in Chart 3.10, most states require centers to have 75 square feet of outdoor space for each child.



N=43 states, excluding HI, ID, MD, ME, MI, MT, NJ, NY

Eight states (CO, KS, MI, MN, MO, NJ, OK, WI) have requirements for the total minimum amount of outdoor space that centers are required to have, as shown in Table 3.42.

Table 3.42: States With Requirements for the Total Minimum Amount of Outdoor Space	
Minimum Requirement	State
150 square feet	NJ
750 square feet	KS, MO, WI
1,200 square feet	MI
1,500 square feet	CO, MN
1,800 square feet	OK

N=8 states, excluding AK, AL, AR, AZ, CA, CT, DC, DE, FL, GA, HI, IA, ID, IL, IN, KY, LA, MA, MD, ME, MS, MT, NC, ND, NE, NH, NM, NV, NY, OH, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WV, WY

Table 37: Amount of Indoor and Outdoor Space Required in Centers in 2007 in the 50-State Data Tables includes the square footage requirements for each state.

C. Condition of Facility and Equipment

As shown in Table 3.43, all states, except ID and IN, have requirements for the condition of facilities and/or equipment (e.g., facilities and equipment must be in good condition).

Table 3.43: States With Requirements for the Condition of the Facility and/or Equipment*		
Requirement	Number of States	State
Indoor area and equipment		
Requirements for the condition of the indoor area of the building/facility	47	AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY
Requirements for the condition of indoor equipment	45	AK, AL, AR, AZ, CA, CO, CT, FL, GA, HI, IA, IL, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, TN, UT, VA, VT, WA, WI, WV, WY

Table 3.43: States With Requirements for the Condition of the Facility and/or Equipment (con.)*		
Requirement	Number of States	State
Outdoor area and equipment		
Requirements for the condition of the outdoor area of the building/facility	46	AL, AR, AZ, CA, CO, CT, DE, FL, GA, HI, IA, IL, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY
Requirements for the condition of outdoor equipment	46	AK, AL, AR, AZ, CA, CO, CT, DE, FL, GA, HI, IA, IL, KS, KY, LA, MA, MD, ME, MI, MN, MO, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, UT, VA, VT, WA, WI, WV, WY
Materials and toys		
Requirements for the condition of materials and toys for children	39	AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, UT, WI, WV, WY

N=49 states, excluding ID and IN

*Some states have multiple types of requirements for indoor and outdoor areas and equipment, materials, and toys.

D. Safety of Equipment

As seen in Table 3.44, most states have requirements for the safety of indoor and outdoor equipment. Information about each state's requirements for surfaces under indoor and outdoor equipment is available in *Table 38: Requirements for Surfaces Under Indoor and Outdoor Equipment in Centers in 2007* in the 50-State Data Tables.

Table 3.44: States With Requirements for Equipment Safety*		
Requirement	Number of States	State
Indoor equipment		
Requirements for sleeping equipment (e.g., cots and cribs)	48	AK, AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY
Requirements for the safety of indoor equipment	44	AK, AR, AZ, CA, CO, CT, DC, FL, GA, HI, IA, IL, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY
Requirements for the surfaces under indoor equipment	12	LA, MI, MS, NH, NV, OH, PA, TX, UT, VA, VT, WV
Outdoor equipment		
Requirements for the safety of outdoor equipment	45	AK, AL, AR, AZ, CA, CO, CT, DE, FL, GA, HI, IA, IL, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, PA, RI, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY
Requirements for the surfaces under outdoor equipment	39	AK, AL, AR, AZ, CA, CO, CT, DE, DC, FL, GA, HI, IL, LA, MA, ME, MI, MO, MS, NC, NE, NH, NJ, NM, NV, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, VT, WI, WV, WY
Indoor and outdoor equipment		
Requirements for equipment to be free of components that can pinch, shear, or crush body tissues	30	AK, AL, AR, CA, DC, DE, FL, GA, IL, KY, MA, MN, MO, MT, NC, NE, NV, NY, OH, OK, OR, PA, SC, TN, TX, VA, WA, WI, WV, WY

N=49 states, excluding ID and IN

*Some states have multiple types of requirements for the safety of indoor and outdoor equipment.

E. Outdoor Space

Enclosures or Fencing

As shown in Table 3.45, 39 states require child care centers to have fences or other enclosures around outdoor play spaces. Most of these states require that fences be at least 4 feet in height. State-by-state data are available in *Table 39: Height Requirements for Outdoor Enclosures and Fences for Centers in 2007* in the 50-State Data Tables.

Table 3.45: States With Requirements for Outdoor Fencing		
Requirement	Number of States	State
State requires that outdoor space is enclosed or has a fence	39	AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IL, IN, KS, KY, LA, ME, MI, MO, MS, MT, NC, NE, NM, NV, OH, OK, OR, PA, RI, SC, TN, TX, UT, VT, WA, WI, WV, WY
Height must be at least 4 feet	29	AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, IL, KS, ME, MI, MS, MT, NC, NM, OK, OR, PA, RI, SC, TN, TX, UT, WI, WV, WY
Height must be 42 inches	1	MO
Height must be 3 feet	1	NE
Height not specified	8	HI, IN, KY, LA, NV, OH, VT, WA

N=39 states, excluding AK, IA, ID, MA, MD, MN, ND, NH, NJ, NY, SD, VA

Bodies of Water

Forty-two states (AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IL, IN, KS, LA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NY, OH, OK, OR, PA, SC, TN, TX, UT, VA, VT, WA, WI, WY) have requirements for the safety of swimming pools in child care centers. In addition, 25 states (AK, AR, CA, CO, DC, DE, FL, LA, MD, MN, MS, MT, NC, NE, NH, NJ, NM, NV, OH, OK, OR, SC, TX, WI, WV) have requirements to protect children from bodies of water (e.g., ponds, lakes, and rivers).

F. Fire Safety and Emergency Preparedness

Fire Inspections

The following data about fire inspections were compiled from state child care licensing agency responses to *The 2007 NARA Child Care Licensing Program Survey*.

Note

The information in this study only includes data from child care center licensing regulations and state child care licensing agency responses to a survey. There may be other state laws regarding fire safety that require centers to have fire inspections or fire evacuation plans or conduct fire drills.

All states, except ID, reported that they require centers to have fire inspections. Table 3.46 shows how often centers must have inspections. A majority of states require annual fire inspections. State-by-state data are available in *Table 40: Frequency of Fire Inspections of Centers in 2007* in the 50-State-Data-Tables.

Table 3.46: State Requirements for the Frequency of Fire Inspections		
Requirement	Number of States	State
Fire inspections required	50	AK, AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY
Once a year	29	AR, CT, DC, DE, FL, GA, IN, KS, LA, MD, ME, MO, MS, MT, NC, ND, NJ, NM, NV, OH, OR, RI, SD, TN, TX, UT, VA, WI, WY
Once every 2 years	10	AK, CO, HI, IA, MA, NE, NY, OK, SC, WV
Once every 3 years	2	NH, WA
Less than once every 3 years	4	AZ, IL, MI, PA
Other frequency	6	AL, CA, IL, KY, MN, VT

N=50 states, excluding ID

Fire Safety and Fire Drills

Forty-six states (AL, AR, AZ, CA, CO, CT, DC, FL, GA, HI, IA, IL, IN, KS, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WA, WI, WV, WY) have requirements regarding fire safety. Of those states, 34 (AL, CA, CO, CT, DC, FL, IL, IN, IA, MD, MA, MI, MN, MO, MT, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TX, UT, VA, WA, WI, WY) require centers to have plans for how to evacuate the children and staff in case of fires in facilities.

Thirty-eight states also require child care centers to conduct fire drills. As shown in Table 3.47, most of these states require centers to conduct fire drills at least once a month.

Table 3.47: States With Requirements for Frequency of Fire Drills		
Requirement	Number of States	State
State requires fire drills	38	AR, AZ, CO, DC, FL, IA, IL, IN, KS, LA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SD, TX, UT, VA, WA, WI, WV, WY
More than once a month	2	RI, WV
At least once a month	27	AR, AZ, FL, IA, IL, IN, KS, LA, MD, ME, MN, MO, MS, NC, NJ, NM, NV, NY, OH, OK, OR, TX, UT, VA, WA, WI, WY
More than four times a year	4	DC, MT, NH, PA
At least four times a year	3	MI, NE, SD
Other frequency	1	CO*
Time interval not specified in regulations	1	ND

N=38 states, excluding AK, AL, CA, CT, DE, GA, HI, ID, KY, MA, SC, TN, VT

*CO requires that fire drills be held at unexpected times and under varying conditions to simulate the conditions of actual fires.

General Emergency Plans

In addition to the requirements related to fires, several states also have requirements for plans and drills for general emergencies (i.e., not specifically fires). Eight states (AK, AZ, DE, FL, MA, MS, VT, WV) require centers to have evacuation plans for general emergencies, and 20 states (AR, CA, CO, DE, IA, IL, IN, KS, MI, MN, MO, MS, NE, NV, OK, OR, SD, TX, UT, VA) require centers to perform general emergency drills. *Table 41: Fire and Emergency Evacuation and Drill Requirements for Centers in 2007* in the 50-State Data Tables provides state-by-state data about evacuation and drill requirements.

Emergency Preparedness

Table 3.48 shows the states that have preparedness requirements for specific emergencies caused by weather, utility-related problems, and/or intruders/acts of violence. State-by-state data are available in *Table 42: Requirements for Emergency Preparedness for Centers in 2007* in the 50-State Data Tables.

Table 3.48: States With Requirements for Specific Emergency Preparedness*		
Requirement	Number of States	State
State has requirements for specific emergency preparedness	36	AL, AR, CA, CO, CT, DC, DE, GA, HI, IA, IL, IN, KS, MA, MD, MI, MN, MO, MS, ND, NE, NJ, NM, NV, OH, OK, OR, PA, SC, SD, TN, TX, UT, VA, WA, WI
Centers must have emergency plans/procedures for natural disasters (e.g., tornados, hurricanes, earthquakes, and other weather)	31	AL, AR, CA, CO, CT, DE, GA, HI, IA, IL, IN, KS, MA, MI, MN, MO, MS, NE, NJ, NV, OH, OK, OR, SC, SD, TN, TX, UT, VA, WA, WI
Centers must have emergency plans/procedures for utility-related problems (e.g., blackouts)	8	AL, DE, GA, IA, MA, OH, OK, UT
Centers must have emergency plans/procedures for intruders/acts of violence**	5	DE, IA, OH, OK, VA

N=36 states, excluding AK, AZ, FL, ID, KY, LA, ME, MT, NC, NH, NY, RI, VT, WV, WY

*Some states have multiple requirements for emergency preparedness.

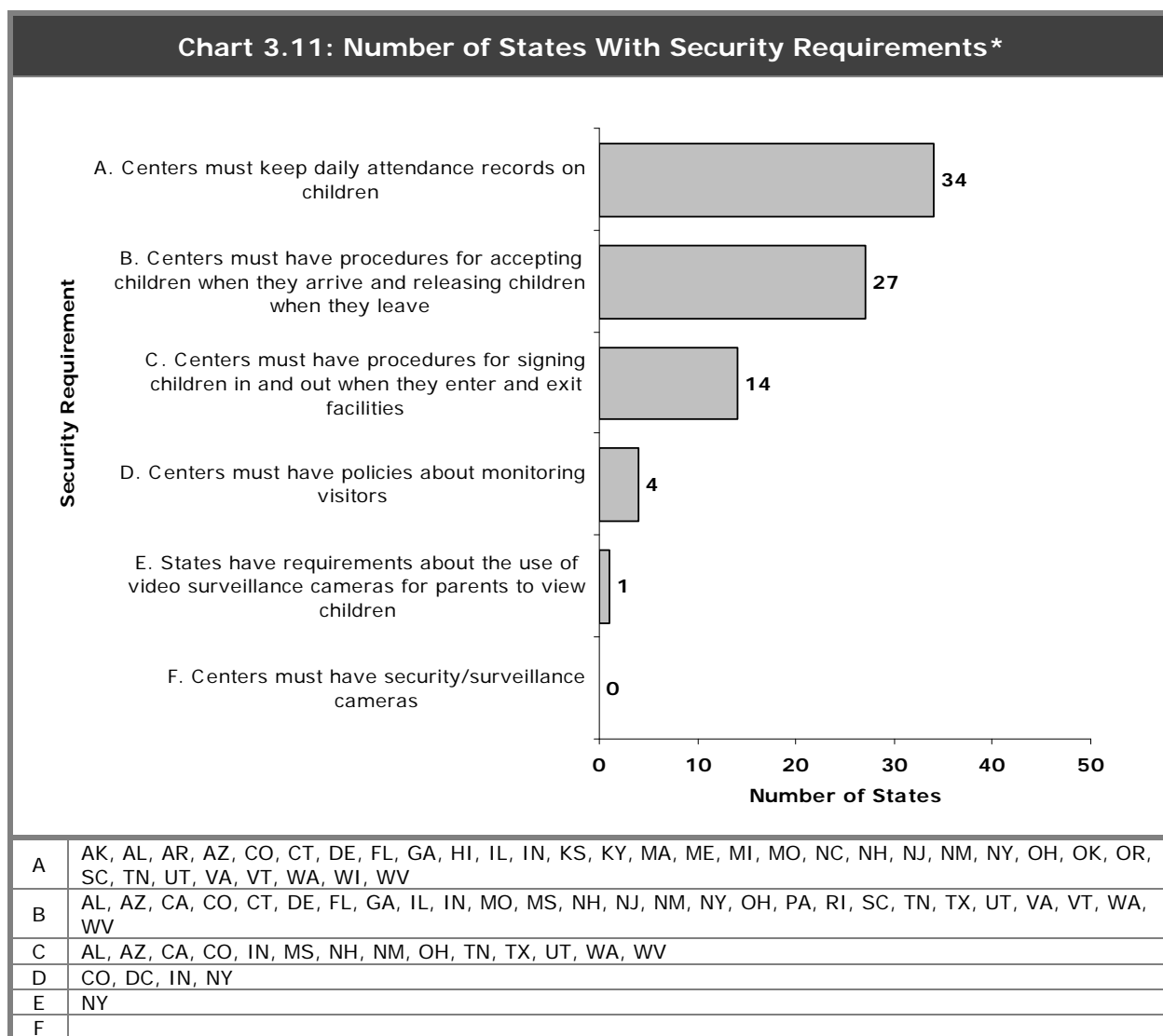
**"Intruders/Acts of violence" includes intruders within the center, intoxicated parents, lost or abducted children, threats of violence, man-made disasters, and others.

Fast Fact

Approximately two-thirds of states require centers to be prepared for specific emergencies caused by weather, utility-related problems, and/or intruders/acts of violence.

G. Security

Most states have requirements for centers related to the security of children. For example, as shown in Chart 3.11, most states require centers to keep daily attendance records of children, and more than half require centers to establish procedures for accepting children when they enter centers and releasing children at the end of the day. At this time, no states require centers to have surveillance cameras to protect facilities.



N=40 states, excluding IA, ID, LA, MD, MN, MT, ND, NE, NV, SD, WY

*Some states have multiple security requirements.

H. Transportation

General Requirements

All states, except ID and SC, have requirements regarding transporting children in vehicles. Table 3.49 shows some of the specific requirements states have for transporting children. See "3.8 Supervision of Children" for more information about requirements for transportation.

Table 3.49: States With Requirements for Transportation*		
Requirement	Number of States	State
State has requirements for transportation	49	AK, AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY
Requirements for vehicle drivers (e.g., drivers must have valid licenses)	40	AL, AR, AZ, CA, CO, DC, DE, FL, GA, IA, IL, IN, KS, LA, MA, ME, MI, MN, MO, MS, MT, NC, NH, NJ, NM, NV, NY, OH, OK, OR, PA, SC, TN, TX, UT, VT, WA, WI, WV, WY
Requirements for the condition of vehicles	35	AL, AR, AZ, CA, CO, DC, DE, FL, GA, IA, IL, IN, KS, LA, MA, MI, MS, NC, ND, NH, NJ, NM, NY, OH, OK, OR, SC, TN, UT, VA, VT, WA, WI, WV, WY
Requirements for first aid kits to be kept in vehicles	26	AZ, CO, DC, DE, GA, IL, IN, KS, LA, MA, MI, MS, NC, NJ, NM, OH, OK, PA, SC, TN, TX, UT, WA, WI, WV, WY
Requirements for vehicle seating	24	AL, AR, CA, CO, DC, FL, GA, KY, MA, ME, MI, MO, NC, NE, NJ, NM, OK, OR, PA, SC, TN, VA, VT, WI
Requirements for emergency equipment needed in vehicles	16	AK, AR, DC, DE, GA, IN, LA, MI, NC, NJ, NM, OH, TN, TX, WA, WV

N=49 states, excluding ID and SD

*Some states have multiple types of requirements for transportation.

Vehicle Safety Restraints

Nearly all states also have requirements for centers regarding vehicle safety restraints for children, such as seat belts and car seats, as shown in Table 3.50.

Table 3.50: States With Requirements for Vehicle Safety Restraints for Children*		
Requirement	Number of States	State
State has requirements for vehicle safety restraints for children	43	AK, AL, AR, AZ, CA, CO, DC, DE, FL, GA, IA, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, NE, NH, NJ, NM, NY, OH, OK, OR, PA, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY
Requirements for car seats/child restraint systems	40	AK, AL, AR, AZ, CO, DC, DE, FL, GA, IA, IL, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, NE, NH, NJ, NM, NY, OH, OK, OR, PA, TN, TX, UT, VA, VT, WA, WI, WV, WY
Requirements for seat belts for children	36	AK, AL, AR, AZ, CO, DC, DE, FL, GA, IA, IL, KS, KY, MA, MD, ME, MI, MO, MT, NC, NE, NH, NJ, NM, NY, OH, OK, OR, TN, TX, UT, VA, VT, WI, WV, WY

N=43 states, excluding CT, HI, ID, LA, ND, NV, RI, SD

*Some states have multiple types of requirements for vehicle safety restraints.

I. Liability and Automobile Insurance

Thirty-three states require child care centers to have either liability insurance or automobile insurance as protection from accidents and injuries to children in care, as shown in Table 3.51. Seventeen states (AZ, DC, DE, IN, KS, KY, LA, ME, NC, ND, NJ, NV, RI, SD, TN, VT, WI) require centers to have both types of insurance. *Table 43: Liability and Automobile Insurance Requirements for Centers in 2007* in the 50-State Data Tables shows the states that have these requirements and the amount of insurance required if specified in the state regulations.

Table 3.51: States With Requirements for Liability and Automobile Insurance*		
Requirement	Number of States	State
State requires insurance	33	AR, AZ, DC, DE, FL, HI, IL, IN, KS, KY, LA, MA, ME, MI, MS, MT, NC, ND, NH, NJ, NM, NV, NY, OK, PA, RI, SD, TN, VA, VT, WA, WI, WV
Requires automobile insurance	27	AR, AZ, DC, DE, FL, HI, IN, KS, KY, LA, MA, ME, MI, MS, NC, ND, NH, NJ, NM, NV, OK, RI, SD, TN, VT, WA, WI
Requires general liability insurance	23	AZ, DC, DE, IL, IN, KS, KY, LA, ME, MT, NC, ND, NJ, NV, NY, PA, RI, SD, TN, VA, VT, WI, WV

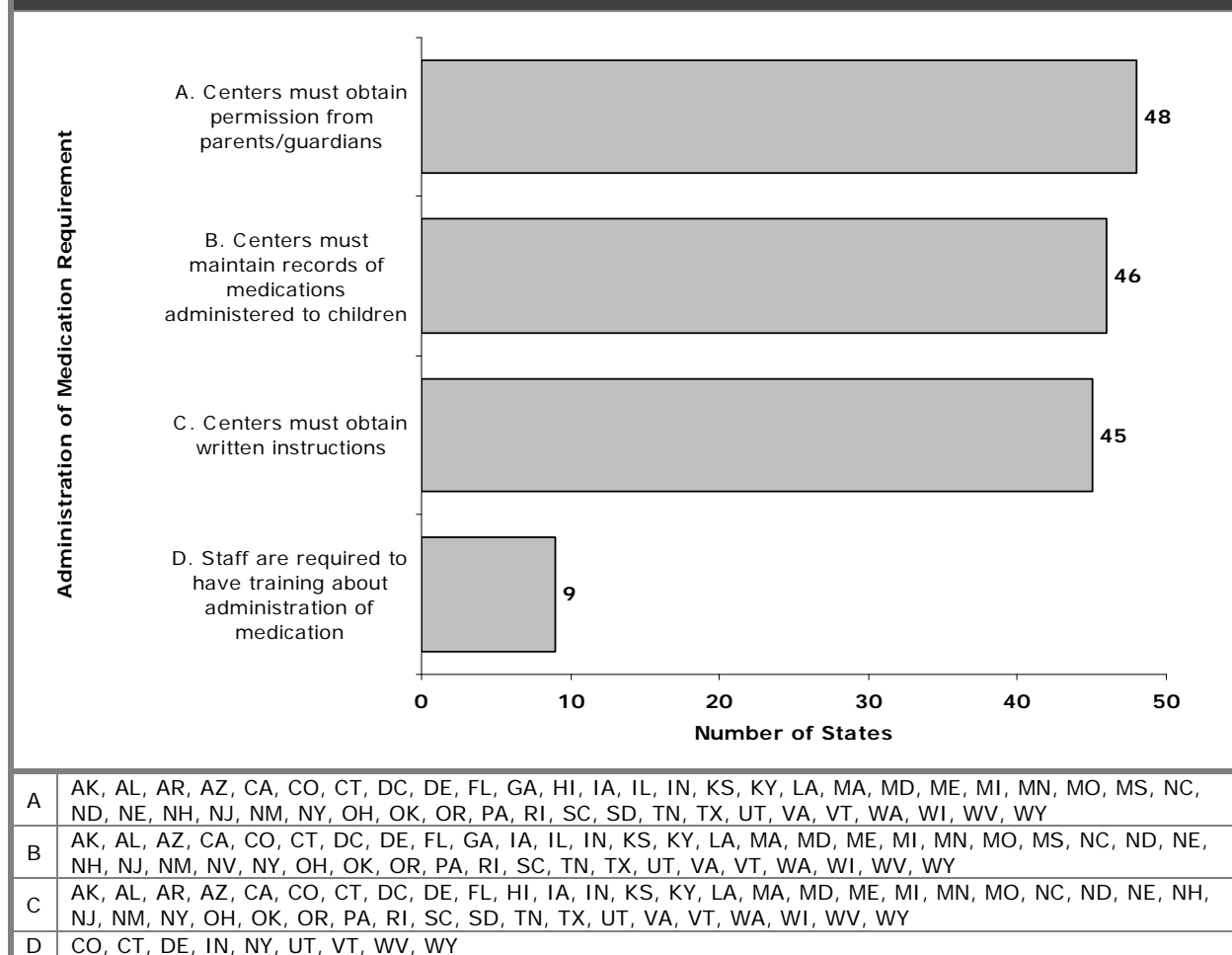
N=33 states, excluding AK, AL, CA, CO, CT, GA, IA, ID, MD, MN, MO, NE, OH, OR, SC, TX, UT, WY

*Some states require multiple types of insurance.

J. Medical Care and Related Issues

Administration of Medication

All states, except ID, have requirements for the administration of medication to children. As shown in Chart 3.12, nearly all states must obtain permission from parents to administer medications, get written instructions about how to give medications to children, and keep records of medications given to children.

Chart 3.12: Number of States With Requirements for the Administration of Medication to Children*

N=50 states, excluding ID

*Some states have multiple requirements for the administration of medication.

Medical Procedures

Seven states (AL, CT, DC, IN, MI, OH, SC) have requirements for centers related to performing medical procedures, such as blood glucose tests, on children with medical conditions. These states require that permission be obtained from parents, and/or instructions are obtained from parents or physicians about how to perform procedures. Three states (AL, CT, MI) require centers to keep records of medical procedures.

Fast Facts

- All states that license child care centers have requirements for the administration of medication to children.
- Nearly all states have requirements for centers regarding the care of children who are mildly ill.

Care of Ill Children

As shown in Table 3.52, most states allow centers to exclude mildly ill children from facilities, meaning they must be kept at home until they are well enough to return to programs. Fewer states specifically allow child care centers to admit children into programs when they are mildly ill.

As shown in “3.9 Care of Children,” many states also have requirements for the supervision of ill children, the types of activities centers should make available to ill children, and the facilities where ill children are located.

Table 3.52: States With Requirements for the Care of Mildly Ill Children*		
Requirement	Number of States	State
State has requirements for the care of mildly ill children	47	AK, AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, LA, MA, ME, MI, MN, MO, MS, MT, NC, ND, NH, NJ, NM, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY
Allows centers to exclude children who are mildly ill	38	AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IL, IN, KY, LA, MA, MN, MO, MS, MT, NC, NH, NJ, NM, NY, OH, OR, PA, RI, SC, TX, UT, VA, VT, WA, WI, WV, WY
Allows centers to admit children who are mildly ill	18	AK, HI, IA, IL, MA, MO, MT, NC, ND, NY, OR, PA, RI, SC, UT, WA, WI, WY

N=47 states, excluding ID, MD, NE, NV

*Some states have multiple requirements for the care of mildly ill children.

Incident Reporting

Table 3.53 shows that most states have requirements for reporting serious injuries and deaths of children in child care centers. Most states also require centers to keep their own records of these incidents.

Table 3.53: States With Requirements for Incident Reporting*		
Requirement	Number of States	State
State has requirements for incident reporting	44	AK, AL, AR, CA, CO, CT, DE, FL, GA, IA, IL, IN, KS, LA, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY
Centers must keep records of all serious injuries that occur to children in programs	39	AL, AR, CA, CO, CT, DE, FL, GA, IA, IL, IN, KS, LA, MA, MD, ME, MN, MO, MS, MT, NC, ND, NH, NJ, NM, NV, NY, OH, OR, PA, RI, TN, TX, UT, VA, WA, WI, WV, WY
Centers must report all serious injuries that occur to children in programs to the licensing agency	33	AK, AL, AR, CA, CO, CT, DE, GA, IL, IN, MA, MD, MI, MN, MS, MT, NC, ND, NJ, NM, NV, NY, OH, OK, OR, PA, SC, TX, VT, WA, WI, WV, WY
Centers must report all deaths that occur to children in programs to the licensing agency	30	AK, AL, CA, CO, CT, DE, GA, IL, IN, KS, MA, MD, MI, MN, MS, ND, NH, NJ, NM, NV, NY, OH, OK, OR, PA, SC, WA, WI, WV, WY

N=44 states, excluding AZ, DC, HI, ID, KY, NE, SD

*Some states have multiple requirements for incident reporting.

Health Consultants

Of the states that license child care centers, 19 (CO, CT, DE, HI, IN, MA, MD, ME, MN, NC, ND, NJ, NV, NY, OK, RI, WA, WI, WV) require centers to have health consultants available to staff.

Terminology

Child care health consultants: Health professionals who are used by child care centers to provide information and expertise about health issues.

First Aid Kits

All states except four (AL, ID, MO, SD) require centers to keep first aid kits in facilities. Twenty-seven of those states (AK, AR, AZ, CA, CT, DE, FL, GA, IL, IN, KY, MA, MI, MN, MS, MT, NE, NM, OK, OR, PA, TX, VA, VT, WA, WV, WY) specify the items that must be contained in kits.

K. Hand Washing

Requirements for Staff

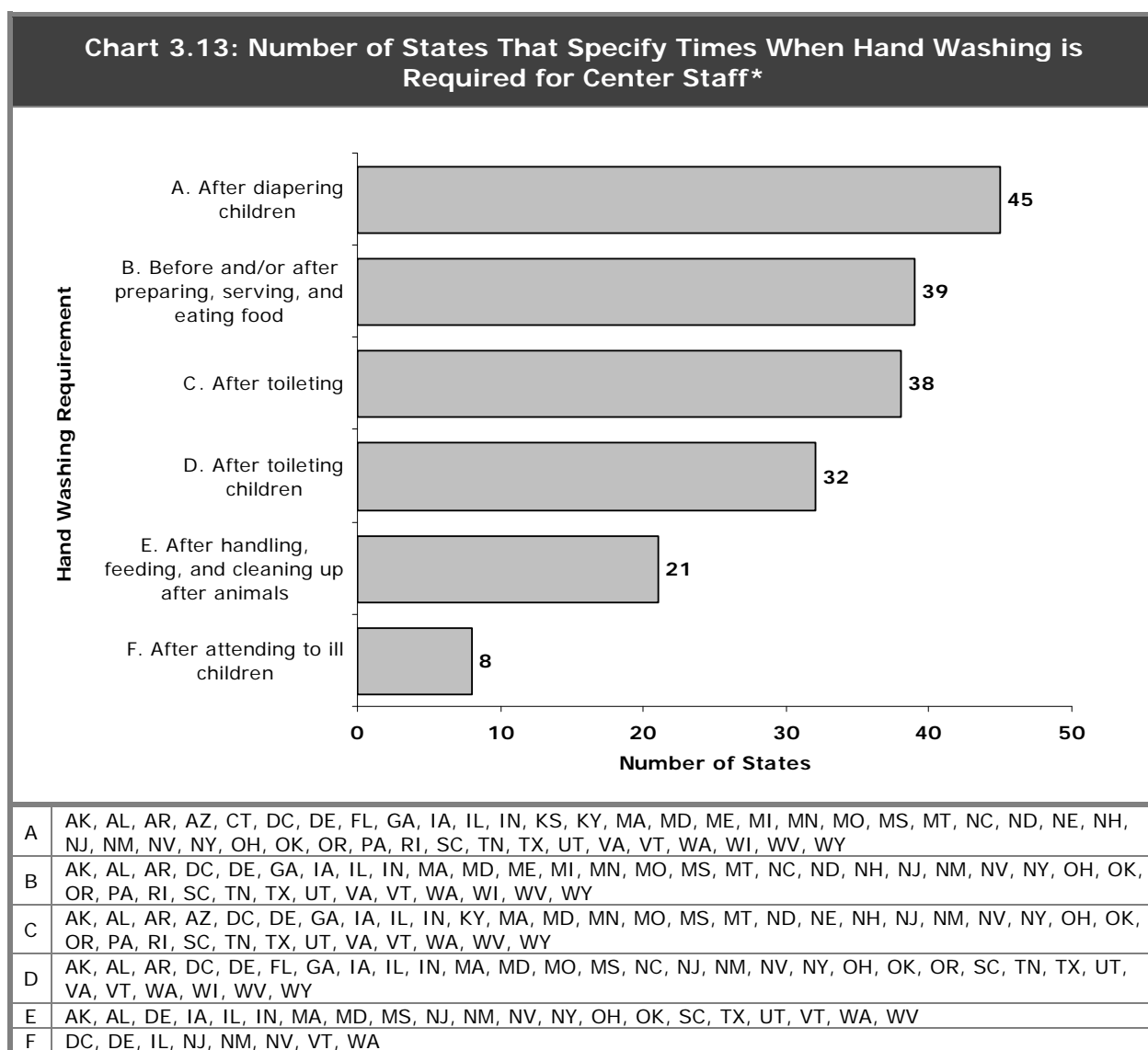
As shown in Table 3.54, most states have requirements for hand washing for staff. A few require staff to complete training on this topic. Seventeen states (AK, AR, AZ, CA, CT, DE, IL, IN, KY, MD, MO, MT, NM, NV, RI, SC, VA) have requirements for locations and/or amount of hand washing facilities for staff. In addition, eight states (AZ, CA, CT, IN, OH, SD, TN, WI) require staff to complete hand washing training.

Table 3.54: States With Requirements for Hand Washing for Center Staff*		
Requirement	Number of States	State
State has requirements for hand washing for staff	46	AK, AL, AR, AZ, CT, DC, DE, FL, GA, IA, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY
Specifies when staff must wash their hands	45	AK, AL, AR, AZ, CT, DC, DE, FL, GA, IA, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY

N=46 states, excluding CA, CO, HI, ID, LA

*Some states have multiple types of staff requirements for hand washing.

Of the states that have requirements for hand washing for staff, only SD does not specify when staff must wash their hands. Chart 3.13 shows the times when center staff must wash their hands.



N=45 states, excluding CA, CO, HI, ID, LA, SD

*Some states specify multiple times when staff are required to wash their hands.

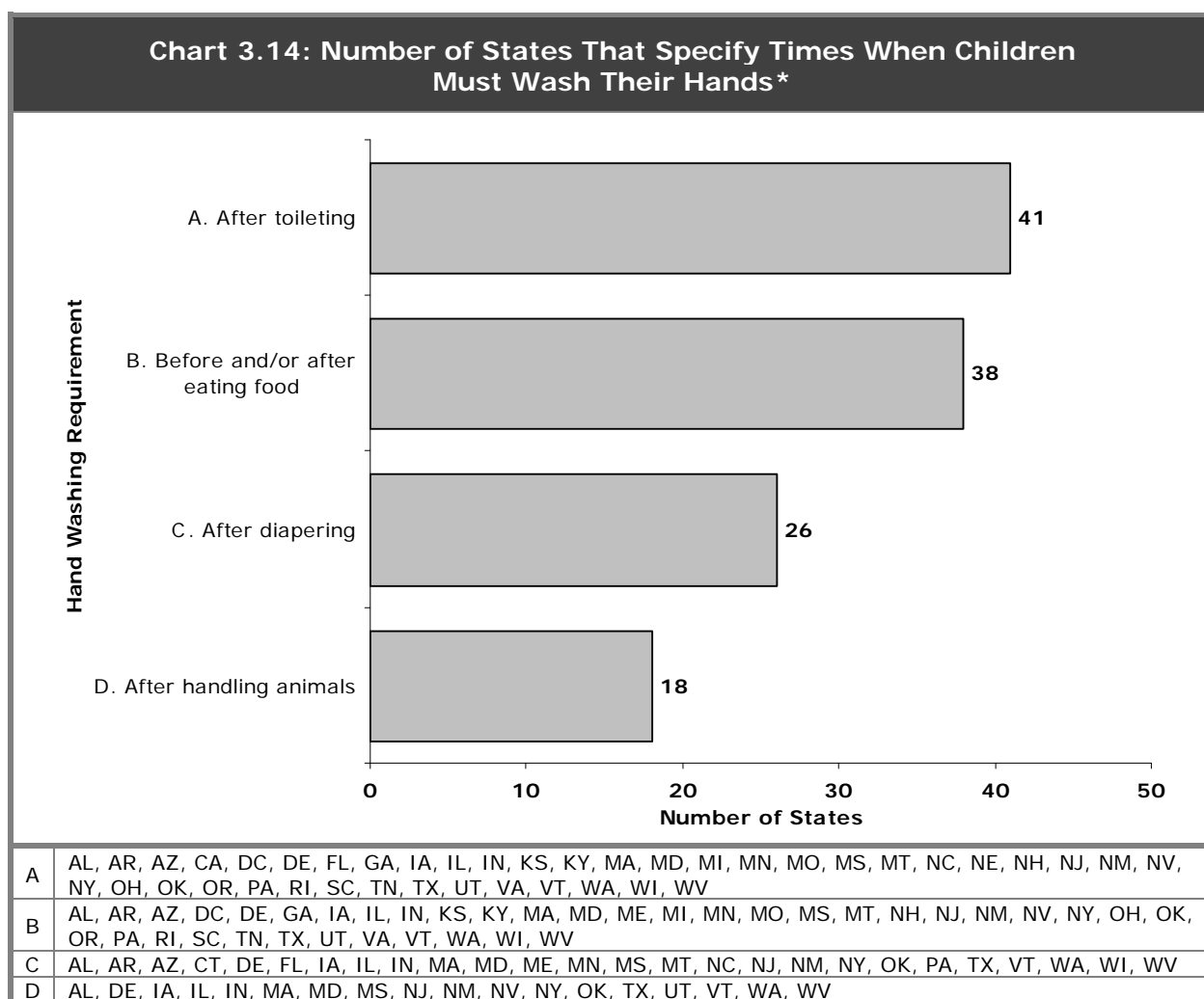
Requirements for Children

As shown in Table 3.55, most states have requirements for centers regarding washing children's hands. Of the 44 states that have requirements for hand washing for children, only CO does not specify when children must wash their hands. In addition, 42 states (AL, AZ, CA, CT, DE, FL, GA, HI, IA, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, ND, NE, NH, NJ, NM, NV, NY, OK, OR, PA, RI, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY) have requirements for locations and/or number of hand washing facilities for children.

Table 3.55: States With Requirements for Washing Children's Hands		
Requirement	Number of States	State
State has requirements for washing children's hands	44	AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, IA, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, VT, WA, WI, WV
Specifies when children must wash their hands	43	AL, AR, AZ, CA, CT, DC, DE, FL, GA, IA, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, VT, WA, WI, WV

N=44 states, excluding AK, HI, ID, LA, ND, SD, WY

Chart 3.14 shows the times when children must wash their hands.

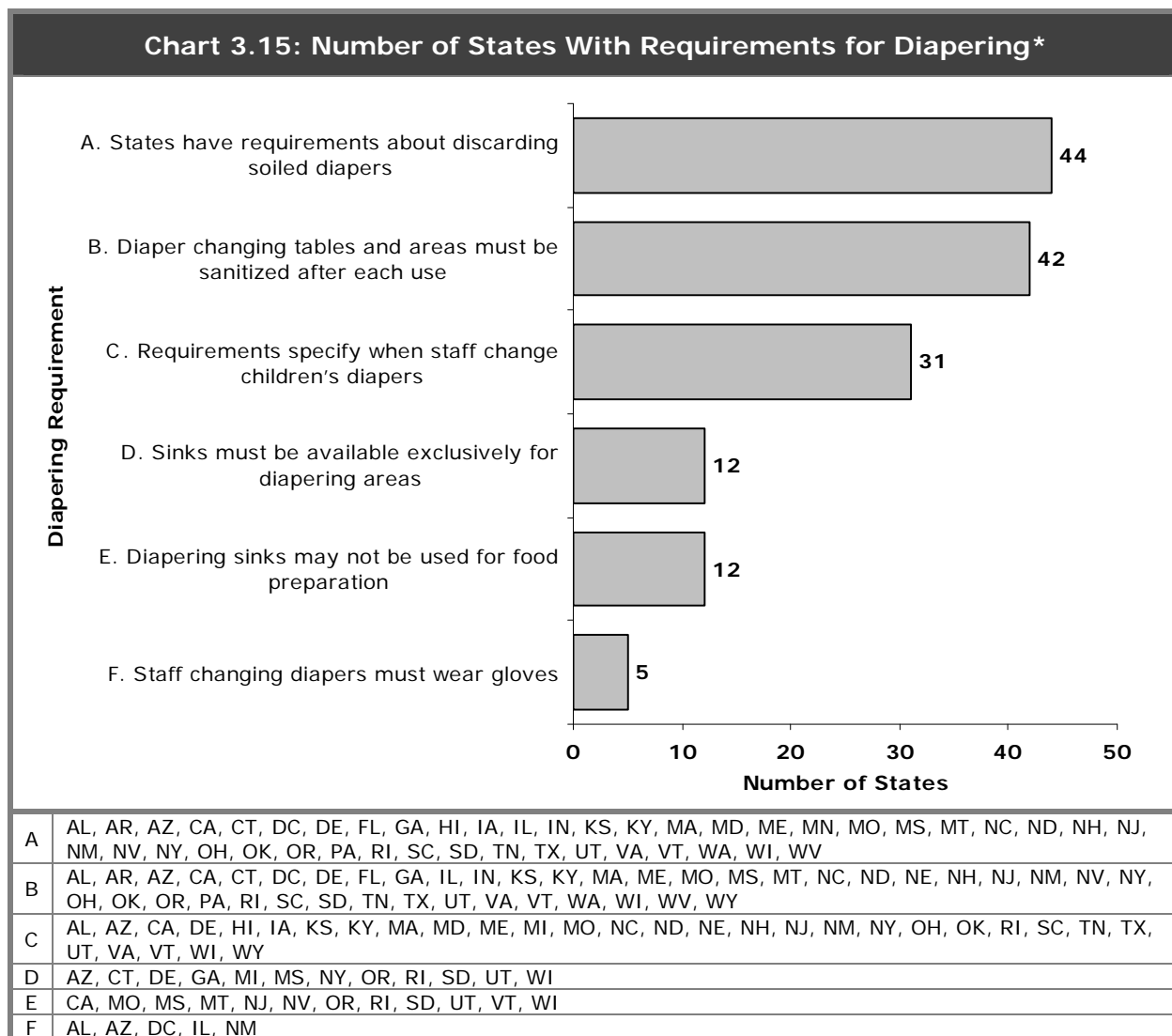


N=43 states, excluding AK, CO, HI, ID, LA, ND, SD, WY

*Some states specify multiple times when children must wash their hands.

L. Diapering

All states except two (ID, LA) have requirements for diapering. As shown in Chart 3.15, these requirements include information about discarding soiled diapers, sanitation of diapering areas, and when to change children's diapers.



N=49 states, excluding ID, LA

*Some states have multiple requirements for diapering.

M. Smoking Policies

Table 3.56 shows that almost all states have requirements regarding smoking in child care centers. Most states specify that smoking is not allowed in center facilities. However, some states allow centers to permit smoking on the grounds or in designated areas of centers.

Table 3.56: States With Requirements About Smoking*		
Requirement	Number of States	State
State has requirements about smoking in centers	48	AK, AL, AR, AZ, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, LA, MA, MD, ME, MI, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY
Does not allow smoking in centers	32	AK, AL, AR, CA, CT, DC, FL, IA, IL, IN, KS, LA, MD, ME, MI, MS, MT, ND, NH, NJ, NM, NY, OK, RI, TN, TX, UT, VA, VT, WA, WI, WV
Does not allow smoking on the grounds of centers	19	AL, CA, CT, FL, GA, IA, IN, LA, MD, ME, MI, MS, MT, NM, TX, UT, VT, WI, WV
Does not allow smoking in the presence of children	18	AR, DE, HI, IL, KY, ME, MS, MT, NC, NE, NH, OH, TN, VA, VT, WA, WI, WV
Does not allow smoking in vehicles while transporting children	16	CO, DC, FL, GA, IA, KS, MI, NM, NY, OR, TX, UT, WA, WI, WV, WY
Does not allow smoking in areas used for the care of children	11	CO, DE, MA, MO, NC, NM, NY, OR, PA, SC, WY
Does not allow smoking in designated areas	10	AR, AZ, CT, GA, KY, MS, NV, OH, SC, WA
Does not allow smoking in areas where food is prepared	6	DE, MO, NM, PA, SC, WY

N=48 states, excluding ID, MN, SD

*Some states have multiple types of requirements about smoking.

N. Hazardous Materials

All states except five (HI, IA, ID, NV, SD) have requirements regarding the accessibility of hazardous materials and substances, such as cleaning products and other chemicals, in child care centers. Of those 46 states, 39 (AK, AR, AZ, CO, DC, DE, FL, GA, IL, IN, KY, LA, MA, MD, ME, MN, MO, MT, NC, ND, NE, NH, NJ, NM, NY, OH, OK, OR, PA, RI, SC, TX, UT, VA, VT, WA, WI, WV, WY) specify that hazardous materials must be kept out of children's reach.

Fast Fact

One-third of states that license centers specify that firearms are not allowed in facilities.

O. Firearms

As shown in Table 3.57, two-thirds of states have requirements regarding the presence of firearms in child care centers.

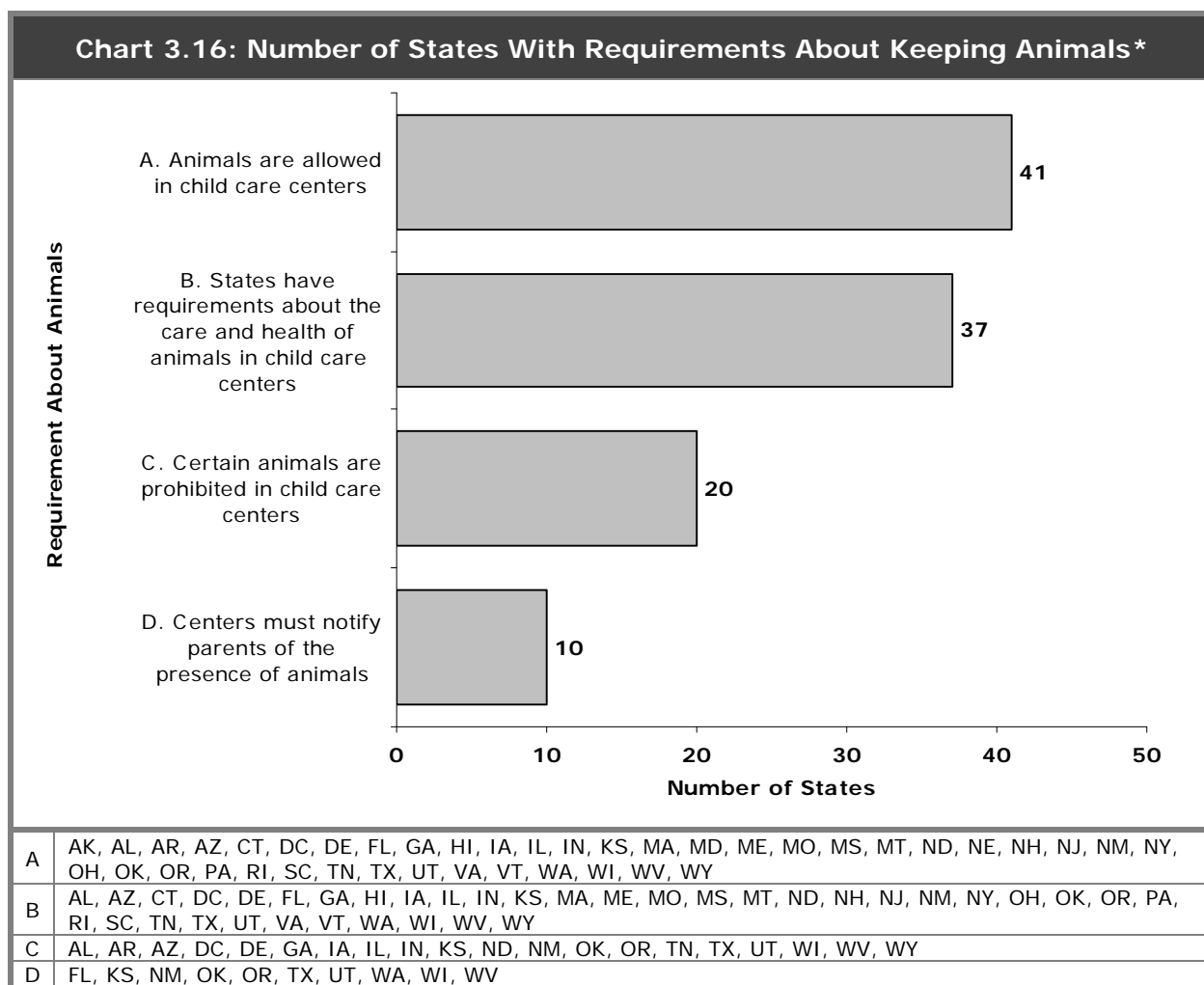
Table 3.57: States With Requirements About the Presence of Firearms*		
Requirement	Number of States	State
State has requirements about the presence of firearms in the facility	33	AK, AL, AZ, CA, CO, DC, DE, FL, IN, KS, KY, LA, MD, ME, MO, MS, MT, NC, NE, NH, NM, OH, OK, OR, PA, SC, TN, TX, UT, WA, WI, WV, WY
Does not allow firearms in centers	19	AK, AL, AZ, CA, CO, DC, DE, FL, IN, ME, NM, OH, OR, PA, SC, TN, WA, WI, WV
Allows firearms in centers, but requires them to be in locked containers or closets	8	KY, MO, MT, NC, NE, NH, OK, UT
Allows firearms in centers, but requires ammunition to be separate	3	MT, OK, UT
Requires centers to notify parents of the presence of firearms in facilities	2	OK, WY

N=33 states, excluding AR, CT, GA, HI, IA, ID, IL, MA, MI, MN, ND, NJ, NV, NY, RI, SD, VA, VT

*Some states have multiple types of requirements about the presence of firearms.

P. Animals in Facilities

Forty-two states (AK, AL, AR, AZ, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, MA, MD, ME, MI, MO, MS, MT, ND, NE, NH, NJ, NM, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, VT, WA, WI, WV, WY) have requirements about keeping animals in child care centers. As shown in Chart 3.16, all except one (MI) of these 42 states allow animals to be kept in centers. Most of these states have requirements about the care of animals.



N=42 states, excluding CA, CO, ID, KY, LA, MN, NC, NV, SD

*Some states have multiple requirements about keeping animals.

Part 4: Small Family Child Care Home Licensing Regulations in 2007

Part 4: Small Family Child Care Home Licensing Regulations in 2007

All data in this chapter were compiled from the small family child care (FCC) home licensing regulations posted on the National Resource Center for Health and Safety in Child Care and Early Education (NRC) Web site at <http://nrckids.org/STATES/states.htm>.

This study only includes information from state child care licensing regulations. In some cases, additional requirements may be in state statutes, administrative codes, or other state laws. However, it is beyond the scope of this study to review all laws that pertain to child care programs.

The data in this chapter cover the following areas:

- Licensing regulations;
- Licensed small FCC homes;
- Provider roles and age requirements;
- Provider qualifications and ongoing training requirements;
- Provider hiring requirements;
- Additional provider training requirements;
- Number of children allowed with one provider;
- Supervision of children;
- Care of children; and
- Facility requirements.

4.1 Licensing Regulations

A. Regulations Summary

The small FCC home licensing regulations used for this study are those that were posted on the NRC Web site between January 1, 2006, and December 31, 2007. Any changes to regulations after that time period are not included in this report.

Table 4.1 shows the dates when small FCC home licensing regulations used in this study were last updated according to the regulation documents on the NRC Web site. These years reflect when either a full overhaul of the regulations was done or when only minor edits were made.

Table 4.1: Years of Small FCC Home Regulation Revisions in States										
1985	1993	1994	1999	2001	2002	2003	2004	2005	2006	2007
				IN KS KY VT	HI MO UT	MA	IA NV	AL CT NY PA TN WI WY	AK AR CA IL MD MI MS MT NH NM TX WA	CO DC FL ME NC OK OR RI WV
MN 1	SC 1	DE GA 2	ND NE 2	4	3	1	2	7	12	9

N=44 states, excluding AZ, ID, LA, NJ, OH, SD, VA

B. Licensing Process

As described in “Part I: Introduction,” this study uses the terms “**licensing**” and “**licensed**” to cover all of the different types of regulatory processes in states. The study defines licensing/licensed as permission from a state that is required to operate a child care facility, which includes meeting specific center or FCC standards. Some states may call their regulatory processes “certification” or “registration.” Table 4.2 shows the terms states use for their regulatory processes for small FCC homes. State-by-state data are available in *Table 44: Type of Licensing Process for Small FCC Homes in 2007* in the 50-State Data Tables.

Table 4.2: Type of Licensing Processes for Small FCC Homes		
Licensing Process	Number of States	State
Licensing	29	AK, AL, AR, CA, CO, DC, DE, FL, IL, IN, KY, MA, MI, MN, MO, MS, NC, ND, NE, NH, NM, NV, OK, RI, TN, VT, WA, WI, WY
Registration	13	CT, GA, HI, IA, KS, MD, MT, NY, OR, PA, SC, TX, WV
Certification	2	ME, UT

N=44 states, excluding AZ, ID, LA, NJ, OH, SD, VA

4.2 Licensed Small FCC Homes

A. Licensing Threshold

Each state has a minimum number of children in care (i.e., threshold) that determines when a license is required. Table 4.3 shows that 10 states (AL, CT, DC, DE, KS, MA, MD, MI, OK, WA) require small FCC homes to be licensed if there is just one child in care that is not related to the provider. Most states set the licensing threshold at three or four children. Seven states (AZ, ID, LA, NJ, OH, SD, VA) do not license small FCC homes. Additional information about the types of facilities licensed by states is in “Part 2: State Licensing Programs and Policies.”

Table 4.3: Licensing Threshold for Small FCC Homes		
Threshold for Licensing	Number of States	State
1 child	10	AL, CT, DC, DE, KS, MA, MD, MI, OK, WA
2 children	5	CA, CO, FL, MN, SC
3 children	9	GA, HI, IL, ME, MT, NC, NY, VT, WY
4 children	9	ND, NE, NH, OR, PA, RI, TX, WI, WV
5 children	6	AK, MO, NM, NV, TN, UT
6 children	4	AR, IA, IN, MS
7 children	1	KY

N=44 states, excluding AZ, ID, LA, NJ, OH, SD, VA

B. Maximum Number of Children Allowed in Small FCC Homes

States often include numbers of children allowed in care in their definitions of small FCC homes. For example, a state may define small FCC homes as the care of one to six children. In some states, there is a second category of licensed homes called “large/group FCC homes.” See “Part 5: Large/Group Family Child Care Home Regulations in 2007” for additional information.

Table 4.4 shows maximum numbers of children allowed in small FCC homes. In addition, *Table 45: Number of Children Allowed in Small FCC Homes in 2007* in the 50-State Data Tables shows requirements for each state.

Of the 44 states that license small FCC homes, 38 (AK, AL, AR, CA, CO, CT, DC, DE, FL, HI, IA, IL, IN, KS, KY, MA, MD, MI, MN, MT, NC, NE, NH, NM, NY, OK, OR, PA, RI, SC, TN, TX, UT, VT, WA, WI, WV, WY) count providers’ children or other children living in homes in the maximum numbers allowed.

Table 4.4: Maximum Number of Children Allowed in Small FCC Homes		
Number of Children	Number of States	State
4 children plus additional school-age children (SAC)	1	DE*
5 children plus additional SAC	1	NC
6 children	15	AL, CO, CT, DC, HI, KS, MA, MI, MT, NM, NV, PA, RI, SC, WV

Table 4.4: Maximum Number of Children Allowed in Small FCC Homes (con.)

Number of Children	Number of States	State
6 children plus additional SAC	7	CA, IA, MN, NH, NY, OR, TX
6 children plus additional children age 3 and older	1	GA
7 children	1	OK
7 children plus additional SAC	1	ND
7 children plus additional children related to the provider	1	TN
8 children	4	AK, MD, UT, WI
8 children plus additional SAC	1	NE
10 children	3	FL, MO, WY
12 children	5	KY, ME, MS, VT, WA
12 children plus additional SAC	2	IL, IN
16 children	1	AR

N=44 states, excluding AZ, ID, LA, NJ, OH, SD, VA

*DE has two levels of small FCC homes—Level I and Level II. In Level I homes, the provider must meet the qualifications for initial licensure and can enroll up to four preschool-age children and two additional SAC, or up to five preschool-age children with no additional SAC. A Level II provider must have more extensive qualifications, as demonstrated by education, credentials, or experience specified in the rules, and is permitted to enroll more children. For example, a Level II provider can enroll six preschool-age children and up to three additional SAC children.

C. Definition of Licensed Small FCC Homes

Small FCC home licensing regulations define home-based facilities that are required to be licensed. An analysis was conducted to determine the common elements that are included in each state's definition of a small FCC home. Table 4.5 includes a list of these common elements and the number of states with those elements in their definitions.

Table 4.5: Elements Included in State Small FCC Home Licensing Definitions		
Definition Element	Number of States	State
Services are provided for less than 24 hours or any part of a 24-hour day	31	AK, CA, CO, CT, DE, GA, HI, IA, IL, IN, MA, MD, MN, MS, MT, NC, NE, NH, NM, NY, OK, OR, PA, TN, TX, UT, VT, WA, WI, WV, WY
FCC provider is the holder of the license	22	CA, CT, DE, GA, IA, MA, MD, ME, MI, MN, MO, MT, ND, NE, NM, NV, OK, OR, TN, WA, WV, WY
Services are provided on an ongoing/regular or scheduled basis	18	AK, CA, CO, DC, DE, FL, IA, KY, MA, ME, MN, MT, NC, NE, NV, NY, OR, UT
Services are provided in the residence of the provider/licensee	17	AL, CA, DC, DE, FL, IL, KY, NE, NH, NM, OR, TN, TX, UT, VT, WA, WV
Services are provided for payment or compensation	10	AK, AL, DE, FL, GA, IN, MO, NE, NY, OR
Number of hours services are provided (minimum/maximum)	8	AL, CT, IN, MO, NC, NE, NY, WV

N=44 states, excluding AZ, ID, LA, NJ, OH, SD, VA

4.3 Provider Roles and Age Requirements

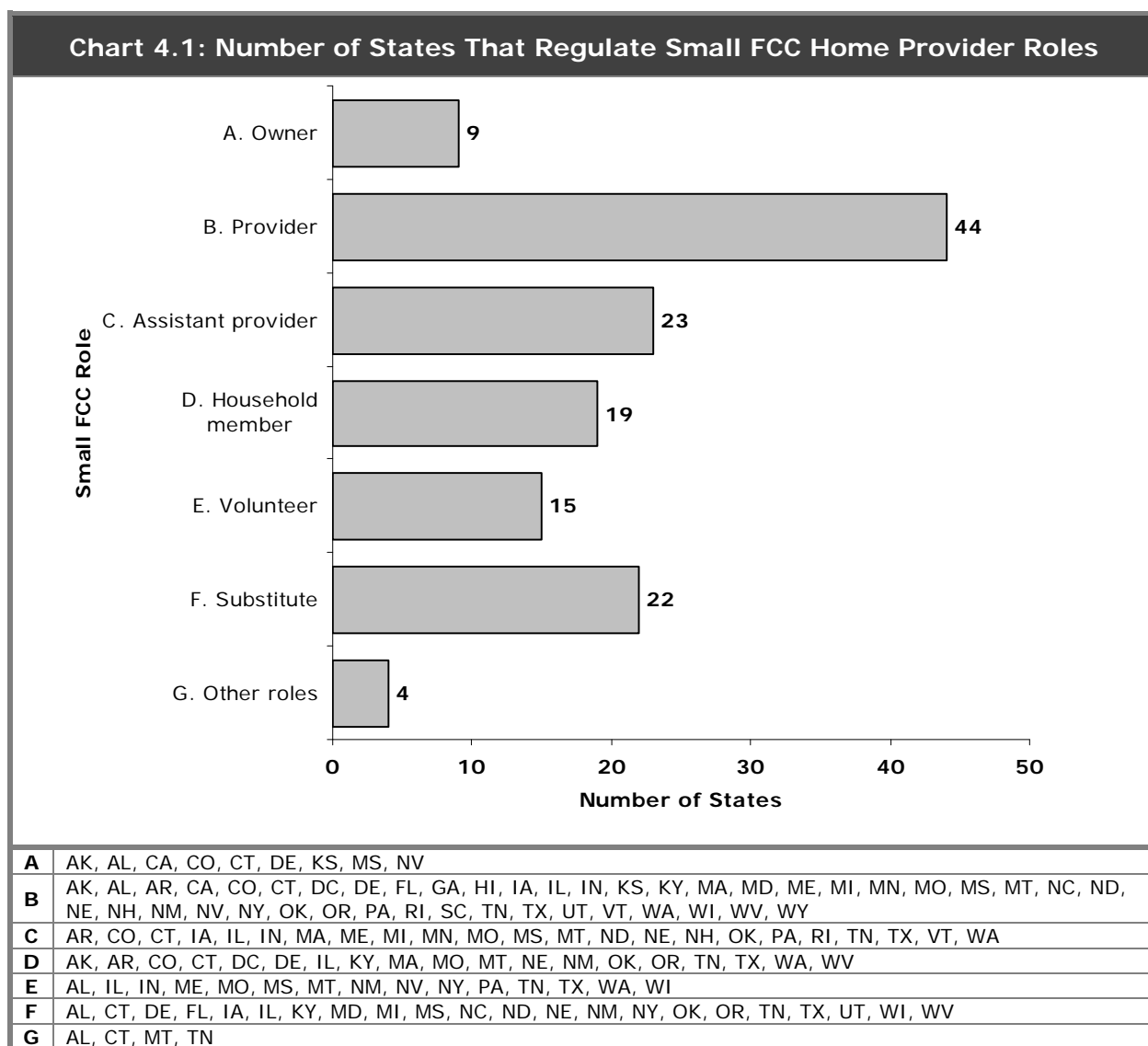
A. Provider Roles

State small FCC home licensing regulations include requirements for a variety of adults who have direct contact with children in homes. For the purpose of this study, common generic names are used for each role. As shown in Chart 4.1, all states that license small FCC homes include requirements for **providers** in their regulations. For the purposes of this study, a provider is defined as the person who is responsible for the care of the children and the daily operation of the FCC home.

Fast Fact

All states that license small FCC homes include requirements for providers in their regulations.

More than half the states that license small FCC homes have requirements for **assistant providers**. More than 40 percent of states that license small FCC homes have requirements for **members of the provider's household**. These requirements often include criminal background checks. Many states also have requirements for those who work as **substitutes** and **volunteers** in small FCC homes. State-by-state data are available in *Table 46: Small FCC Provider Roles Regulated by States in 2007* in the 50-State Data Tables.



N=44 states, excluding AZ, ID, LA, NJ, OH, SD, VA

B. Minimum Age Requirements

Table 4.6 summarizes states' minimum age requirements for providers and assistant providers, including the range of ages that states reported and the most common age required for each role. In addition, *Table 4.7: Minimum Age Requirements for Small FCC Home Providers in 2007* in the 50-State Data Tables shows the specific age requirements for providers and assistant providers for all states.

Table 4.6: State Minimum Age Requirements for Small FCC Home Provider Roles			
Small FCC Provider Role	Number of States That Regulate Role	Range of Required Age	Most Common Age
Provider	44	16–21 years	18
Assistant provider	23	13–18 years	18

N=44 states, excluding AZ, ID, LA, NJ, OH, SD, VA

4.4 Provider Qualifications and Ongoing Training Requirements

This section provides a summary of state preservice and ongoing training requirements for small FCC home providers. Table 4.7 shows the number of states that have requirements for providers and assistant providers in the "Role Regulated" column. It also includes the number of states that require a high school diploma or General Educational Development Test (GED), preservice qualifications, and/or ongoing training.

Table 4.7: States With Requirements for High School Diploma and/or GED, Preservice Qualifications, and Ongoing Training				
Small FCC Provider Role	Number of States			
	Role Regulated	High School Diploma or GED	Preservice Qualifications	Ongoing Training
Provider	44	14	24	38
Assistant provider	23	2	3	13

N=44 states, excluding AZ, ID, LA, NJ, OH, SD, VA

Terminology

Preservice qualifications: Training, education, and/or experience a state requires for providers prior to their assuming roles in small FCC homes.

A. High School Diploma Requirements

Table 4.8 shows the states that require small FCC home providers and assistant providers to have high school diplomas or GEDs prior to working in these roles. State-by-state data about these requirements are available in *Table 48: High School Diploma Requirements for Small FCC Home Providers in 2007* in the 50-State Data Tables.

Table 4.8: States With Requirements for High School Diploma and/or GED			
Small FCC Provider Role	Role Regulated	High School Diploma or GED Required	States
Provider	44	14	AL, AR, DC, GA, KY, MI, MS, NC, OK, RI, TX, UT, VT, WY
Assistant provider	23	2	MS, TX

N=44 states, excluding AZ, ID, LA, NJ, OH, SD, VA

B. Preservice Qualifications

More than half the states that license small FCC homes have required preservice qualifications for providers as shown in Table 4.9. Only three states have preservice qualifications for assistant providers.

Table 4.9: States With Requirements for Preservice Qualifications			
Small FCC Provider Role	Role Regulated	Preservice Qualifications Required	States
Provider	44	24	AL, AR, CA, CO, DE, FL, GA, KY, MA, MD, MN, MS, ND, NM, NV, NY, OR, RI, TN, UT, VT, WA, WI, WY
Assistant provider	23	3	MN, MS, VT

N=44 states, excluding AZ, ID, LA, NJ, OH, SD, VA

Minimum Provider Preservice Qualifications

Table 4.10 compiles the types of training, education, and experience that represent the least amount people must have to qualify for provider and assistant provider roles.

For the 24 states (AL, AR, CA, CO, DE, FL, GA, KY, MA, ME, MN, MS, ND, NM, NV, NY, OR, TN, UT, VT, WA, WI, WY) that have minimum qualifications for **providers**, the most common type is early care and education training clock hours for a total of 17 states (AL, CA, CO, DE, FL, KY, MD, MN, ND, NM, NV, OR, RI, TN, UT, WA, WI).

Table 49: Minimum Preservice Qualifications for Small FCC Home Providers in 2007 in the 50-State Data Tables shows the types of minimum qualifications required in each state for providers and assistant providers.

Table 4.10: Types of Minimum Preservice Qualifications Required		
Qualification Type	Number of States	
	Provider	Assistant Provider
Role regulated	44	23
Preservice qualifications required	24	3
Experience only	3	0
High school diploma or GED	2	1
Early care and education training clock hours	17	2
CDA credential*	2	0

N=44 states, excluding AZ, ID, LA, NJ, OH, SD, VA

*States vary on whether the CDA credential is awarded for college credit. However, state licensing regulations do not specify that small FCC home providers are required to complete CDA credentials for college credit.

Types of Training in Qualification Alternatives

Most states with minimum preservice requirements define multiple alternative routes for qualifying for particular roles. For example, a state may require providers to have 6 clock hours of training in early care and education, but can also accept someone who has completed a three-credit, college-level course; completed a CDA credential; or obtained an associate's degree. In short, there are alternative ways an individual can qualify for one role. Information about the number of alternative routes defined by each state is available in *Table 50: Number of Alternative Routes for Preservice Qualifications for Small FCC Home Providers in 2007* in the 50-State Data Tables.

The types of training, credentials, and degrees that states include in the various qualification alternatives are compiled in Table 4.11. For example, this figure shows that in some states, an individual can qualify to be a small FCC home provider with a bachelor's degree in early childhood education. This is not the minimum requirement, but one way of qualifying for that role. The highest number of states includes early care and education training clock hours for providers as qualification alternatives. This is also the minimum qualification in most states.

Table 4.11: States That Include Various Types of Training, Credentials, and Degrees in Qualification Alternatives*		
Qualification Type	Number of States	
	Provider	Assistant Provider
Role regulated	44	23
Preservice qualifications required	24	3
Early care and education training clock hours	19	2
CDA credential	2	1
State credential (total):	3	0
• Director credential	1	0
• Early childhood credential	2	0
Early care and education college credit hours	6	0
Associate's degree (general)	1	0
Associate's degree in a field related to early childhood (e.g., education)	2	0
Associate's in early childhood education	4	0
Bachelor's degree (general)	0	0
Bachelor's degree related to early childhood (e.g., education)	4	0
Bachelor's degree in early childhood education	4	0
Bachelor's degree in early childhood or higher	0	0
Master's degree (general)	0	0
Master's degree related to early childhood (e.g., education)	0	0
Master's degree in early childhood education	0	0
Doctorate degree	0	0
State teacher certification/licensure	1	0

N=44 states, excluding AZ, ID, LA, NJ, OH, SD, VA

*Most states have multiple alternative routes for preservice qualifications and have many types of training, credentials, and/or degrees in their qualification alternatives.

C. Experience Requirements

Six states (KY, MA, MS, NY, VT, WY) include requirements for experience within their preservice qualifications for **providers**, and two states (MS, VT) have these requirements for **assistant providers**—either as the qualification itself or in combination with training and/or education. Table 4.12 illustrates state experience requirements. State-by-state data are available in *Table 51: Experience Requirements for Small FCC Home Providers in 2007* in the 50-State Data Tables.

Table 4.12: States With Requirements for Experience in Preservice Qualifications*		
Experience Requirement	Number of States	
	Provider	Assistant Provider
Role regulated	44	23
Preservice qualifications required	24	3
State has requirements for experience	6	2
Experience must be from working with children	4	2
Experience must be in a specific setting	3	1
Experience must be with a specific age group of children	2	0
Experience as a parent can count to qualify for role	2	0
Experience must be verified by employer/supervisor	1	0
Experience must be supervised	0	0
Experience must be from continuous employment	0	0
Experience must be in an accredited center or FCC home	0	0

N=44 states, excluding AZ, ID, LA, NJ, OH, SD, VA

*Some states have multiple requirements for experience in preservice qualifications.

D. Ongoing Training

Table 4.13 shows the number of states that require ongoing training hours after hire for each small FCC home provider role. State-by-state data about the requirements for ongoing training are available in *Table 52: Number of Ongoing Training Hours Required for Small FCC Home Provider Roles in 2007* in the 50-State Data Tables.

Table 4.13: States With Requirements for Ongoing Training Hours			
Small FCC Provider Role	Role Regulated	Ongoing Training Required	States
Provider	44	38	AK, AL, AR, CO, DC, DE, FL, GA, HI, IA, IL, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, NV, NY, OK, OR, PA, RI, TN, TX, VT, WA, WI, WV, WY
Assistant provider	23	13	ME, MI, MN, MO, MS, MT, NE, NH, PA, RI, TX, VT, WA

N=44 states, excluding AZ, ID, LA, NJ, OH, SD, VA

Tables 4.14 and 4.15 summarize information about the number of required ongoing training hours for small FCC home providers and assistant providers.

Table 4.14: Number of Required Annual Ongoing Training Hours*		
Qualification Type	Number of States	
	Provider	Assistant Provider
Role regulated	44	23
Ongoing training required	38	13
Unspecified number of hours	2	1
1–12 hours	26	10
13–19 hours	7	2
20 or more hours	3	0

N=44 states, excluding AZ, ID, LA, NJ, OH, SD, VA

*Some states require an amount of training over a 2-year period. NCCIC and NARA calculated the required hours of training for these states by dividing the number of hours by two.

Table 4.15: Most Common Number, Median, and Range of Ongoing Training Hour Requirements					
Small FCC Provider Role	Number of States That Require Ongoing Hours	Most Common Number of Required Hours	Median Number of Required Hours*	Lowest Number of Required Hours	Highest Number of Required Hours
Provider	38	12	12	4	24
Assistant provider	13	12	10	5	15

N=44 states, excluding AZ, ID, LA, NJ, OH, SD, VA

*The median is the middle value in a list of numbers. This figure includes the middle value compiled from state regulations for the number of training hours required for each role.

Table 4.16 summarizes additional regulations for ongoing training requirements for small FCC home providers and assistant providers. Many states have requirements regarding the content and approved delivery methods for ongoing training. Delivery methods include adult education courses, institutions of higher education, vocational programs, audio-visual materials, reading materials, conference workshops, distance learning, and/or in-service training provided by the center director. State-by-state data are available in *Table 53: State Requirements for the Content of Ongoing Training Hours for Small FCC Home Providers in 2007* in the 50-State Data Tables.

Table 4.16: States That Specify Content and Delivery Methods of Ongoing Training Hours			
Small FCC Provider Role	Number of States		
	Require Ongoing Hours	Specify Content	Specify Approved Delivery Methods
Provider	38	31	16
Assistant provider	13	12	7

N=44 states, excluding AZ, ID, LA, NJ, OH, SD, VA

4.5 Provider Hiring Requirements

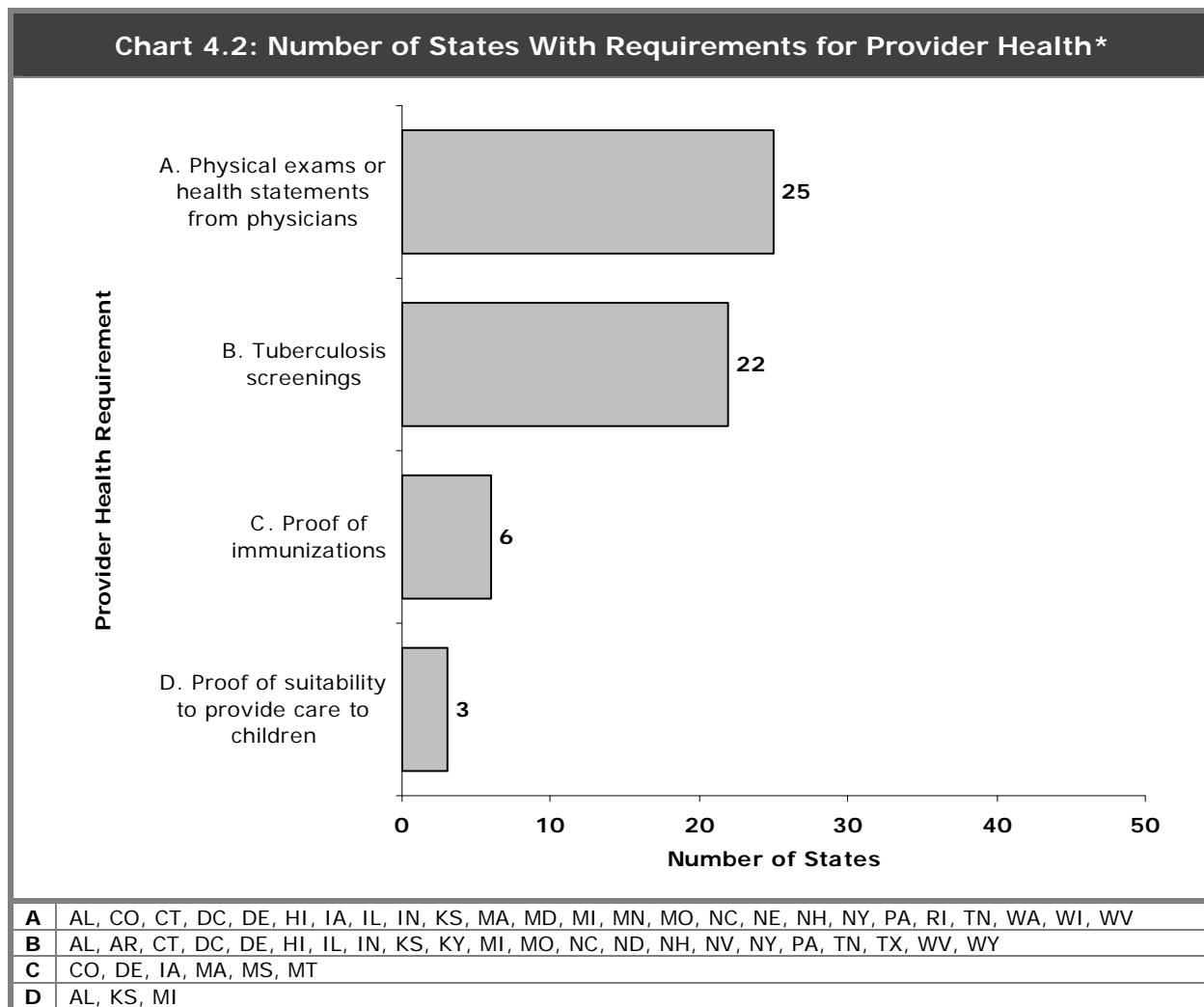
A. Provider Health Requirements

As shown in Chart 4.2, 33 states (AL, AR, CO, CT, DC, DE, HI, IA, IL, IN, KS, KY, MA, MD, MI, MN, MO, MS, MT, NC, ND, NE, NH, NV, NY, PA, RI, TN, TX, WA, WI, WV, WY) have small FCC home licensing regulations that include requirements for the health of the providers, such as requiring a physical exam, a tuberculosis screening, immunizations, or proof of physical or mental suitability to care for children. In addition, 27 states (AL, CO, CT, DC,

DE, HI, IA, IL, IN, KS, KY, MI, MN, MO, MS, MT, NC, NE, NH, NV, NY, PA, TN, TX, WI, WV, WY) require small FCC homes to include provider health reports in facility records.

Of the 25 states (AL, CO, CT, DC, DE, HI, IA, IL, IN, KS, MA, MD, MI, MN, MO, NC, NE, NH, NY, PA, RI, TN, WA, WI, WV) that require providers to have physical exams or provide health statements, all but one (CO) specify that proof must be submitted at the time of initial licensure or hire.

Sixteen states (AL, CO, CT, DC, IA, IL, MA, MI, NC, NE, NH, NY, PA, RI, TN, WV) require physical exams either annually or at some other time interval.



B. Background Checks

The data about background checks were compiled from state child care licensing agency responses to *The 2007 NARA Child Care Licensing Program Survey*.

Types of Required Background Checks

Of the 44 states that license small FCC homes, all except one (DC) require small FCC home providers to undergo at least one type of criminal background check, either a check of criminal history records, child abuse and neglect registries, fingerprints, and/or sex offender registries. Twenty-four states (AK, AL, CT, DE, FL, HI, IL, KS, MA, MS, MT, ND, NE, NM, NV, NY, OK, OR, PA, RI, TX, UT, WA, WV) require small FCC home providers to sign statements about criminal status.

Fast Fact

Most states require small FCC home providers to undergo at least one type of background check **prior to caring for children**.

Table 4.17 provides additional details about criminal background check requirements for small FCC home providers. The requirements for each state are available in *Table 54: Criminal Background Check Requirements for Small FCC Homes in 2007* in the 50-State Data Tables.

Table 4.17: States With Requirements for Criminal Background Checks*		
Background Check Requirement	Number of States	State
State requires background checks	43	AK, AL, AR, CA, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, NV, NY, OK, OR, PA, RI, SC, TN, TX, UT, VT, WA, WI, WV, WY
State requires check of criminal history records	41	AK, AL, AR, CA, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, NH, NM, NV, NY, OK, OR, PA, RI, SC, TN, TX, UT, VT, WA, WI, WV, WY
<ul style="list-style-type: none"> State criminal history record check required 	39	AK, AL, AR, CA, CO, CT, DE, FL, HI, IA, IL, IN, KS, MA, MD, ME, MI, MN, MO, MS, MT, NC, NH, NM, NV, NY, OK, OR, PA, RI, SC, TN, TX, UT, VT, WA, WI, WV, WY
<ul style="list-style-type: none"> Federal criminal history record check required 	21	AK, AL, CA, CO, CT, DE, FL, HI, IL, IN, MD, MN, MS, NC, NM, NV, PA, RI, SC, TN, WV
State requires check of child abuse and neglect registries	38	AK, AL, AR, CA, CO, CT, DE, HI, IA, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OK, OR, PA, RI, SC, TN, UT, VT, WA, WV, WY

Table 4.17: States With Requirements for Criminal Background Checks (con.) *		
Background Check Requirement	Number of States	State
State requires check of fingerprint records	25	AK, AL, AR, CA, CO, CT, DE, FL, GA, HI, IL, MD, MI, MS, MT, NC, NM, NV, NY, RI, SC, TN, UT, WA, WV
• State fingerprint record check required	18	AK, CA, CO, CT, DE, FL, HI, IL, MD, MS, NC, NM, NV, NY, SC, TN, WV
• Federal fingerprint record check required	20	AK, AL, CA, CO, CT, DE, FL, GA, HI, IL, MD, MI, MS, NC, NM, NV, RI, SC, TN, WV
State requires check of sex offender registries	13	AK, CA, IA, IL, IN, MI, MS, ND, OK, SC, TX, WA, WV

N=43 states, excluding AZ, DC, ID, LA, NJ, OH, SD, VA

*Some states may have multiple requirements for background checks.

Frequency of Background Checks

Table 4.18 shows how often small FCC providers must undergo criminal background checks. Almost all of the states require small FCC home providers to have background checks prior to becoming providers. Some states require additional checks on a regular basis. State-by-state data are available in *Table 55: Frequency of Criminal Background Checks for Small FCC Home Providers in 2007* in the 50-State Data Tables.

Table 4.18: Frequency of Criminal Background Checks*		
Frequency	Number of States	State
Prior to becoming a small FCC home provider	39	AK, AL, AR, CA, CO, CT, DE, FL, GA, HI, IA, IL, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, NE, NH, NM, NV, NY, OK, OR, PA, RI, SC, TX, UT, VT, WA, WI, WV, WY
Annually	6	HI, IN, MT, ND, UT, VT
Every 2 years	6	AK, IA, MO, OR, RI, TX
Every 3 years	4	KS, MA, NH, WA
Every 4 years	1	WI
Every 5 years	3	AR, FL, MS
Less than every 5 years	2	NV, WV
Other frequency	10	AL, CA, KS, MI, MN, MO, NC, ND, NE, TN

N=43 states, excluding AZ, DC, ID, LA, NJ, OH, SD, VA

*Some states have multiple requirements for the frequency of background checks.

Portability of Background Checks

Table 4.19 shows state policies about whether background checks can be transferred or new checks are conducted when FCC providers change jobs, move to other facilities, or have breaks in employment. In most states, checks are not portable, and new background checks are conducted.

Table 4.19: State Policies About the Portability of Criminal Background Checks*		
Policy	Number of States	State
State has policies about the portability of background checks	42	AK, AL, AR, CA, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, NV, NY, OR, PA, RI, SC, TN, TX, UT, VT, WA, WI, WV, WY
New background check is conducted	25	AK, AR, CO, CT, DE, FL, IA, KY, MA, MD, ME, MN, MO, MT, ND, NE, NH, RI, TN, TX, UT, VT, WA, WV, WY
Current background check is portable and moves with the individual	6	CA, FL, IL, MS, OR, WI
Other policy	13	AL, GA, HI, IN, KS, MI, MO, NC, NM, NV, NY, PA, SC

N=42 states, excluding AZ, DC, ID, LA, NJ, OH, OK, SD, VA

*Some states have multiple requirements for the portability of background checks.

C. References

A total of 19 states (AK, AL, CT, DC, GA, HI, IA, IL, MA, ME, MO, NE, NY, OK, SC, TN, VT, WA, WY) require references from providers at initial licensure or when hired, as shown in Table 4.20. In addition, regulations specify that references must be obtained in written and/or verbal form for small FCC home providers in nine states (AK, AL, DC, GA, HI, IA, IL, SC, VT).

Table 4.20: States That Require References for Hiring Small FCC Home Providers	
Reference Requirement	Number of States
References are required	19
References must be from certain people (total)*:	17
• Nonrelatives	14
• Professional acquaintances	1
• Previous employers	1
• Not specified	2

N=19 states, excluding AR, AZ, CA, CO, DE, FL, ID, IN, KS, KY, LA, MD, MI, MN, MS, MT, NC, ND, NH, NJ, NM, NV, OH, OR, PA, RI, SD, TX, UT, VA, WI, WV

*Some states require references to be from more than one type of person.

4.6 Additional Provider Training Requirements

A. Orientation Training

As shown in Table 4.21, almost half of the states that license small FCC homes require providers to complete some type of orientation training. States' requirements often specify that the training must be about small FCC home policies and procedures and/or state licensing requirements. In addition, six states (DC, NV, RI, TX, WI, WY) require small FCC home providers to offer orientation training to new employees and volunteers.

Table 4.21: States With Requirements for Orientation Training*		
Orientation Training Requirement	Number of States	State
Small FCC home providers required to complete orientation training	21	AK, AR, CA, DC, DE, GA, IN, KY, MA, MD, ME, MI, MS, MT, NE, NV, RI, TX, WA, WI, WY
Required training is about state licensing regulations	10	AK, DC, DE, GA, MD, MS, NE, RI, TX, WY
Required training is about small FCC home's policies and procedures	7	AK, DC, GA, NV, RI, TX, WI

N=21 states, excluding AL, AZ, CO, CT, FL, HI, IA, ID, IL, KS, LA, MN, MO, NC, ND, NH, NJ, NM, NY, OH, OK, OR, PA, SC, SD, TN, UT, VA, VT, WV

*Some states have multiple types of orientation training.

B. Health and Safety Training

Of the 44 states that license small FCC homes, all except two (MO, SC) require providers to complete health and safety training, with most requiring CPR and first aid training.

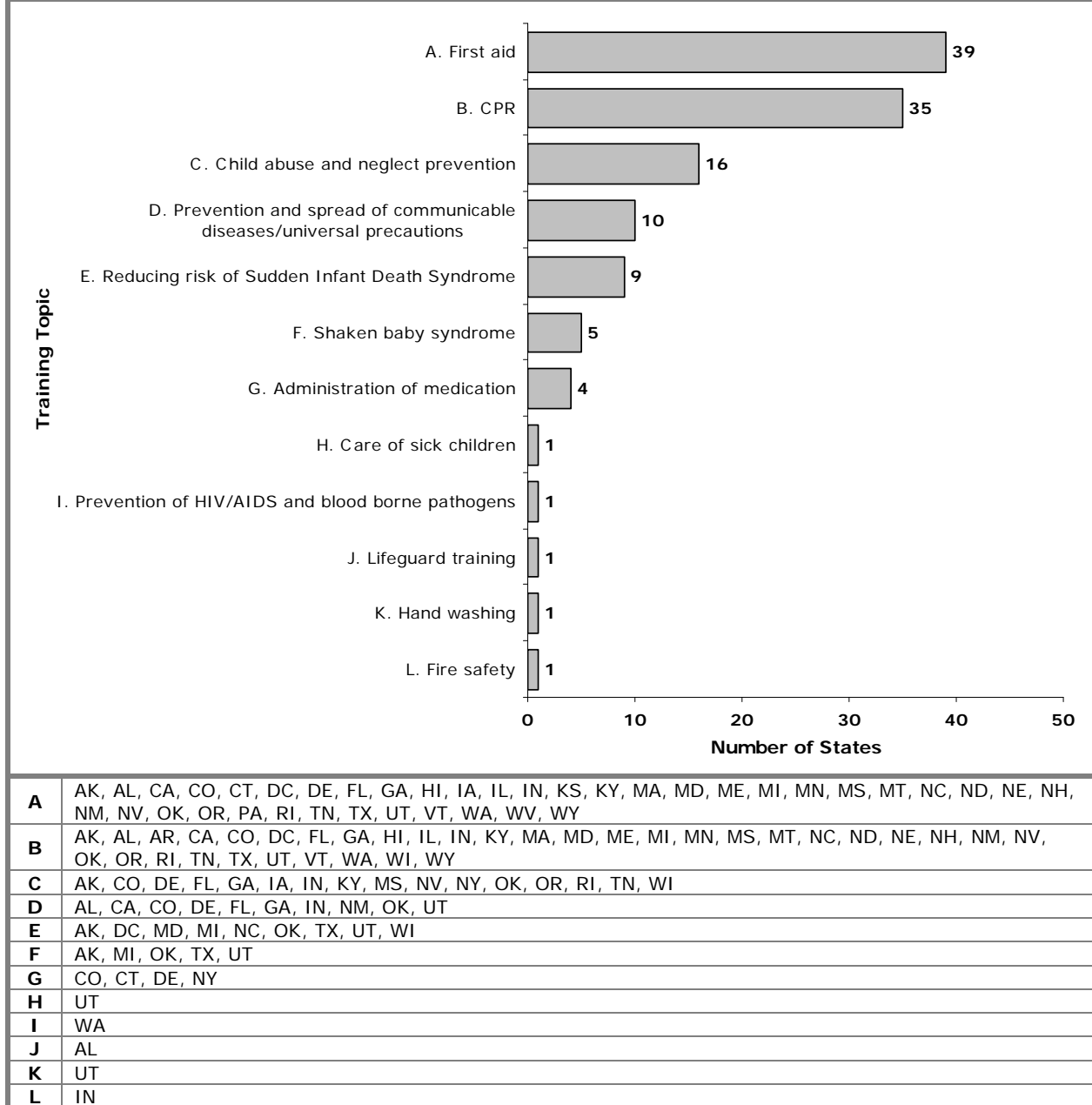
Of the 35 states that require CPR training, 29 (AK, AL, AR, CA, CO, DC, FL, GA, HI, IL, IN, KY, MA, MD, ME, MI, MN, MT, NC, NH, NV, OK, OR, TN, TX, VT, WA, WI, WY) specify that it must focus on the care of infants and/or children. Thirty-one states (AK, AL, AR, CA, CO, DC, FL, GA, HI, IL, KY, MA, MD, ME, MI, MN, MS, MT, NC, ND, NE, NH, NV, OK, OR, RI, TX, UT, WA, WI, WY) specify that small FCC home providers must have current CPR certifications.

Of the 44 states that license small FCC homes, all but five states (AR, MO, NY, SC, WI) require first aid training. However, only 12 states (CA, CO, DC, DE, GA, IA, KY, MA, ME, MN, TN, VT) specify that it must focus on the care of infants and/or children. In addition, state regulations specify that small FCC home providers must have current certifications in first aid in 30 states (AK, AL, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, KY, MA, MD, ME, MI, MN, MS, MT, NC, ND, NE, NH, OK, OR, RI, UT, WA, WY).

In five states (MA, MI, OK, RI, WY), assistant providers in small FCC homes are required to complete first aid and/or CPR training.

Chart 4.3 shows the states that require first aid and CPR training and information about required training regarding other health and safety topics, including prevention of the spread of communicable diseases, administration of medication, hand washing, and others.

Chart 4.3: Number of States With Requirements for Health and Safety Training*



N=42 states, excluding AZ, ID, LA, MO, NJ, OH, SC, SD, VA

*Some states require multiple types of health and safety training.

4.7 Number of Children Allowed With One Provider

For child care centers, all states have requirements for child-staff ratios, which is the number of children one staff member is allowed to supervise. Child-staff ratio requirements are based on the ages of children in care. For small FCC homes, states do not have child-staff ratio requirements since there is typically only one provider in the home caring for a mixed-age group of children. Instead, states have requirements for the number of children allowed in a home when one provider is present.

There is great variability in these requirements across states, which makes it difficult to summarize these requirements. Some states include in their requirements maximum numbers of children of any age who are allowed (e.g., six or eight children); while other states have requirements that allow more or fewer children to be in care with one provider, depending on children's ages. For example, a state may allow 1 provider to care for up to 10 children if there are only 2 children that are younger than 2 years of age, or only 8 children if there are 4 children younger than 2 years of age. Each state's requirements are in *Table 56: Number of Children Allowed to One Provider in Small FCC Homes in 2007* in the 50-State Data Tables.

4.8 Supervision of Children

A. General Supervision Requirements

As shown in Table 4.22, all but one state (SC) have requirements in their small FCC home regulations for providers supervising children. Among those states, most have requirements about the use of substitutes if providers are absent from homes for periods of time. In addition, some specify that providers must be able to see and/or hear children at all times or must be alert/awake while children are in care. A few states require providers to be on the same floors as the children or be free of other duties.

Table 4.22: States With Requirements for Supervising Children*		
Supervision Requirement	Number of States	State
State has requirements for supervising children	43	AK, AL, AR, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, NV, NY, OK, OR, PA, RI, TN, TX, UT, VT, WA, WI, WV, WY
Requirements about the use of substitutes during providers' absence	30	AL, CA, CO, CT, DE, FL, GA, HI, IA, IL, KY, MA, MD, ME, MI, MN, MO, NC, NE, NV, NY, OK, OR, RI, TN, TX, UT, WI, WV, WY
Providers must be able to see children at all times	17	AK, CT, HI, KY, MA, MD, ME, MN, NC, NY, OR, PA, TX, VT, WA, WI, WY
Providers must be able to hear children at all times	15	AK, AR, CT, HI, MA, MD, ME, MN, NC, OR, PA, TX, WA, WI, WY

Table 4.22: States With Requirements for Supervising Children (con.)*		
Supervision Requirement	Number of States	State
Providers must be alert/awake	6	AK, IL, ME, MI, RI, WI
Providers must be on the same floors as children	3	AK, MA, WA
Providers must be free of other duties	3	AL, CT, WI

N=43 states, excluding AZ, ID, LA, NJ, OH, SC, SD, VA

*Some states have multiple types of requirements regarding supervision, some of which are not included in this table.

In addition to the requirements summarized in Table 4.22, states have the following requirements related to the supervision of children:

- Thirteen states (AK, CO, DE, MA, MO, MT, NH, NV, NY, OK, TX, VT, WY) do not allow small FCC providers to leave children unattended in infant seats, playpens, or cribs while they are awake;
- Seven states (AK, DC, MA, MN, NH, NY, WY) have requirements specifically for the supervision of school-age children; and
- Four states (AK, AR, ME, NV) have requirements related to the supervision of children during emergencies.

B. Supervision During Specific Times/Activities

All but two of the states (CA, SC) that license small FCC homes have requirements for the supervision of children during specific times, such as naptime or care during evening/overnight hours, or during certain activities, such as outdoor play, when children are in vehicles, and field trips. Table 4.23 presents an overview of the number of states that have requirements for the supervision of children during these various time periods and activities.

Table 57: Supervision Requirements for Times/Activities for Small FCC Homes in 2007 in the 50-State Data Tables provides state-by-state information about the data presented in Table 4.23. The next sections provide further details about states' supervision requirements.

Table 4.23: States With Supervision Requirements for Specific Times/Activities*		
Time/Activity	Number of States	State
State has supervision requirements for specific time/activity	42	AK, AL, AR, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, NV, NY, OK, OR, PA, RI, TN, TX, UT, VT, WA, WI, WV, WY
Transportation in vehicles	39	AK, AL, AR, CO, CT, DC, DE, GA, HI, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, NV, NY, OK, OR, PA, RI, TN, TX, VT, WA, WI, WV, WY
Swimming/Water activities	33	AK, AL, CT, DC, DE, GA, IA, IL, IN, KS, MA, MD, ME, MI, MO, MS, MT, ND, NE, NH, NM, NY, OK, OR, PA, RI, TN, TX, VT, WA, WI, WV, WY
Field trips	25	AK, CT, DC, DE, GA, HI, IA, IL, IN, KS, MA, MI, MO, MS, NH, NM, OR, PA, RI, TN, TX, VT, WA, WI, WY
Outdoor play	24	AK, AL, AR, CT, DC, FL, IL, MA, ME, MN, MO, MT, ND, NY, OK, OR, PA, RI, TX, UT, VT, WA, WI, WV
Evening/Overnight care	22	AK, AL, AR, CO, DC, HI, IL, KY, MA, ME, MI, MO, MT, NC, NE, NY, OK, OR, TX, WA, WV, WY
Naptime	17	AK, AR, CO, FL, MA, MD, ME, MO, NC, NV, NY, RI, TX, UT, VT, WA, WY

N=42 states, excluding AZ, CA, ID, LA, NJ, OH, SC, SD, VA

*Some states have supervision requirements for multiple times/activities.

Naptime

Of the 44 that license small FCC homes, more than one-third of states have requirements in their regulations for the supervision of children during naptimes. Table 4.24 provides an overview of the states that have specific types of requirements for the supervision of napping children.

Table 4.24: States With Requirements for Supervision During Naptime*		
Supervision Requirement	Number of States	State
State has requirements for the supervision of children during naptime	17	AK, AR, CO, FL, MA, MD, ME, MO, NC, NV, NY, RI, TX, UT, VT, WA, WY
Providers must be able to hear napping children	6	AK, MO, NC, NV, TX, WY
Providers must be on the same floors where children are napping	5	AK, MO, NC, NY, RI
Providers must observe napping children in certain time intervals	5	AR, MA, MD, ME, NV
Room doors must be ajar or open	5	AR, FL, MA, NC, NY
Providers must be able to see napping children	4	AK, NV, VT, WY
Baby monitors may be used under certain conditions	4	AK, CO, MA, NY
Providers must be present in the room where children are napping	1	VT

N=17 states, excluding AL, AZ, CA, CT, DC, DE, GA, HI, IA, ID, IL, IN, KS, KY, LA, MI, MN, MS, MT, ND, NE, NH, NJ, NM, OH, OK, OR, PA, SC, SD, TN, VA, WI, WV

*Some states have multiple types of requirements for supervision during naptime.

Evening/Overnight Care

Of the 44 states that license small FCC homes, half have requirements for the supervision of children during evening/overnight care. Table 4.25 provides an overview of the number of states that have specific types of requirements for the supervision of children during evening hours. See “4.9 Care of Children” for additional requirements for evening/overnight care.

Table 4.25: States With Requirements for Supervision During Evening/Overnight Care*		
Supervision Requirement	Number of States	State
State has requirements for the supervision of children during evening/overnight care	23	AK, AL, AR, CO, DC, HI, IL, KY, MA, ME, MI, MO, MT, NC, NE, NY, OK, OR, TX, WA, WI, WV, WY
Requirements about whether providers must be awake when children are in overnight care (total):	18	AR, CO, DC, IL, KY, MA, ME, MI, NC, NE, NY, OK, OR, TX, WA, WI, WV, WY
• Providers must be awake until the children are asleep	5	KY, MA, NE, TX, WV
• Providers must be awake at all times	3	AR, ME, WI
• Other requirements regarding providers being awake	10	CO, DC, IL, MI, NC, NY, OK, OR, WA, WY
Providers must be able to hear sleeping children	7	DC, HI, IL, MO, MT, NE, WY
Providers must be able to see sleeping children	1	DC

N=22 states, excluding AZ, CA, CT, DE, FL, GA, IA, ID, IN, KS, LA, MD, MN, MS, ND, NH, NJ, NM, NV, OH, PA, RI, SC, SD, TN, UT, VA, VT, WI

*Some states have multiple types of requirements for supervision during evening/overnight care.

Outdoor Play

More than half of the states that license small FCC homes have requirements for the supervision of children during outdoor play. Table 4.26 provides an overview of the number of states that have specific types of requirements for the supervision of children playing outdoors.

Table 4.26: States With Requirements for Supervision During Outdoor Play*		
Supervision Requirement	Number of States	State
State has requirements for the supervision of children during outdoor play	24	AK, AL, AR, CT, DC, FL, IL, MA, ME, MN, MO, MT, ND, NY, OK, OR, PA, RI, TX, UT, VT, WA, WI, WV
Providers must be present with children	7	AR, IL, MA, ME, MO, VT, WI
Providers must be able to see children	5	CT, DC, OR, WA, WI
Providers must be able to hear children	5	CT, OR, WA, WI
Requirements specifically for the supervision of school-age children playing outdoors	3	AR, MA, MO

N=24 states, excluding AZ, CA, CO, DE, GA, HI, IA, ID, IN, KS, KY, LA, MD, MI, MS, NC, NE, NH, NJ, NM, NV, OH, SC, SD, TN, VA, WY

*Some states have multiple types of requirements for supervision during outdoor play.

Swimming/Water Activities

As shown in Table 4.27, three-quarters of the states that license small FCC home have requirements for the supervision of children during swimming or water activities. More than half of those states require small FCC homes to obtain written permission from parents to take children swimming.

Table 4.27: States With Requirements for Supervision During Swimming/Water Activities*		
Supervision Requirement	Number of States	State
State has requirements for the supervision of children when swimming or participating in water activities	33	AK, AL, CT, DC, DE, GA, IA, IL, IN, KS, MA, MD, ME, MI, MO, MS, MT, ND, NE, NH, NM, NY, OK, OR, PA, RI, TN, TX, VT, WA, WI, WV, WY
Written permission from parents required	20	AK, AL, CT, DC, DE, GA, IA, IL, MD, MI, NE, NH, NM, NY, OR, PA, RI, VT, WV, WY

Table 4.27: States With Requirements for Supervision During Swimming/Water Activities (con.) *

Supervision Requirement	Number of States	State
Providers must be present with children	16	AL, DE, IA, IL, MA, MD, MI, MO, MT, NE, NH, PA, VT, WA, WV, WY
Specific child-staff ratio requirements	15	AL, DC, GA, KS, MI, MS, MT, NE, NH, PA, TX, VT, WI, WV, WY

N=33 states, excluding AR, AZ, CA, CO, FL, HI, ID, KY, LA, MN, NC, NJ, NV, OH, SC, SD, UT, VA

*Some states have multiple types of requirements for supervision during swimming/water activities.

Transporting Children in Vehicles

Of the 44 states that license small FCC homes, all but five (CA, FL, IA, SC, UT) have requirements for the supervision of children while traveling in vehicles. As shown in Table 4.28, most states specify that children must not be left unattended in vehicles and/or require small FCC homes to obtain written permission from parents. See "4.10 Facility Requirements" for additional transportation requirements.

Table 4.28: States With Requirements for Supervision of Children Traveling in Vehicles*

Supervision Requirement	Number of States	State
State has requirements for the supervision of children when transported in vehicles	39	AK, AL, AR, CO, CT, DC, DE, GA, HI, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, NV, NY, OK, OR, PA, RI, TN, TX, VT, WA, WI, WV, WY
Children must not be left unattended in vehicles	27	AL, CO, DC, DE, GA, IL, IN, KS, KY, MA, ME, MI, MN, MO, MT, NC, ND, NH, NY, OK, PA, RI, TN, TX, VT, WI, WY
Written permission from parents required for transporting children	24	AK, AL, CO, CT, DC, DE, GA, IL, MA, MD, MI, MN, MO, MT, NC, ND, NE, NY, OK, OR, PA, TX, VT, WY
Specific child-staff ratio requirements for transporting children in vehicles	15	HI, IL, KS, KY, ME, MO, MS, NE, NV, TN, TX, VT, WA, WI, WY
Providers must supervise children when they board and exit vehicles	12	AR, CO, DC, IL, MO, MS, NM, NV, NY, OK, TN, TX

Table 4.28: States With Requirements for Supervision of Children Traveling in Vehicles (con.)*

Supervision Requirement	Number of States	State
Emergency contact information for children must be taken on vehicles	11	DC, DE, MI, MO, NC, OK, PA, TX, WI, WV, WY
Providers or drivers must ensure that children are received by parents or other designated people	11	AK, AL, CO, IL, KY, MO, MS, MT, NV, TN, WI
Attendance records of children being transported must be kept	7	AL, AR, MO, OK, TN, TX, WA
Additional checks for children remaining on board must be conducted once vehicles are unloaded	3	AR, MO, TN

N=39 states, excluding AZ, CA, FL, IA, ID, LA, NJ, OH, SC, SD, UT, VA

*Some states have multiple types of requirements for supervision of children traveling in vehicles.

Field Trips

More than half of the states that license small FCC homes have requirements for the supervision of children during field trips. Table 4.29 provides an overview of the number of states that have specific types of requirements for the supervision of children during field trips. Most states require small FCC homes to obtain written permission from parents.

Table 4.29: States With Requirements for Supervision During Field Trips*

Supervision Requirement	Number of States	State
State has requirements for the supervision of children during field trips	25	AK, CT, DC, DE, GA, HI, IA, IL, IN, KS, MA, MI, MO, MS, NH, NM, OR, PA, RI, TN, TX, VT, WA, WI, WY
Written permission from parents required	22	DE, GA, HI, IA, IL, IN, KS, MA, MI, MO, MS, NH, NM, OR, PA, RI, TN, TX, VT, WA, WI, WY
Specific child-staff ratio requirements	4	NH, PA, TN, TX

Table 4.29: States With Requirements for Supervision During Field Trips (con.) *

Supervision Requirement	Number of States	State
Emergency contact information for children must be taken on field trips	4	MI, NH, PA, TX
Attendance records of children on field trips must be kept	3	MO, NH, TX
Children are required to wear name tags or other identification	2	DC, TX

N=25 states, excluding AL, AR, AZ, CA, CO, FL, ID, KY, LA, MD, ME, MN, MT, NC, ND, NE, NJ, NV, NY, OH, OK, SC, SD, UT, VA, WV

*Some states have multiple types of requirements for supervision during field trips.

4.9 Care of Children

A. Health Requirements

Physical Exams and/or Health Statements

More than half the states that license small FCC homes require that children have physical exams or provide health statements prior to enrolling in small FCC homes, as shown in Table 4.30. Also, almost half of states require small FCC homes to keep records of children's physicals.

Table 4.30: States With Requirements for Physical Exams and/or Health Statements for Children*

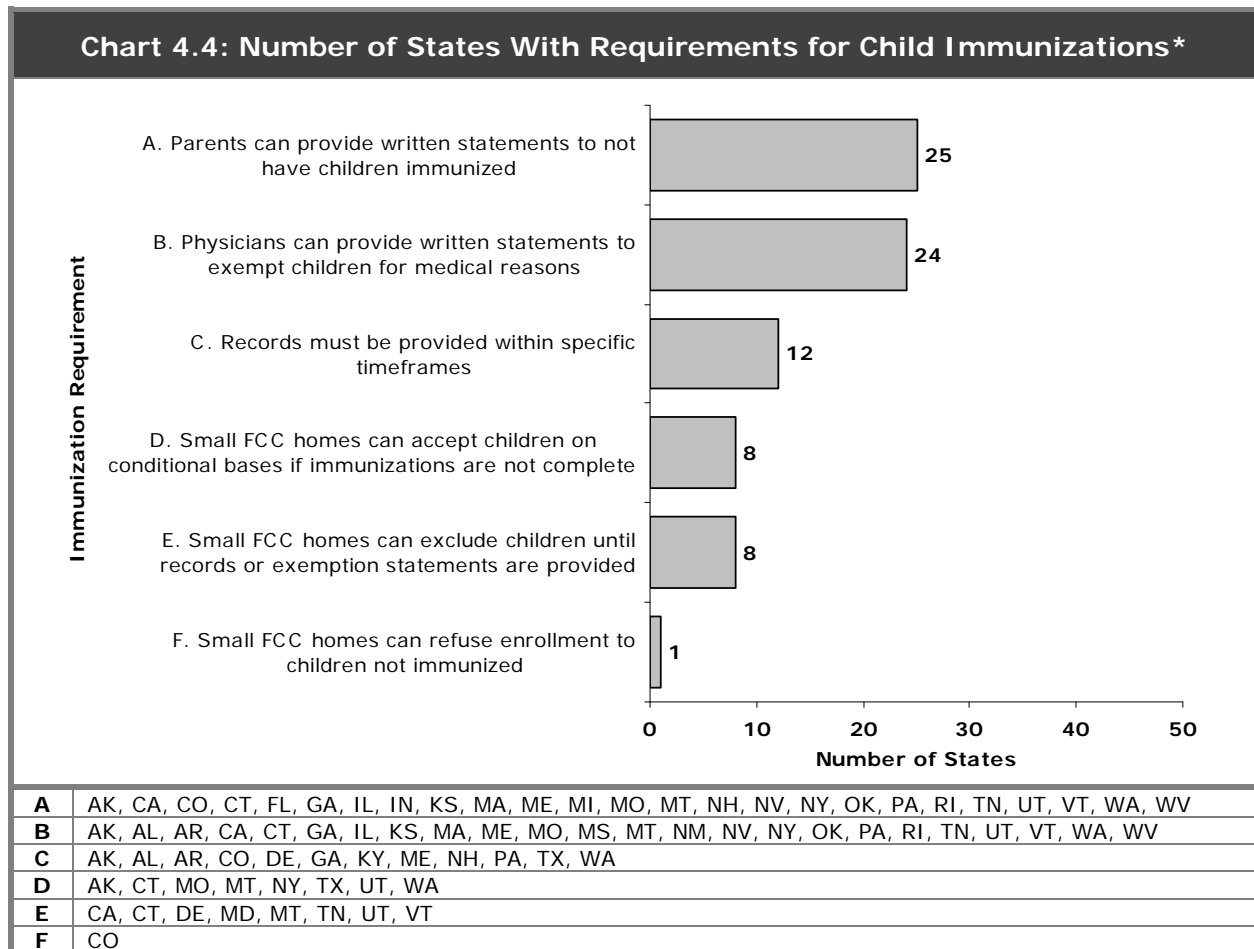
Requirement	Number of States	State
Children required to have physical exams or provide health statements to enroll in small FCC homes	24	CO, CT, DC, DE, FL, HI, IA, IL, IN, KY, MA, MD, MI, MO, NC, ND, NH, NV, NY, PA, RI, TX, WI, WV
Small FCC homes required to keep records of children's physical exams or health statements	16	CO, CT, DC, DE, FL, IA, IL, MA, MD, MI, ND, NH, NV, RI, WI, WV
Health records must be provided to small FCC homes within specific time periods	15	CO, DC, DE, FL, IA, IL, IN, MA, MO, NH, NV, PA, TX, WI, WV

N=44 states, excluding AZ, ID, LA, NJ, OH, SD, VA

*Some states have multiple requirements for physical exams and/or health statements for children.

Immunizations

Of the 44 states that license small FCC homes, all but one (SC) require children to be immunized. As shown in Chart 4.4, most states allow exemptions from immunization requirements if written statements are provided to small FCC homes from either parents stating they do not wish their children to be immunized or from physicians stating that children are exempt from immunizations for medical reasons.



N=43 states, excluding AZ, ID, LA, NJ, OH, SC, SD, VA

*Some states have multiple requirements for immunizations.

Additional Health Requirements

Six states (DE, DC, IL, MA, NY, RI) require children to have blood lead level screenings prior to enrolling in small FCC homes. Also, 27 states (AL, AR, CA, CO, CT, DE, GA, IA, IN, MA, ME, MN, MO, MT, NC, NH, NM, NV, OK, OR, PA, RI, TN, UT, VT, WV, WY) require small FCC homes to keep emergency contact information in children's records.

B. Nutrition

Of the 44 states that license small FCC homes, all but three (CA, KS, SC) have requirements about nutrition for children. As shown in Table 4.31, most states also have requirements for feeding infants, the nutritional content of meals and snacks, and a number of or time interval between meals/snacks served to children. Only a few states require small FCC homes to post menus. More than half of the states allow parents to provide food for meals or snacks, and only a few states require that small FCC homes provide all food served to children.

Table 4.31: States With Requirements for Nutrition for Children*		
Requirement	Number of States	State
State has requirements about nutrition and meals/snacks for children	41	AK, AL, AR, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, NV, NY, OK, OR, PA, RI, TN, TX, UT, VT, WA, WI, WV, WY
Requirements for feeding infants	37	AK, AL, AR, CO, CT, DC, DE, GA, HI, IL, KY, MA, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, NV, NY, OK, OR, PA, RI, TN, TX, UT, VT, WA, WI, WV, WY
Requirements for the nutritional content of meals/snacks served to children	34	AK, AL, AR, CO, DC, DE, FL, GA, HI, IA, IL, KY, MA, MI, MN, MO, MS, MT, NC, NE, NH, NM, NV, OK, OR, PA, RI, TN, TX, VT, WA, WI, WV, WY
Requirements include a number of or time interval between meals/snacks served to children	31	AL, AR, CO, DC, DE, GA, HI, IA, IL, KY, MA, MI, MO, MS, MT, NC, ND, NE, NH, NM, NV, NY, OK, RI, TN, TX, UT, VT, WA, WI, WY
Parents/Guardians allowed to provide food for their own children	23	AK, AR, DC, DE, HI, IA, IL, KY, MA, ME, MI, MN, NH, NM, NV, NY, PA, RI, TX, VT, WA, WI, WY
Small FCC homes required to provide supplemental food (to what parents provide) to meet nutritional content requirements	8	AR, HI, IL, KY, MA, NH, NY, WA
Small FCC homes required to post menus of meals/snacks served to children	7	DC, KY, NM, NV, OK, TN, VT
Small FCC homes required to provide all meals/snacks to children	7	AL, GA, MO, MS, NC, OK, TN
Parents/Guardians allowed to bring food for all children for special occasions	1	MS

N=41 states, excluding AZ, CA, ID, KS, LA, NJ, OH, SC, SD, VA

*Some states have multiple types of requirements for nutrition.

C. Behavior Guidance and Discipline

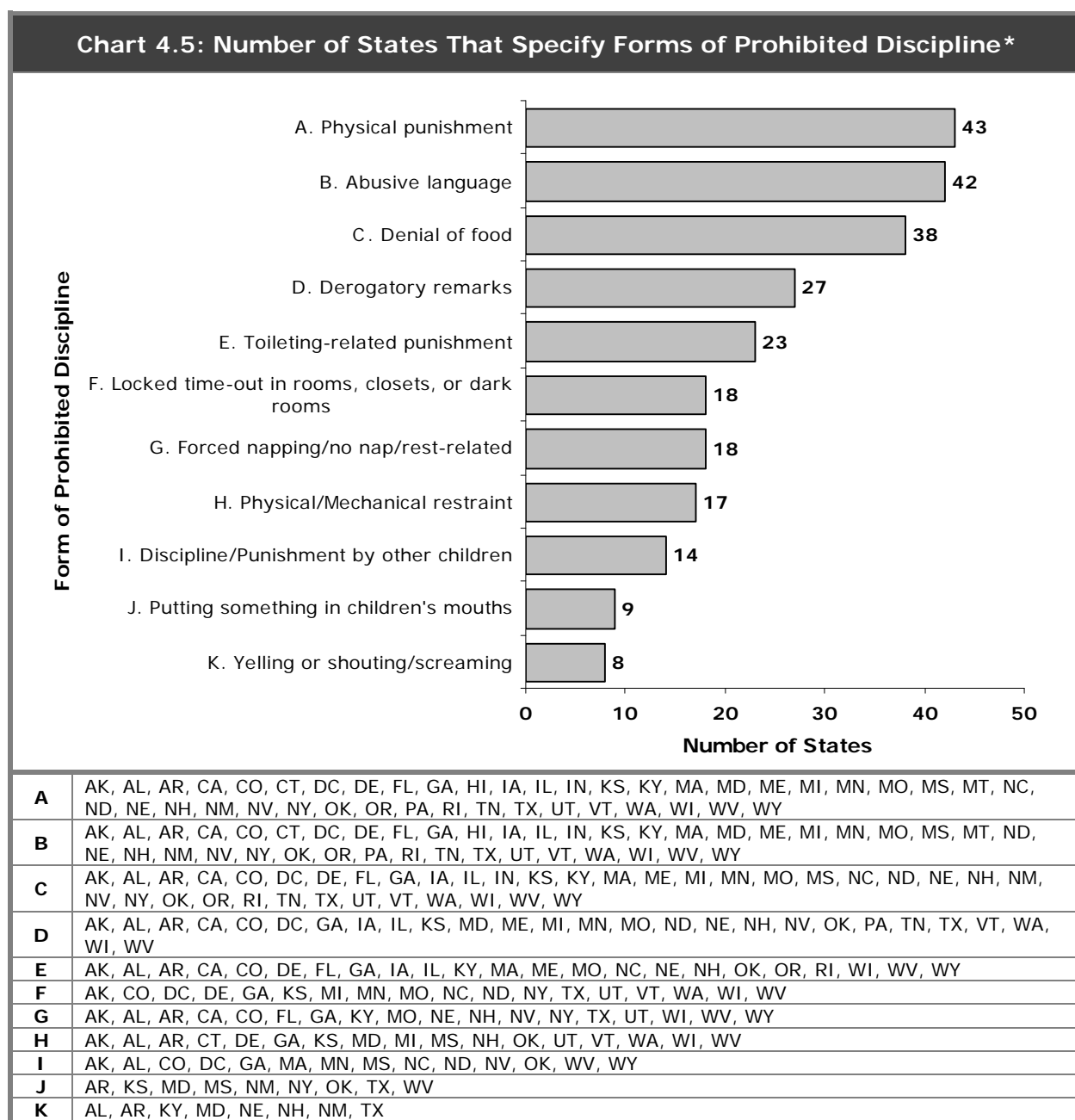
Of the 44 states that license small FCC homes, only one state (SC) does not have requirements in licensing regulations related to behavior guidance and/or discipline. Fourteen states (AK, DC, DE, FL, IN, KS, MI, MT, NC, NM, NY, OR, RI, WY) require small FCC homes to have written policies about behavior guidance and/or discipline. As seen in Table 4.32, most states' regulations specify types of behavior guidance and/or discipline that small FCC homes are allowed to use. Approximately half allow children to be separated from groups if they are supervised. By having no requirements for behavior guidance and/or discipline in regulations for small FCC homes, SC does not prohibit corporal punishment.

Table 4.32: States That Specify Forms of Discipline Allowed		
Form of Discipline	Number of States	State
State has requirements for behavior guidance and/or discipline	43	AK, AL, AR, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, NV, NY, OK, OR, PA, RI, TN, TX, UT, VT, WA, WI, WV, WY
Regulations specify types of discipline that are allowed for use with children	29	AK, AR, CO, CT, DC, DE, IA, IL, MA, MI, MN, MO, MS, MT, ND, NH, NM, NV, NY, OK, RI, TN, TX, UT, VT, WA, WI, WV, WY
<ul style="list-style-type: none"> Supervised separation from groups 	22	AK, AR, CO, DC, DE, IL, MA, MN, MO, MS, ND, NH, NM, NV, NY, OK, RI, TX, UT, WI, WV, WY
<ul style="list-style-type: none"> Corporal punishment 	1	SC**

N=43 states, excluding AZ, ID, LA, NJ, OH, SC, SD, VA

**SC does not have requirements that prohibit the use of corporal punishment in its regulations for small FCC homes.

In their regulations, all states that license small FCC homes, except SC, specify forms of behavior guidance and/or discipline that are **not** allowed. Chart 4.5 shows the different types of discipline prohibited in states.



N=43 states, excluding AZ, ID, LA, NJ, OH, SC, SD, VA

*Some states specify multiple forms of prohibited discipline.

D. Activities and Equipment/Materials

Of the 44 states that license small FCC homes, all but seven states (CA, FL, KS, NE, SC, UT, WY) have requirements in their regulations that address the daily activities small FCC homes must provide for children. These requirements help facilities establish learning environments by specifying that activities must meet children's developmental needs. State regulations also often include lists of required equipment and materials needed for children. *Table 58: Requirements for Activities and Equipment and Materials in Small FCC Homes for Children in 2007* in the 50-State Data Tables provides state-by-state data about these requirements.

Schedule of Activities

Of the 44 states that license small FCC homes, 10 (AL, AR, MO, MT, NC, NM, PA, RI, TN, WV) require homes to have written daily schedules of activities. Of those, seven states (AL, AR, NC, NM, PA, TN, WV) require homes to post daily schedules in facilities.

Fast Facts

- Most states specify types of activities that small FCC homes must include for children in the daily schedules.
- More than half of states that license small FCC homes specify that the developmental needs of children must be addressed in the activities provided.

Types of Required Activities

Table 4.33 summarizes the types of activities small FCC homes are required to have in daily schedules for children.

Table 4.33: States With Requirements for Activities*		
Type of Activity	Number of States	State
State has requirements for activities for children	37	AK, AL, AR, CO, CT, DC, DE, GA, HI, IA, IL, IN, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NH, NM, NV, NY, OK, OR, PA, RI, TN, TX, VT, WA, WI, WV
Outdoor play	32	AK, AL, AR, CO, CT, DC, DE, GA, IL, IN, KY, MA, MD, ME, MI, MN, MO, MS, MT, ND, NH, NV, NY, OK, OR, PA, RI, TN, TX, WA, WI, WV
Nap or rest period	23	AK, AR, CO, CT, DC, DE, GA, IL, IN, ME, MI, MO, MS, MT, ND, NH, NM, NV, NY, OK, RI, TX, WV
Active play	22	AK, DC, DE, HI, IA, IL, IN, KY, MA, MI, MN, MS, MT, NC, ND, NV, NY, OR, RI, TX, WI, WV

Table 4.33: States With Requirements for Activities (con.)*		
Type of Activity	Number of States	State
Quiet play	22	AK, CT, DC, DE, HI, IA, IL, IN, KY, MA, MI, MN, MS, MT, NC, ND, NY, OR, RI, TX, WI, WV
Indoor play	21	AK, CT, DC, IL, IN, KY, MD, ME, MI, MN, MO, ND, NH, NY, OK, OR, RI, TX, WA, WI, WV
Regular meal/snack times	18	AK, AL, CO, CT, DE, IL, IN, KY, MA, MO, MS, NH, NM, NY, OK, RI, TX, WV
Large group activities	13	AK, CO, CT, DE, KY, MA, MI, MO, NH, TX, VT, WA, WI
Creative expression	12	AK, DC, KY, MA, MI, MN, MT, NH, TX, WA, WI, WV
Gross motor activities	10	AK, IA, IL, KY, MA, MI, MN, TX, WA, WI
Provider-initiated activities	10	DC, DE, MA, MN, NC, RI, TN, TX, VT, WA
Child-initiated activities	10	DC, DE, HI, MA, MN, RI, TN, TX, VT, WA
Free play	10	CT, DE, HI, KY, MO, MT, NC, PA, WA, WV
Fine motor activities	8	IA, IL, KY, MI, MN, TX, WA, WI
Toileting and washing/hand washing	5	AK, IL, MO, RI, WV
Small group activities	3	MT, VT, WA

N=37 states, excluding AZ, CA, FL, ID, KS, LA, NE, NJ, OH, SC, SD, UT, VA, WY

*Some states require multiple types of activities for children.

Child Developmental Domains Addressed in Activities

Table 4.34 shows that most of the states that require small FCC homes to address the developmental needs of children during activities require homes to address social, physical, language/literacy, cognitive/intellectual, and emotional development. Fewer, but nearly half, of these states require small FCC homes to address cultural development. State-by-state data are available in *Table 59: Developmental Domains Addressed in Required Activities in Small FCC Homes in 2007* in the 50-State Data Tables.

Table 4.34: States That Address Developmental Domains in Required Activities*		
Developmental Domain	Number of States	State
State requirements address child development in activities	26	AK, AR, CO, CT, DC, DE, GA, HI, IA, IL, KY, MA, MI, MN, MT, ND, NH, NV, NY, PA, RI, TN, TX, VT, WA, WI
Emotional development	20	AK, CT, DC, DE, HI, IA, IL, KY, MA, MI, MN, MT, ND, NV, NY, PA, TX, VT, WA, WI
Physical development	19	AK, CT, DC, DE, HI, IL, KY, MA, MI, MN, MT, ND, NV, NY, PA, TX, VT, WA, WI
Cognitive/Intellectual development	18	AK, CT, DC, DE, HI, KY, MA, MI, MN, MT, ND, NV, NY, PA, TX, VT, WA, WI
Social development	17	AK, CT, DC, DE, HI, KY, MA, MN, MT, ND, NV, NY, PA, TX, VT, WA, WI
Language/Literacy development	15	AK, DE, HI, MA, MI, MN, ND, NH, NV, NY, PA, TX, VT, WA, WI
Cultural development	10	CT, HI, MA, NV, NY, PA, RI, VT, WA, WI

N=26 states, excluding AL, AZ, CA, FL, ID, IN, KS, LA, MD, ME, MO, MS, NC, NE, NJ, NM, OH, OK, OR, SC, SD, UT, VA, WV, WY

*Some states address multiple developmental domains in their requirements.

As shown in Table 4.35, some state regulations also include lists of specific activities small FCC homes should provide to meet each of the developmental needs.

Table 4.35: States That List Specific Activities Small FCC Homes Must Provide to Address Developmental Domains*		
Developmental Domain	Number of States	State
State requirements address child development in activities	26	AK, AR, CO, CT, DC, DE, GA, HI, IA, IL, KY, MA, MI, MN, MT, ND, NH, NV, NY, PA, RI, TN, TX, VT, WA, WI
State lists specific activities to address developmental domains	8	AK, HI, KY, MA, MN, TX, VT, WA
Physical development	8	AK, HI, KY, MA, MN, TX, VT, WA
Cognitive/Intellectual development	8	AK, HI, KY, MA, MN, TX, VT, WA
Social development	8	AK, HI, KY, MA, MN, TX, VT, WA
Emotional development	7	HI, KY, MA, MN, TX, VT, WA
Language/Literacy development	6	AK, MA, MN, TX, VT, WA
Cultural development	3	HI, VT, WA

N=26 states, excluding AL, AZ, CA, FL, ID, IN, KS, LA, MD, ME, MO, MS, NC, NE, NJ, NM, OH, OK, OR, SC, SD, UT, VA, WV, WY

*Some states list multiple specific activities to address developmental domains.

Equipment and Materials

Table 4.36 shows the types of equipment and materials small FCC homes are required to have for children.

Table 4.36: States With Requirements for Equipment and Materials*		
Equipment/Material Type	Number of States	State
State has requirements for the types of equipment/materials small FCC homes must have for children	25	AK, AL, AR, CO, DC, GA, HI, IL, MA, MD, ME, MI, MO, MS, MT, ND, NM, NY, OK, PA, RI, TN, TX, WI, WV
Fine motor/manipulatives	16	AK, AL, AR, CO, HI, MA, ME, MI, MO, MS, OK, PA, RI, TX, WI, WV
Books and other literacy materials	16	AK, AL, AR, CO, DC, GA, MA, ME, MI, MO, MS, MT, OK, RI, TX, WV
Gross motor equipment (indoor and/or outdoor)	15	AL, AR, CO, HI, MA, ME, MI, MO, MS, OK, PA, RI, TX, WI, WV
Dramatic play/pretend materials	13	AL, MA, ME, MI, MO, MS, MT, OK, PA, RI, TX, WI, WV
Art supplies/creative activities	13	AL, CO, MA, ME, MI, MO, MS, MT, OK, PA, RI, TX, WV
Music materials	9	AL, MA, ME, MI, MO, MS, MT, OK, RI
Sensory materials	6	AL, ME, MO, MS, PA, TX
Science/Experimental/Math (counting/sorting) materials	4	AL, ME, MO, WV

N=25 states, excluding AZ, CA, CT, DE, FL, IA, ID, IN, KS, KY, LA, MN, NC, NE, NH, NJ, NV, OH, OR, SC, SD, UT, VA, VT, WA, WY

*Some states require multiple types of equipment and materials.

In addition to the equipment and materials included in Table 4.36, the following four states have requirements regarding the number and/or type of books that small FCC homes must have.

- **AK:** Small FCC homes must have a minimum of five developmentally appropriate books per child in care.
- **AL:** Small FCC homes must have age-appropriate books.

- **MS:** Books must be on shelves and tables for children to look at and read. Every child must have age-appropriate materials (including picture books) read to and discussed with him or her every day. When appropriate, the materials should cover topics with which the children are involved.
- **WV:** Small FCC homes must ensure that age-appropriate books are read on a daily basis to children between the ages of 6 months and 5 years of age.

E. Parent Involvement

Four states (DC, NM, PA, VT) have requirements for small FCC homes regarding parent involvement. Two states (NM, PA) require small FCC homes to provide opportunities for parents to be involved in activities, and one state (VT) requires homes to encourage parent involvement.

Of the 44 states that license small FCC homes, 33 (AK, AL, CA, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, MA, ME, MI, MO, MS, MT, ND, NE, NH, NY, OK, OR, PA, RI, TN, VT, WA, WI, WV, WY) require small FCC homes to provide parents with access to facilities at all times, allowing parents to visit without giving prior notice.

As shown in Table 4.37, most states have requirements regarding communication between small FCC home providers and parents of children in care. These requirements include providing written policies and procedures to parents, keeping logs of children's care, and having regular meetings with parents.

Table 4.37: States With Requirements for Parent Communication*		
Requirement	Number of States	State
State has requirements for small FCC homes' communication with parents	33	AK, AL, AR, CA, CT, DC, DE, FL, HI, IL, IN, MA, MI, MN, MO, MS, MT, NC, NH, NM, NV, NY, OK, OR, PA, RI, SC, TN, TX, VT, WA, WI, WY
Small FCC homes must provide written copies of policies and procedures to parents	29	AK, AL, AR, CA, DC, DE, FL, IL, IN, MA, MI, MN, MO, MS, MT, NC, NM, NV, NY, OK, OR, PA, SC, TN, TX, VT, WA, WI, WY
Small FCC homes must keep logs of children's care and communicate with parents	2	MS, RI
Small FCC homes must hold regularly scheduled meetings with parents	2	HI, VT
Small FCC homes must have resource areas for parents	1	RI

N=33 states, excluding AZ, CO, GA, IA, ID, KS, KY, LA, MD, ME, ND, NE, NJ, OH, SD, UT, VA, WV

*Some states have multiple types of requirements for communication with parents.

F. Specialized Care of Children

There are requirements for specialized types of care for children within small FCC home licensing regulations, such as infant and toddler care, school-age care, and evening/overnight care. Table 4.38 shows whether states have requirements in their small FCC home regulations that address these common types of specialized care. It also shows the types of requirements states have for specialized care. For example, many states have requirements for activities that pertain just to infant and toddler care or school-age care. In addition, several states have specific facility requirements for these different types of care.

Table 4.38: States With Requirements for Types of Specialized Care*			
Requirement	Number of States		
	Infant and Toddler Care	School-Age Care	Evening/ Overnight Care
State has requirements for specialized care	36	15	30
Types of requirements for specialized care			
Supervision of children	7	4	22
Activities for children	27	11	21
Materials/Equipment	24	6	26
Facility	12	0	18

N=44 states, excluding AZ, ID, LA, NJ, OH, SD, VA

*Some states have multiple requirements for specialized care.

Table 60: States With Requirements for Specialized Child Care in Small FCC Homes in 2007 in the 50-State Data Tables includes state-by-state data about whether states have requirements for specialized care.

Additional Requirements for Infant and Toddler Care

Small FCC home regulations generally have more requirements for infant and toddler care than the other types of specialized care listed in Table 4.38.

Fast Fact

Half of states that license small FCC homes require infants to be placed on their backs to sleep.

SIDS Risk Reduction

States differ in their requirements to place infants on their backs to sleep. This sleep position has been proven to reduce the risk of Sudden Infant Death Syndrome (SIDS) in infants.¹ Table 4.39 shows state requirements related to the prevention of SIDS.

Table 61: Requirements for Reducing Risk of Sudden Infant Death Syndrome (SIDS) in Small FCC Homes in 2007 in the 50-State Data Tables includes additional information about these requirements.

Table 4.39: States With Requirements for Reducing the Risk of SIDS*		
Requirement	Number of States	State
Infants must be placed on their backs to sleep	22	AK, AL, DC, FL, GA, IA, IL, ME, MI, MS, MT, NC, NY, OK, OR, RI, TX, VT, WA, WI, WV, WY
Physicians may authorize different sleep positions for infants	21	AK, AL, DC, FL, GA, IA, IL, ME, MI, MS, MT, NC, NY, OK, RI, TX, VT, WA, WI, WV, WY
Soft bedding/materials must not be used in cribs	15	AK, AL, DC, GA, IL, MD, ME, MI, MT, NC, NE, TX, WA, WI, WV
Providers required to complete training about SIDS prevention	9	AK, DC, MD, MI, NC, OK, TX, UT, WI
Providers must check on sleeping infants	6	ME, MI, NC, RI, TN, VT
Parents may authorize different sleep positions for infants	3	NC, RI, WA

N=44 states, excluding AZ, ID, LA, NJ, OH, SD, VA

*Some states have multiple requirements for the prevention of SIDS.

¹ Task Force on Infant Sleep Position and Sudden Infant Death Syndrome, American Academy of Pediatrics. (2000). Changing concepts of Sudden Infant Death Syndrome: Implications for infant sleeping environment and sleep position. *Pediatrics*, 105(3), 650–656.

4.10 Facility Requirements

A. Zoning

Of the 44 states that license small FCC homes, 16 (AL, AR, CO, DC, DE, HI, MD, ME, MN, MO, NH, NM, TN, VT, WA, WY) specify in their licensing regulations that small FCC homes must comply with local zoning ordinances.

B. Environmental Tests and Health Inspections

Environmental Tests

Nineteen states (CT, IA, IL, MA, ME, MI, MN, MS, MT, ND, NE, NH, NY, OK, RI, VT, WI, WV, WY) require small FCC homes to conduct environmental tests for substances such as lead paint, lead in water, asbestos, and radon.

Note

The information in this study only includes data from small FCC home licensing regulations and child care licensing agency responses to a survey. There may be other state laws that require small FCC homes to have environmental tests and inspections.

Environmental Health Inspections

The following data about environmental inspections were compiled from state child care licensing agency responses to *The 2007 NARA Child Care Licensing Program Survey*.

Of the 44 states that license small FCC homes, 14 (AK, AR, CT, DC, ME, MO, MS, NH, NV, TN, UT, WA, WI, WY) require small FCC homes to have environmental health inspections. Table 4.40 shows how often homes must have inspections. The most common frequency is once a year. State-by-state data are available in *Table 62: Frequency of Environmental Health Inspections of Small FCC Homes in 2007* in the 50-State Data Tables.

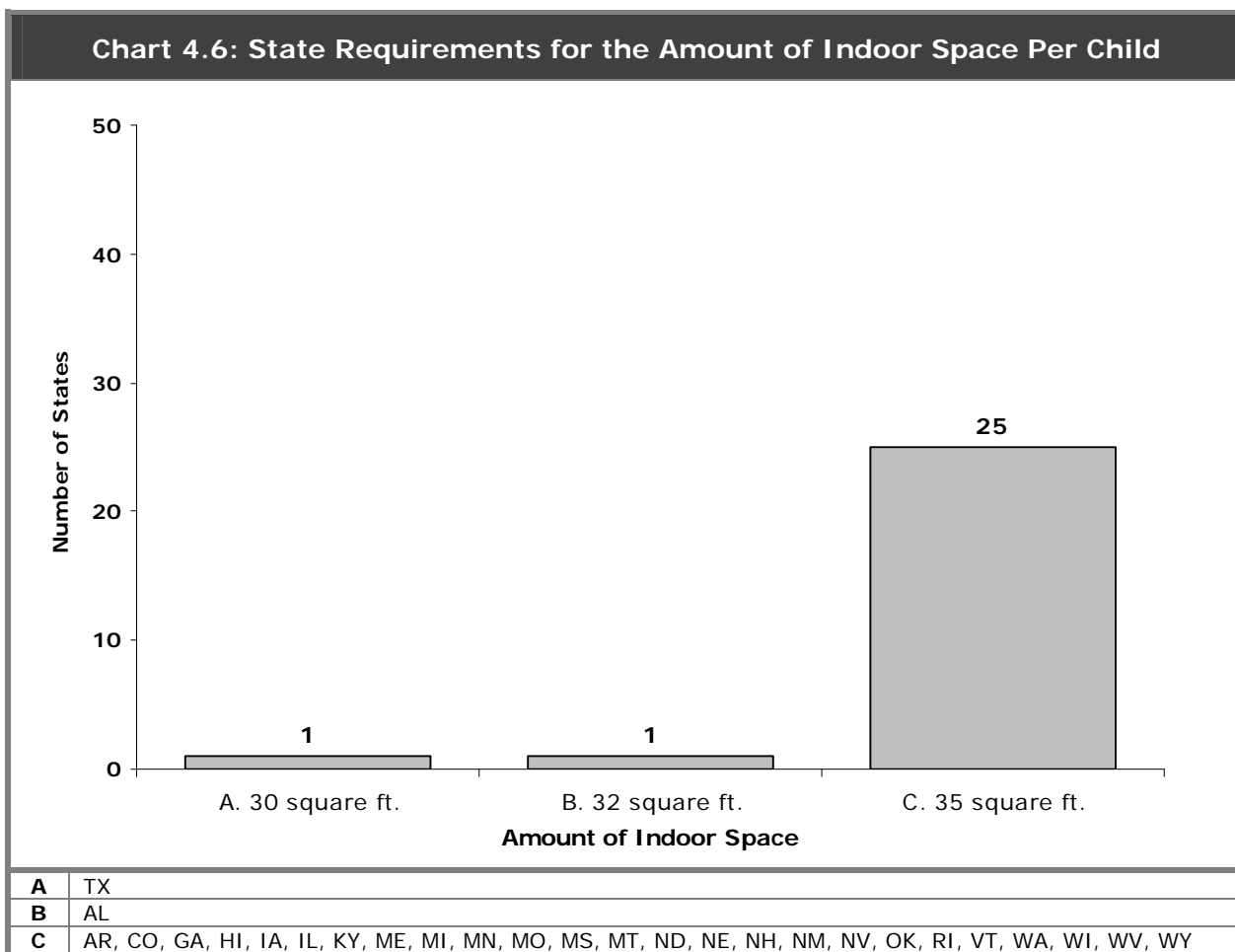
Table 4.40: State Requirements for the Frequency of Environmental Health Inspections		
Requirement	Number of States	State
Environmental health inspections required	14	AK, AR, CT, DC, ME, MO, MS, NH, NV, TN, UT, WA, WI, WY
Once a year	9	AR, DC, ME, MO, MS, NV, TN, WI, WY
Once every 2 years	2	AK, UT
Once every 3 years	3	CT, NH, WA

N=14 states, excluding AL, AZ, CA, CO, DE, FL, GA, HI, IA, ID, IL, IN, KS, KY, LA, MA, MD, MI, MN, MT, NC, ND, NE, NJ, NM, NY, OH, OK, OR, PA, RI, SC, SD, TX, VA, VT, WV

C. Square Footage

Indoor Space Requirements

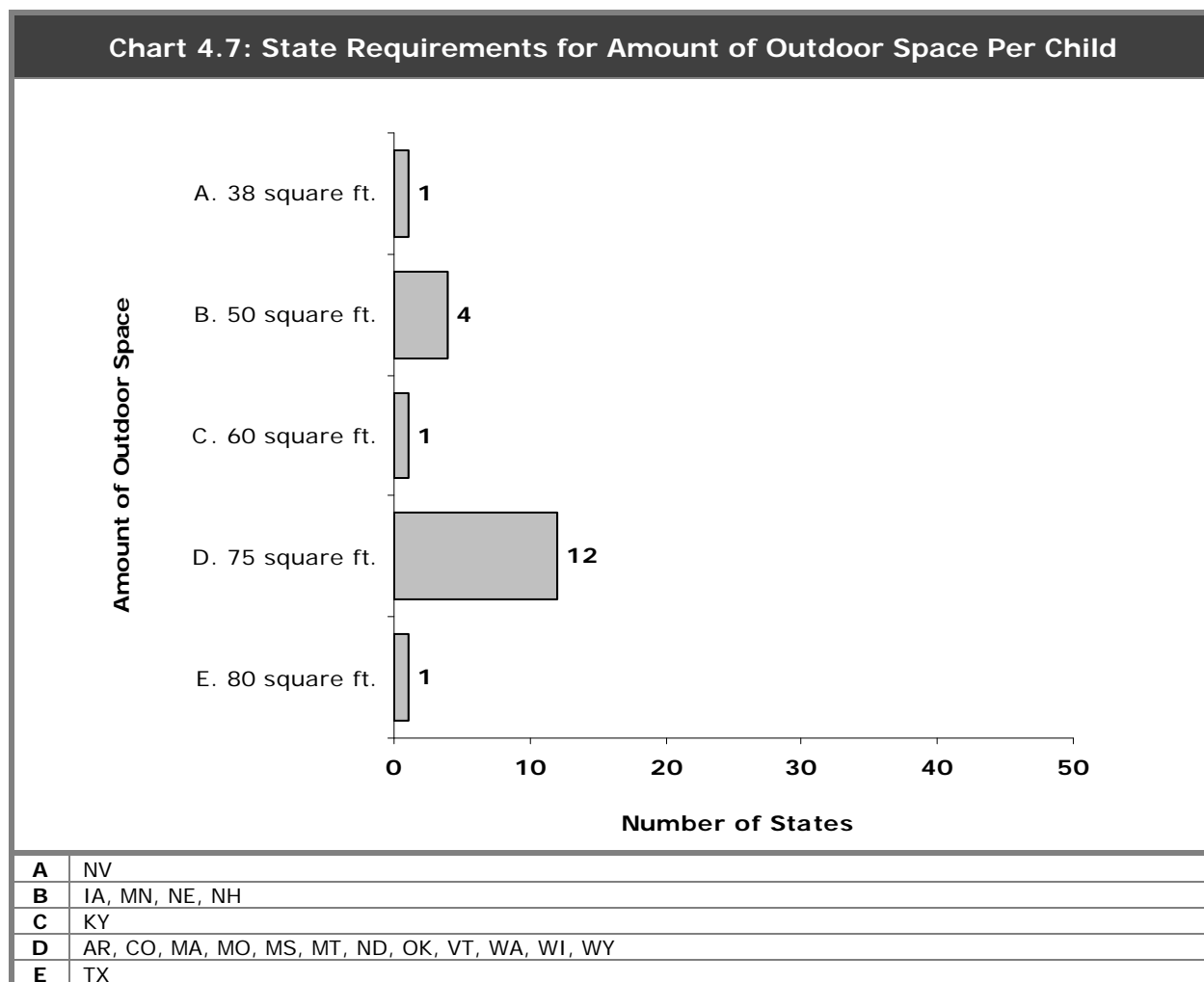
Of the 44 states that license small FCC homes, 27 (AL, AR, CO, GA, HI, IA, IL, KY, ME, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, OK, RI, TX, VT, WA, WI, WV, WY) have requirements for the amount of indoor space that must be provided for each child. As shown in Chart 4.6, most states require small FCC homes to have 35 square feet of indoor space per child.



N=27 states, excluding AK, AZ, CA, CT, DC, DE, FL, ID, IN, KS, LA, MA, MD, NC, NJ, NY, OH, OR, PA, SC, SD, TN, UT, VA

Outdoor Space Requirements

Nineteen states (AR, CO, IA, KY, MA, MN, MO, MS, MT, ND, NE, NH, NV, OK, TX, VT, WA, WI, WY) have requirements for the amount of outdoor space that must be provided for each child. As shown in Chart 4.7, most states require small FCC homes to have 75 square feet of outdoor space for each child.



N=19 states, excluding AK, AL, AZ, CA, CT, DC, DE, FL, GA, HI, ID, IL, IN, KS, LA, MD, ME, MI, NC, NJ, NM, NY, OH, OR, PA, RI, SC, SD, TN, UT, VA, WV

Three states (AL, HI, MI) have requirements for the total minimum amount of outdoor space that small FCC homes are required to have, as shown in Table 4.41. These states do not have requirements for amounts of space per child.

Table 4.41: States With Requirements for the Total Minimum Amount of Outdoor Space	
Minimum Requirement	State
150 square feet	HI
300 square feet	AL
400 square feet	MI

N=3 states, excluding AK, AR, AZ, CA, CO, CT, DC, DE, FL, GA, IA, ID, IL, IN, KS, KY, LA, MA, MD, ME, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY

Table 63: Amount of Indoor and Outdoor Space Required in Small FCC Homes in 2007 in the 50-State Data Tables includes the square footage requirements for each state.

D. Condition of Facility and Equipment

As shown in Table 4.42, all states that license small FCC homes, except AK, KS, and SC, have requirements for the condition of facilities and/or equipment (e.g., facilities and equipment must be in good condition).

Table 4.42: States With Requirements for the Condition of the Home and/or Equipment*		
Requirement	Number of States	State
Indoor area and equipment		
Requirements for the condition of the indoor area of the home	38	AL, AR, CA, CO, CT, DE, FL, GA, HI, IL, IN, KY, MA, MD, ME, MI, MO, MS, MT, NC, ND, NE, NH, NM, NV, NY, OK, OR, PA, RI, TN, TX, UT, VT, WA, WI, WV, WY
Requirements for the condition of indoor equipment	34	AR, CT, DC, DE, FL, GA, HI, IA, IL, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NY, OK, OR, PA, RI, TN, TX, UT, VT, WA, WI, WV
Requirements for the condition of stairs in the home	27	AR, CA, CO, CT, DE, IL, KY, MA, ME, MI, MN, MO, MS, MT, NC, ND, NH, NY, OK, OR, PA, RI, VT, WA, WI, WV, WY
Requirements for basement used for the care of children	22	AR, CO, DE, IA, IL, IN, MA, MI, MN, MO, MT, NH, NY, OK, OR, RI, TX, UT, WA, WI, WV, WY

Table 4.42: States With Requirements for the Condition of the Home and/or Equipment (con.)*

Requirement	Number of States	State
Outdoor area and equipment		
Requirements for the condition of the outdoor area of the home	33	AL, AR, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KY, MA, ME, MN, MO, MS, MT, NC, ND, NH, NV, OK, OR, PA, RI, TN, UT, VT, WA, WI, WV
Requirements for the condition of outdoor equipment	32	AR, CO, CT, DC, DE, FL, GA, HI, IA, IL, KY, ME, MI, MO, MS, MT, NC, ND, NV, NY, OK, OR, PA, RI, TN, TX, UT, VT, WA, WI, WV, WY
Materials and toys		
Requirements for the condition of materials and toys for children	24	DC, GA, HI, IL, KY, MD, ME, MI, MO, MS, MT, NC, ND, NE, NH, NM, NY, OK, OR, PA, VT, WA, WV, WY

N=41 states, excluding AK, AZ, ID, KS, LA, NJ, OH, SC, SD, VA

*Some states have multiple types of requirements for indoor and outdoor areas and equipment, materials, and toys.

E. Safety of Equipment

As seen in Table 4.43, most states have requirements for the safety of indoor and outdoor equipment. Information about each state's requirements for surfaces under indoor and outdoor equipment is available in *Table 64: Requirements for Surfaces Under Indoor and Outdoor Equipment in Small FCC Homes in 2007* in the 50-State Data Tables.

Table 4.43: States With Requirements for Equipment Safety*

Requirement	Number of States	State
Indoor equipment		
Requirements for sleeping equipment (e.g., cots and cribs)	27	AK, AL, AR, CO, DC, DE, IL, KY, MA, MD, ME, MI, MN, MO, MS, MT, NH, NM, OK, PA, RI, TN, TX, VT, WA, WI, WV
Requirements for the safety of indoor equipment	23	AR, DC, DE, IL, KY, MA, MI, MN, MO, MS, MT, ND, NH, OK, PA, RI, TN, TX, UT, WA, WI, WV, WY
Prohibits stackable cribs	7	DC, KY, MS, NH, NY, PA, WY
Requirements for the surfaces under indoor equipment	2	NH, TX

Table 4.43: States With Requirements for Equipment Safety (con.) *		
Requirement	Number of States	State
Outdoor equipment		
Requirements for the safety of outdoor equipment	31	AL, AR, CO, DC, DE, GA, IL, KY, MA, MD, ME, MI, MO, MS, MT, NC, ND, NM, NV, NY, OK, PA, RI, TN, TX, UT, VT, WA, WI, WV, WY
Requirements for the surfaces under outdoor equipment	23	AL, AR, CO, DC, DE, ME, MI, MO, MT, NC, NH, NM, NV, OK, PA, RI, TN, TX, VT, WA, WI, WV, WY
Indoor and outdoor equipment		
Requirements for equipment to be free of components that can pinch, shear, or crush body tissues	8	AR, DC, DE, MO, OK, PA, TX, WY

N=34 states, excluding AZ, CA, CT, FL, HI, IA, ID, IN, KS, LA, NE, NJ, OH, OR, SC, SD, VA

*Some states have multiple types of requirements for the safety of indoor and outdoor equipment.

F. Outdoor Space

Enclosures or Fencing

As shown in Table 4.44, approximately one-third of states that licensing small FCC homes require them to have fences or other enclosures around outdoor play spaces. Most of these states require that fences be at least four feet in height. State-by-state data are available in *Table 65: Height Requirements for Outdoor Enclosures and Fences for Small FCC Homes in 2007* in the 50-State Data Tables.

Table 4.44: States With Requirements for Outdoor Fencing		
Requirement	Number of States	State
State requires that outdoor space is enclosed or has a fence	15	AL, CO, DC, FL, GA, KY, MO, MS, MT, NM, NV, RI, TX, WA, WY
Height must be at least 4 feet	10	AL, DC, FL, GA, MS, MT, NM, TX, WA, WY
Height must be 42 inches	2	CO, MO
Height not specified	3	KY, NV, RI

N=15 states, excluding AK, AR, AZ, CA, CT, DE, HI, IA, ID, IL, IN, KS, LA, MA, MD, ME, MI, MN, NC, ND, NE, NH, NJ, NY, OH, OK, OR, PA, SC, SD, TN, UT, VA, VT, WI, WV

Bodies of Water

Thirty-six states (AL, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, MA, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, NY, OK, PA, RI, TN, TX, VT, WA, WI, WV, WY) have requirements for the safety of swimming pools in small FCC homes. In addition, 24 states (AK, AL, AR, CA, CO, CT, FL, IL, MA, MD, MI, MN, MT, NE, NH, NM, NV, NY, OK, RI, TX, UT, WA, WI) have requirements to protect children from bodies of water (e.g., ponds, lakes, and rivers).

G. Fire Safety and Emergency Preparedness

Fire Inspections

The following data about fire inspections were compiled from state child care licensing agency responses to *The 2007 NARA Child Care Licensing Program Survey*.

Note

The information in this study only includes data from small FCC home licensing regulations and child care licensing agency responses to a survey. There may be other state laws about fire safety that require homes to have fire inspections or fire evacuation plans or conduct fire drills.

Of the 44 states that license small FCC homes, more than 40 percent require small FCC homes to have fire inspections. Table 4.45 shows how often homes must have inspections. A majority of states require annual fire inspections. State-by-state data are available in *Table 66: Frequency of Fire Inspections of Small FCC Homes in 2007* in the 50-State-Data-Tables.

Table 4.45: State Requirements for the Frequency of Fire Inspections		
Requirement	Number of States	State
Fire inspections required	20	AK, AL, AR, DC, MD, ME, MI, MO, MS, NE, NH, NM, NV, PA, RI, TN, UT, WA, WI, WY
Once a year	11	AR, DC, ME, MO, MS, NM, NV, TN, UT, WI, WY
Once every 2 years	4	AK, MD, MI, RI
Once every 3 years	2	NH, WA
Less than once every 3 years	1	PA
Other frequency	2	AL, NE

N=20 states, excluding AZ, CA, CO, CT, DE, FL, GA, HI, IA, ID, IL, IN, KS, KY, LA, MA, MN, MT, NC, ND, NJ, NY, OH, OK, OR, SC, SD, TX, VA, VT, WV

Fire Safety and Fire Drills

Of the 44 states that license small FCC homes, 43 (AK, AL, AR, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, NV, NY, OK, OR, PA, RI, SC, TN, TX, UT, WA, WI, WV, WY) have requirements regarding fire safety. Of those states, 32 (AL, AR, CO, CT, DC, DE, FL, HI, IA, IL, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, NV, NY, OK, PA, RI, TX, WA, WV, WY) require small FCC homes to have plans for how to evacuate children and providers in case of fires in homes.

Thirty-six states (AR, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, NE, NH, NM, NV, NY, OK, PA, RI, TX, WA, WI, WV, WY) also require small FCC homes to conduct fire drills. As shown in Table 4.46, most of these states require small FCC homes to conduct fire drills at least once a month.

Table 4.46: States With Requirements for Frequency of Fire Drills		
Requirement	Number of States	State
State requires fire drills	36	AR, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, NE, NH, NM, NV, NY, OK, PA, RI, TX, WA, WI, WV, WY
At least once a month	26	AR, DE, FL, GA, IA, IL, KS, MA, MD, ME, MI, MN, MO, MS, NC, NH, NM, NV, NY, OK, RI, TX, WA, WI, WV, WY
More than four times a year	3	DC, MT, NE
At least four times a year	3	CT, IN, PA
Less than four times a year	1	CA
Other frequency	1	HI *
Time interval not specified in regulations	2	CO, KY

N=36 states, excluding AK, AL, AZ, ID, LA, ND, NJ, OH, OR, SC, SD, TN, UT, VA, VT

*HI requires that fire drills be practiced at regular intervals.

Smoke Detectors and Fire Extinguishers

As shown in Table 4.47, most states that license small FCC homes require them to have smoke detectors and/or fire extinguishers. Twenty-seven states (CA, CO, CT, DE, FL, GA, IA, IL, IN, MI, MN, MO, MT, NC, ND, NM, NY, OK, OR, PA, RI, TX, UT, WA, WI, WV, WY) require small FCC homes to have both.

Table 4.47: States With Requirements for Smoke Detectors and Fire Extinguishers		
Requirement	Number of States	State
Small FCC homes must have smoke detectors	32	CA, CO, CT, DE, FL, GA, HI, IA, IL, IN, MA, ME, MI, MN, MO, MT, NC, ND, NE, NH, NM, NY, OK, OR, PA, RI, TX, UT, WA, WI, WV, WY
Small FCC homes must have fire extinguishers	28	CA, CO, CT, DE, FL, GA, IA, IL, IN, MI, MN, MO, MS, MT, NC, ND, NM, NY, OK, OR, PA, RI, TX, UT, WA, WI, WV, WY

N=33 states, excluding AK, AL, AR, AZ, DC, ID, KS, KY, LA, MD, NJ, NV, OH, SC, SD, TN, VA, VT

General Emergency Plans

In addition to the requirements related to fires, several states also have requirements for plans and drills for general emergencies (i.e., not specifically fires). Five states (MT, NY, OR, VT, WA) require small FCC homes to have evacuation plans for general emergencies, and two states (MT, VT) require small FCC homes to perform general emergency drills. *Table 67: Fire and Emergency Evacuation and Drill Requirements for Small FCC Homes in 2007* in the 50-State Data Tables provides state-by-state data about evacuation and drill requirements.

Emergency Preparedness

Table 4.48 shows the states that have preparedness requirements for specific emergencies caused by weather or utility-related problems. No states have requirements for emergency plans/procedures for intruders/acts of violence in homes. State-by-state data are available in *Table 68: Requirements for Emergency Preparedness for Small FCC Homes in 2007* in the 50-State Data Tables.

Table 4.48: States With Requirements for Specific Emergency Preparedness*		
Requirement	Number of States	State
State has requirements for specific emergency preparedness	26	AL, AR, CA, CO, CT, DC, FL, GA, HI, IA, IL, KS, KY, MA, MD, ME, MI, MN, MO, MS, NV, OK, RI, TX, UT, WI
Small FCC homes must have emergency plans/procedures for natural disasters (e.g., tornadoes, hurricanes, earthquakes, and other weather)	21	AL, AR, CO, DC, GA, HI, IA, IL, KS, KY, MA, ME, MI, MN, MO, MS, NV, OK, TX, UT, WI
Small FCC homes must have emergency plans/procedures for utility-related problems (e.g., blackouts)	7	AL, DC, GA, MA, MI, OK, UT
Small FCC homes must have emergency plans/procedures for intruders/acts of violence**	0	

N=26 states, excluding AK, AZ, DE, ID, IN, LA, MT, NC, ND, NE, NH, NJ, NM, NY, OH, OR, PA, SC, SD, TN, VA, VT, WA, WV, WY

*Some states have multiple requirements for emergency preparedness.

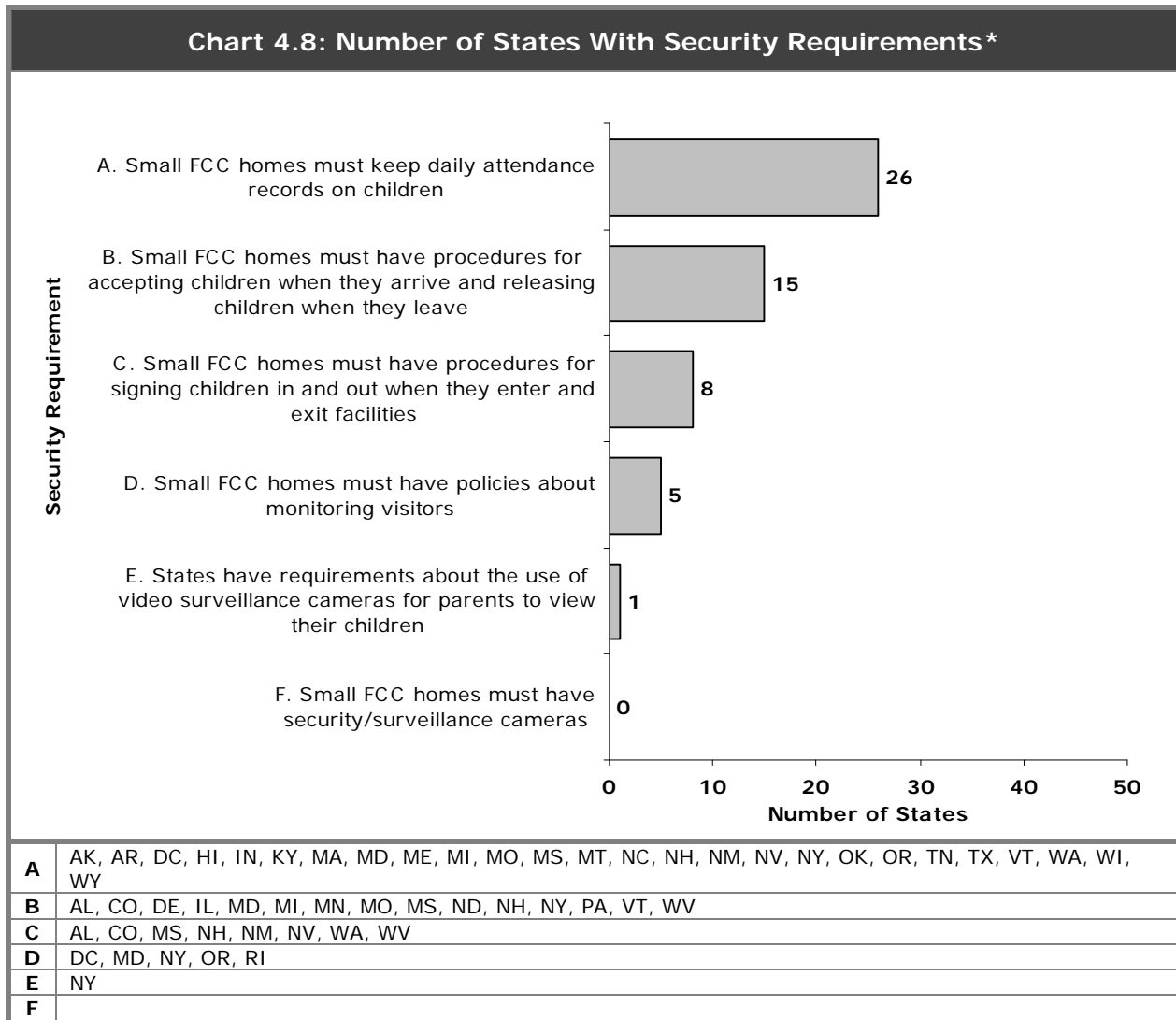
**"Intruders/Acts of violence" includes intruders within the home, intoxicated parents, lost or abducted children, threats of violence, man-made disasters, and others.

Fast Fact

More than half of the 44 states that license small FCC homes require them to be prepared for specific emergencies caused by weather, utility-related problems, and/or acts of terrorism.

H. Security

Many states have requirements for small FCC homes related to the security of children. For example, as shown in Chart 4.8, more than half of states that license small FCC homes require homes to keep daily attendance records of children, and several require small FCC homes to establish procedures for accepting children when they enter homes and releasing children at the end of the day.



N=35 states, excluding AZ, CA, CT, FL, GA, IA, ID, KS, LA, NE, NJ, OH, SC, SD, UT, VA

*Some states have multiple security requirements.

I. Transportation

General Requirements

Of the 44 states that license small FCC homes, all except two (FL, SC) have requirements regarding transporting children in vehicles. Table 4.49 shows some of the specific requirements states have for transporting children. See “4.8 Supervision of Children” for more information about requirements for transportation.

Table 4.49: States With Requirements for Transportation*		
Requirement	Number of States	State
State has requirements for transportation	42	AL, AK, AR, CA, CO, CT, DC, DE, GA, HI, IA, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, NV, NY, OK, OR, PA, RI, TN, TX, UT, VT, WA, WI, WV, WY
Requirements for vehicle drivers (e.g., drivers must have valid licenses)	30	AL, AR, CA, DC, GA, HI, IL, IN, KS, MA, ME, MI, MN, MO, MT, NC, ND, NE, NH, NV, NY, OK, OR, PA, TN, UT, VT, WA, WV, WY
Requirements for condition of vehicles	21	AK, AR, CA, CO, DC, DE, IL, IN, KS, MA, MI, ND, NH, NM, OK, TN, UT, WA, WI, WV, WY
Requirements for first aid kits to be kept in vehicles	11	DC, DE, IA, KS, MI, NM, OK, PA, TN, WI, WY
Requirements for vehicle seating	10	AR, CO, KY, ME, MO, MT, NC, NE, PA, TN
Requirements for emergency equipment needed in vehicles	5	AK, AR, DC, NM, TN

N=42 states, excluding AZ, FL, ID, LA, NJ, OH, SC, SD, VA

*Some states have multiple types of requirements for transportation.

Vehicle Safety Restraints

Most states also have requirements for small FCC homes regarding vehicle safety restraints for children, such as seat belts and car seats, as shown in Table 4.50.

Table 4.50: States With Requirements for Vehicle Safety Restraints for Children*		
Requirement	Number of States	State
State has requirements for vehicle safety restraints for children	39	AK, AL, AR, CA, CO, CT, DC, DE, GA, HI, IL, IN, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, NE, NH, NM, NY, OK, OR, PA, RI, TN, TX, UT, VT, WA, WI, WV, WY
Requirements for car seats/child restraint systems	33	AK, AL, AR, CA, CO, DC, GA, HI, IL, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, NE, NH, NM, NY, OK, OR, TN, TX, VT, WA, WI, WV, WY
Requirements for seat belts for children	31	AK, AL, AR, CO, DC, GA, HI, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, NE, NH, NM, NY, OK, OR, TN, TX, VT, WA, WI, WV, WY

N=39 states, excluding AZ, FL, IA, ID, LA, ND, NJ, NV, OH, SC, SD, VA

*Some states have multiple types of requirements for vehicle safety restraints.

J. Liability and Automobile Insurance

Twenty-two states (AR, CT, DC, IL, IN, KS, KY, MI, MS, MT, ND, NH, NM, NV, OK, OR, PA, RI, TN, VT, WA, WV) require small FCC homes to have either liability insurance or automobile insurance as protection from accidents and injuries to children in care, as shown in Table 4.51. Five states (DC, NV, RI, TN, VT) require small FCC homes to have both types of insurance. *Table 69: Liability and Automobile Insurance Requirements for Small FCC Homes in 2007* in the 50-State Data Tables shows the states that have these requirements and the amount of insurance required if specified in the state regulations.

Table 4.51: States With Requirements for Liability and Automobile Insurance*		
Requirement	Number of States	State
State requires insurance	22	AR, CT, DC, IL, IN, KS, KY, MI, MS, MT, ND, NH, NM, NV, OK, OR, PA, RI, TN, VT, WA, WV
Requires automobile insurance	21	AR, CT, DC, IL, IN, KS, KY, MI, MS, ND, NH, NM, NV, OK, OR, PA, RI, TN, VT, WA, WV
Requires general liability insurance	6	DC, MT, NV, RI, TN, VT

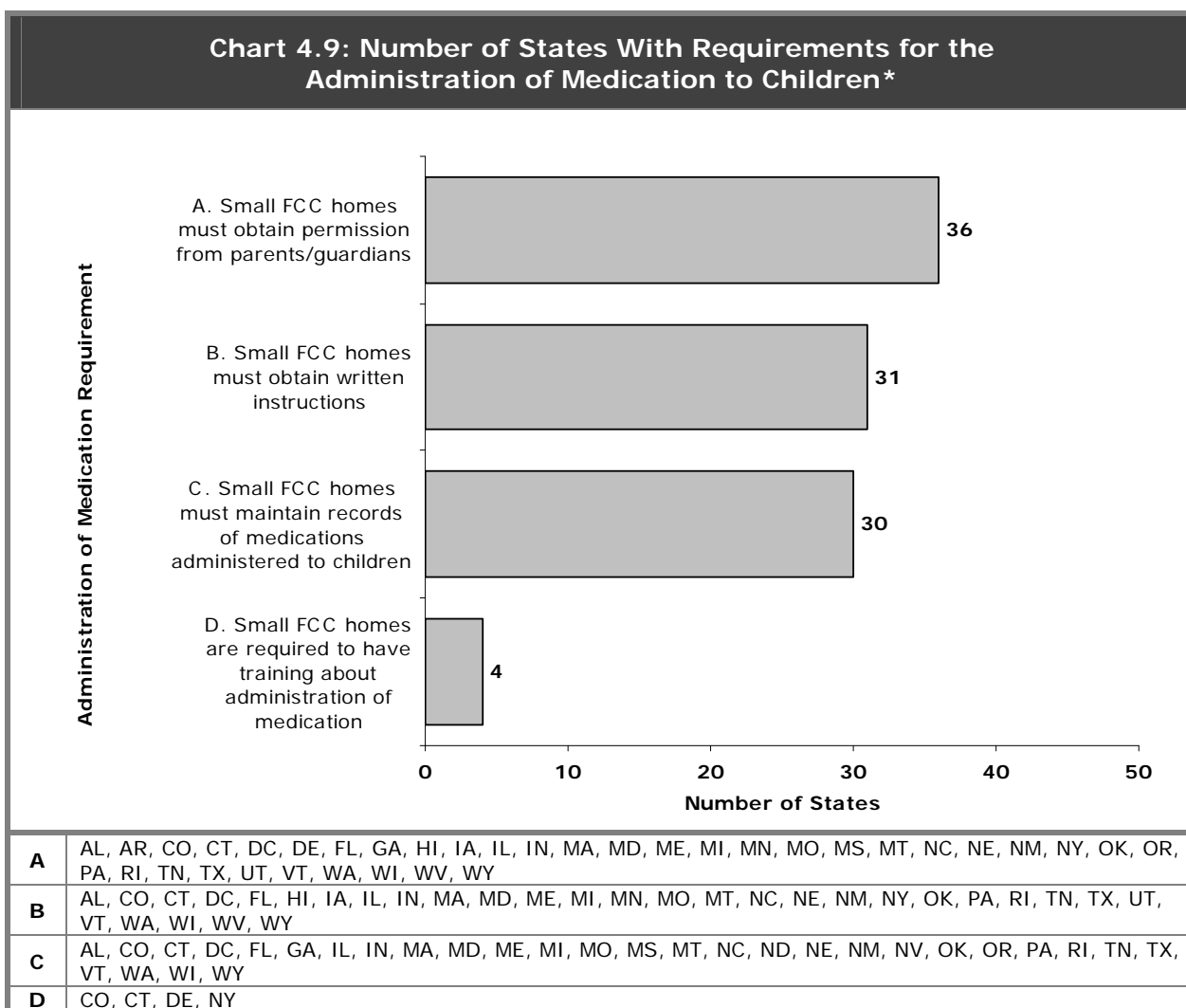
N=22 states, excluding AK, AL, AZ, CA, CO, DE, FL, GA, HI, IA, ID, LA, MA, MD, ME, MN, MO, NC, NE, NJ, NY, OH, SC, SD, TX, UT, VA, WI, WY

*Some states require multiple types of insurance.

K. Medical Care and Related Issues

Administration of Medication

Of the 44 states that license small FCC homes, 38 (AL, AR, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NM, NV, NY, OK, OR, PA, RI, TN, TX, UT, VT, WA, WI, WV, WY) have requirements regarding the administration of medication to children. As shown in Chart 4.9, most of these states require that small FCC homes obtain permission from parents to administer medications, get written instructions about how to give the medications to children, and keep records of medications given to children.



N=38 states, excluding AK, AZ, CA, ID, KS, KY, LA, NH, NJ, OH, SC, SD, VA

*Some states have multiple requirements for the administration of medication.

Medical Procedures

Eight states (AL, CT, DC, MA, MD, MS, NY, OK) have requirements for small FCC homes related to performing medical procedures, such as blood glucose tests, on children with medical conditions. These states require that permission be obtained from parents, and/or instructions are obtained from parents or physicians about how to perform procedures. Three states (AL, CT, OK) require small FCC homes to keep records of medical procedures.

Care of Ill Children

As shown in Table 4.52, most states allow small FCC homes to exclude mildly ill children from care, meaning they must be kept at home until they are well enough to return. Fewer states specifically allow small FCC homes to admit children into care when they are mildly ill.

Fast Facts

- Most of the states that license small FCC homes have requirements for the administration of medication to children.
- Most of the states that license small FCC homes have requirements regarding the care of children who are mildly ill.

Table 4.52: States With Requirements for the Care of Mildly Ill Children*

Requirement	Number of States	State
State has requirements for the care of mildly ill children	33	AL, AR, CT, DC, DE, FL, GA, HI, IA, IL, MA, MN, MO, MS, MT, NC, ND, NE, NM, NV, NY, OK, OR, PA, RI, TN, TX, UT, VT, WA, WI, WV, WY
Allows small FCC homes to exclude children who are mildly ill	10	AL, AR, DC, IA, MT, RI, TX, VT, WI, WY
Allows small FCC homes to admit children who are mildly ill	9	CT, DE, FL, IL, MA, NC, PA, TN, WI

N=33 states, excluding AK, AZ, CA, CO, ID, IN, KS, KY, LA, MD, ME, MI, NH, NJ, OH, SC, SD, VA

*Some states have multiple requirements for the care of mildly ill children.

Incident Reporting

Table 4.53 shows that most states have requirements for reporting serious injuries and deaths of children in small FCC homes. Most states also require small FCC homes to keep their own records of these incidents.

Table 4.53: States With Requirements for Incident Reporting*		
Requirement	Number of States	State
State has requirements for incident reporting	39	AL, AR, CO, CT, DC, DE, FL, GA, IA, IL, IN, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NM, NV, NY, OK, OR, PA, RI, SC, TN, TX, UT, VT, WA, WI, WV, WY
Small FCC homes must report all serious injuries that occur to children in care to the licensing agency	33	AL, AR, CO, CT, DC, DE, GA, IL, IN, KY, MA, MD, MI, MN, MS, MT, NC, ND, NE, NM, NV, NY, OK, OR, PA, SC, TX, UT, VT, WA, WI, WV, WY
Small FCC homes must keep records of all serious injuries that occur to children	28	AL, CO, CT, DC, DE, FL, GA, IA, MA, MD, ME, MO, MS, MT, NC, NM, NV, NY, OK, OR, PA, RI, TN, TX, UT, WA, WI, WY
Small FCC homes must report all deaths that occur to children in care to the licensing agency	27	AL, CO, CT, DC, DE, GA, IL, IN, KY, MA, MD, MI, MN, MS, ND, NE, NM, NV, NY, OK, PA, TX, UT, WA, WI, WV, WY

N=39 states, excluding AK, AZ, CA, HI, ID, KS, LA, NH, NJ, OH, SD, VA

*Some states have multiple requirements for incident reporting.

Health Consultants

Of the 44 states that license small FCC homes, four (DE, HI, NC, NY) require small FCC homes to have health consultants available to providers.

Terminology

Child care health consultants: Health professionals who are used by FCC homes to provide information and expertise about health issues.

First Aid Kits

Twenty-nine states (AL, AR, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, MA, ME, MN, MT, NE, NM, NV, NY, OR, RI, TN, TX, UT, VT, WA, WV, WY) require small FCC homes to have first aid kits. Sixteen (AR, DE, FL, GA, IL, MA, MN, MT, NE, NM, RI, TN, TX, VT, WA, WY) of those states specify items that must be contained in the kits.

L. Hand Washing

Requirements for Providers

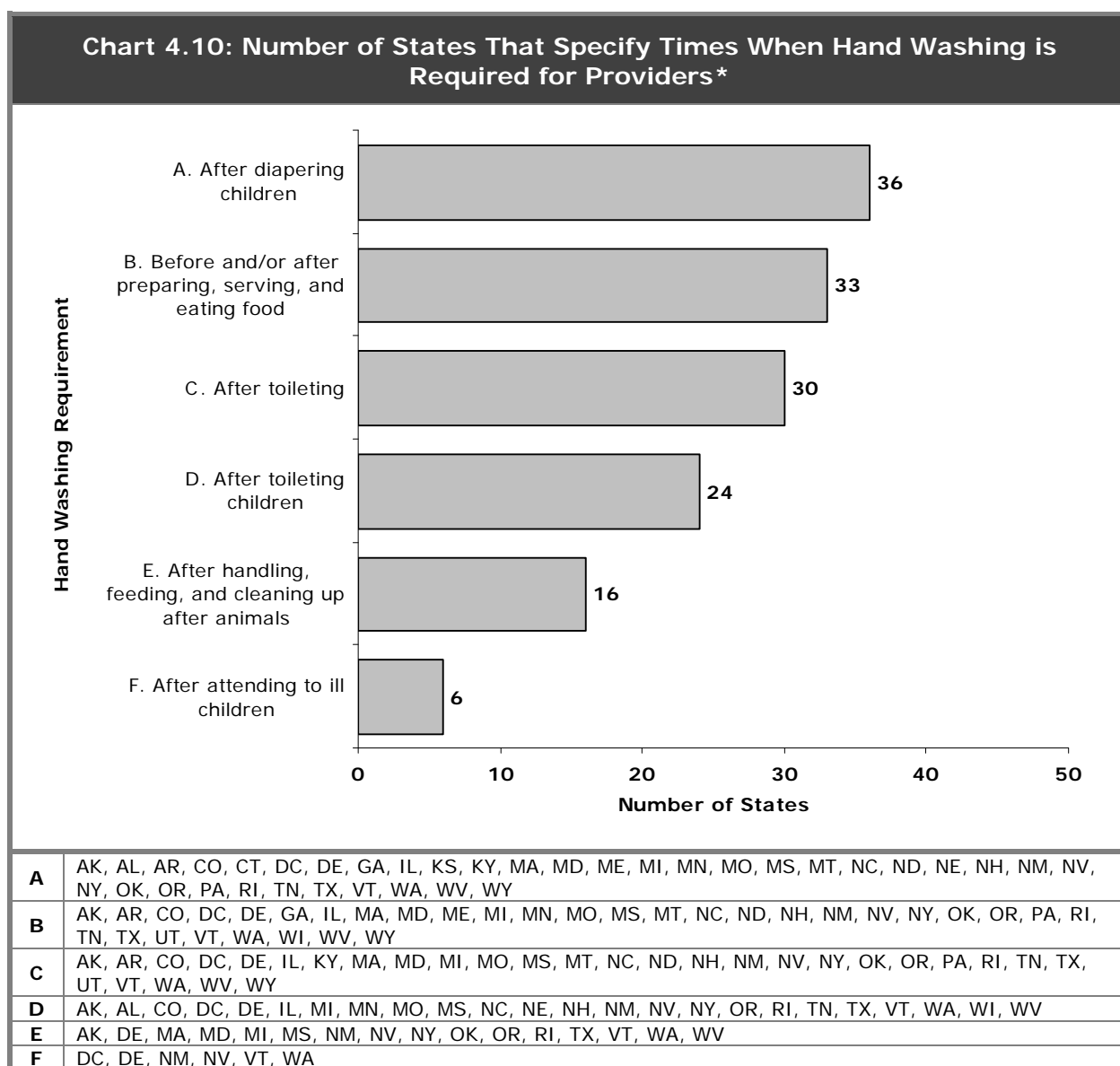
As shown in Table 4.54, most states have requirements for hand washing for providers. One state (UT) requires providers to complete training on this topic. In addition, 27 states (AK, AR, DE, HI, IN, KS, KY, ME, MI, MO, MS, MT, NC, NE, NH, NV, OK, OR, PA, RI, TN, TX, VT, WA, WI, WV, WY) have requirements for the locations and/or number of hand washing facilities in small FCC homes.

Table 4.54: States With Requirements for Hand Washing for Providers*		
Requirement	Number of States	State
State has requirements for hand washing for providers	39	AK, AL, AR, CO, CT, DC, DE, FL, GA, IL, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, NV, NY, OK, OR, PA, RI, TN, TX, UT, VT, WA, WI, WV, WY
Specifies when providers must wash their hands	39	AK, AL, AR, CO, CT, DC, DE, FL, GA, IL, KS, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, NV, NY, OK, OR, PA, RI, TN, TX, UT, VT, WA, WI, WV, WY
Providers must complete training about hand washing	1	UT

N=39 states, excluding AZ, CA, HI, IA, ID, IN, LA, NJ, OH, SC, SD, VA

*Some states have multiple types of provider requirements for hand washing.

Of the states that have requirements for hand washing for small FCC home providers, all of them specify when providers must wash their hands. Chart 4.10 shows the times when small FCC home providers must wash their hands.



N=39 states, excluding AZ, CA, HI, IA, ID, IN, LA, NJ, OH, SC, SD, VA

*Some states specify multiple times when providers are required to wash their hands.

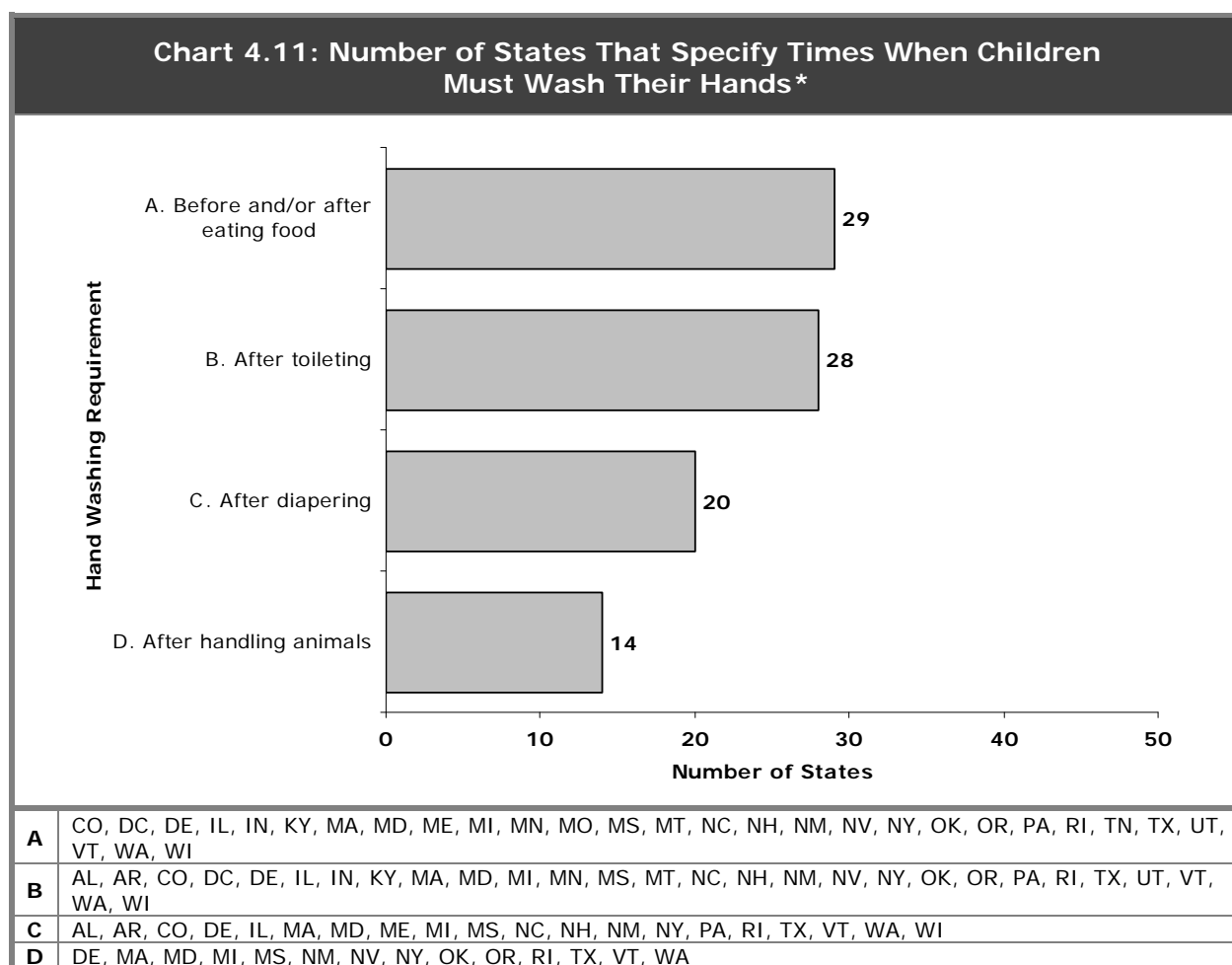
Requirements for Children

As shown in Table 4.55, most states have requirements for small FCC homes regarding washing children's hands. Of the 35 states that have requirements for hand washing for children, only HI does not specify when children must wash their hands.

Table 4.55: States With Requirements for Washing Children's Hands		
Requirement	Number of States	State
State has requirements for washing children's hands	35	AK, AL, AR, CO, DC, DE, FL, HI, IL, IN, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, NH, NM, NV, NY, OK, OR, PA, RI, TN, TX, UT, VT, WA, WI, WV
Specifies when children must wash their hands	34	AK, AL, AR, CO, DC, DE, FL, IL, IN, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, NH, NM, NV, NY, OK, OR, PA, RI, TN, TX, UT, VT, WA, WI, WV

N=35 states, excluding AZ, CA, CT, GA, IA, ID, KS, LA, ND, NE, NJ, OH, SC, SD, VA, WY

Chart 4.11 shows the times when children must wash their hands.

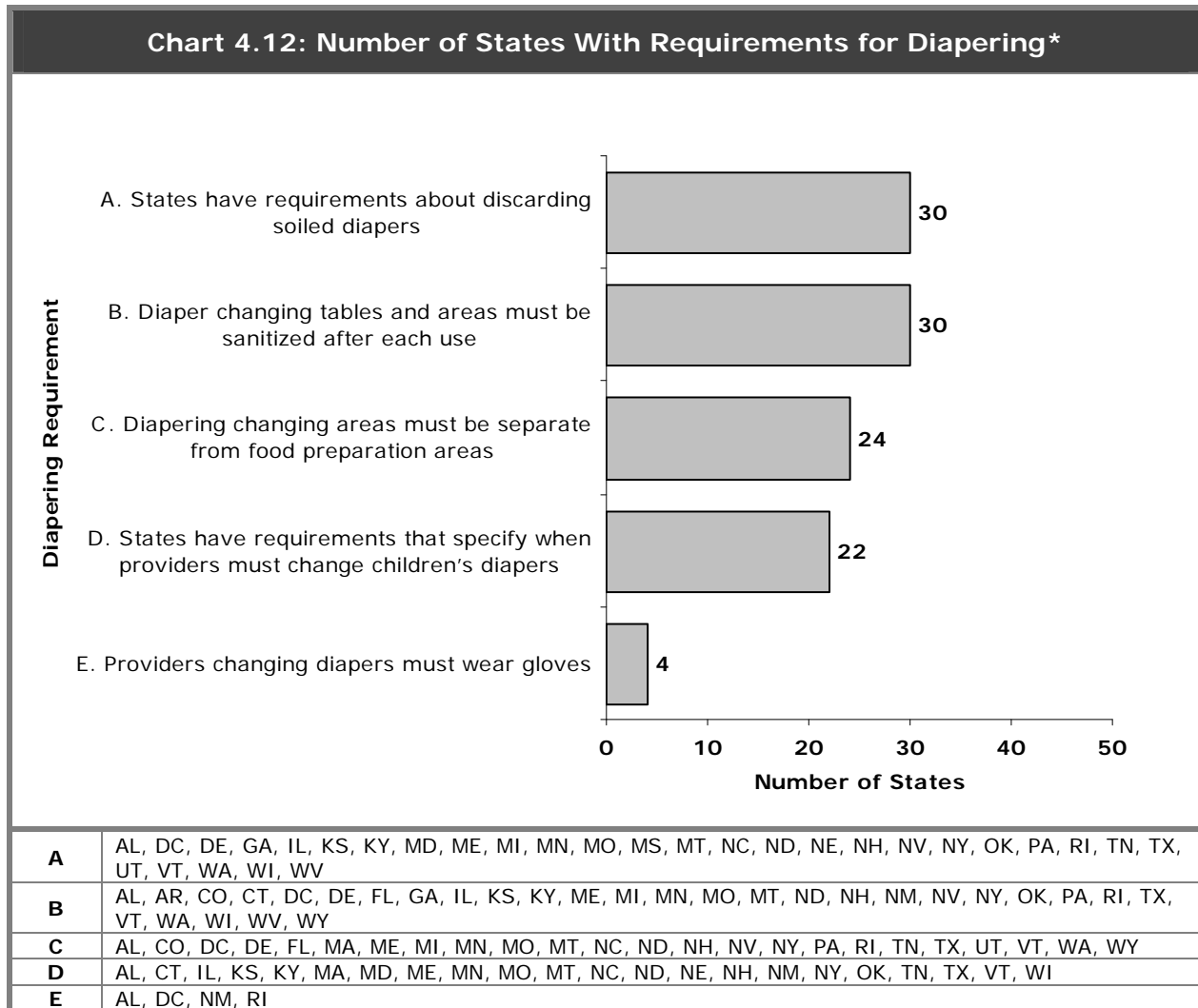


N=34 states, excluding AZ, CA, CT, GA, HI, IA, ID, KS, LA, ND, NE, NJ, OH, SC, VA, WY

*Some states specify multiple times when children must wash their hands.

M. Diapering

Of the 44 states that license small FCC homes, more than 80 percent have requirements for diapering. As shown in Chart 4.12, these requirements include information about discarding soiled diapers, sanitation of diapering areas, and when to change children's diapers.



N=37 states, excluding AK, AZ, CA, HI, IA, ID, IN, LA, NJ, OH, OR, SC, SD, VA

*Some states have multiple requirements for diapering.

N. Smoking Policies

Table 4.56 shows that most states have requirements regarding smoking in small FCC homes. Nineteen states (AL, AR, CA, CO, FL, KS, MD, MS, MT, ND, NH, NY, OK, OR, RI, TX, VT, WI, WV) specify that smoking is not allowed in small FCC homes. However, some states allow FCC homes to permit smoking on the grounds or in designated areas.

Table 4.56: States With Requirements About Smoking*		
Requirement	Number of States	State
State has requirements about smoking in small FCC homes	37	AL, AR, CA, CO, CT, DC, DE, FL, HI, IL, KS, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, NV, NY, OK, OR, PA, RI, TN, TX, VT, WA, WI, WV, WY
Does not allow smoking in small FCC homes	19	AL, AR, CA, CO, FL, KS, MD, MS, MT, ND, NH, NY, OK, OR, RI, TX, VT, WI, WV
Requires providers to notify parents of smoking in homes	15	AR, CT, DE, HI, MA, MD, MI, MN, NE, NV, OK, PA, RI, TN, WV
Does not allow smoking in the presence of children	14	CT, DC, DE, IL, MA, MD, ME, MO, NC, NH, NM, OK, TN, VT
Does not allow smoking in areas used for the care of children	14	DC, IL, KS, ME, MI, MS, NE, NM, NY, OK, PA, RI, WA, WI
Does not allow smoking in areas where food is prepared	2	PA, WY

N=37 states, excluding AK, AZ, GA, IA, ID, IN, KY, LA, NJ, OH, SC, SD, UT, VA

*Some states have multiple types of requirements about smoking.

O. Hazardous Materials

Of the 44 states that license small FCC homes, 40 (AL, AR, CA, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, NY, OK, OR, PA, RI, TN, TX, UT, VT, WA, WI, WV, WY) have requirements regarding the accessibility of hazardous materials and substances, such as cleaning products and other chemicals, in small FCC homes. Of those 40 states, all of them specify that hazardous materials must be kept out of children's reach.

P. Firearms

As shown in Table 4.57, of the 44 states that license small FCC homes, more than 80 percent have requirements regarding the presence of firearms in small FCC homes.

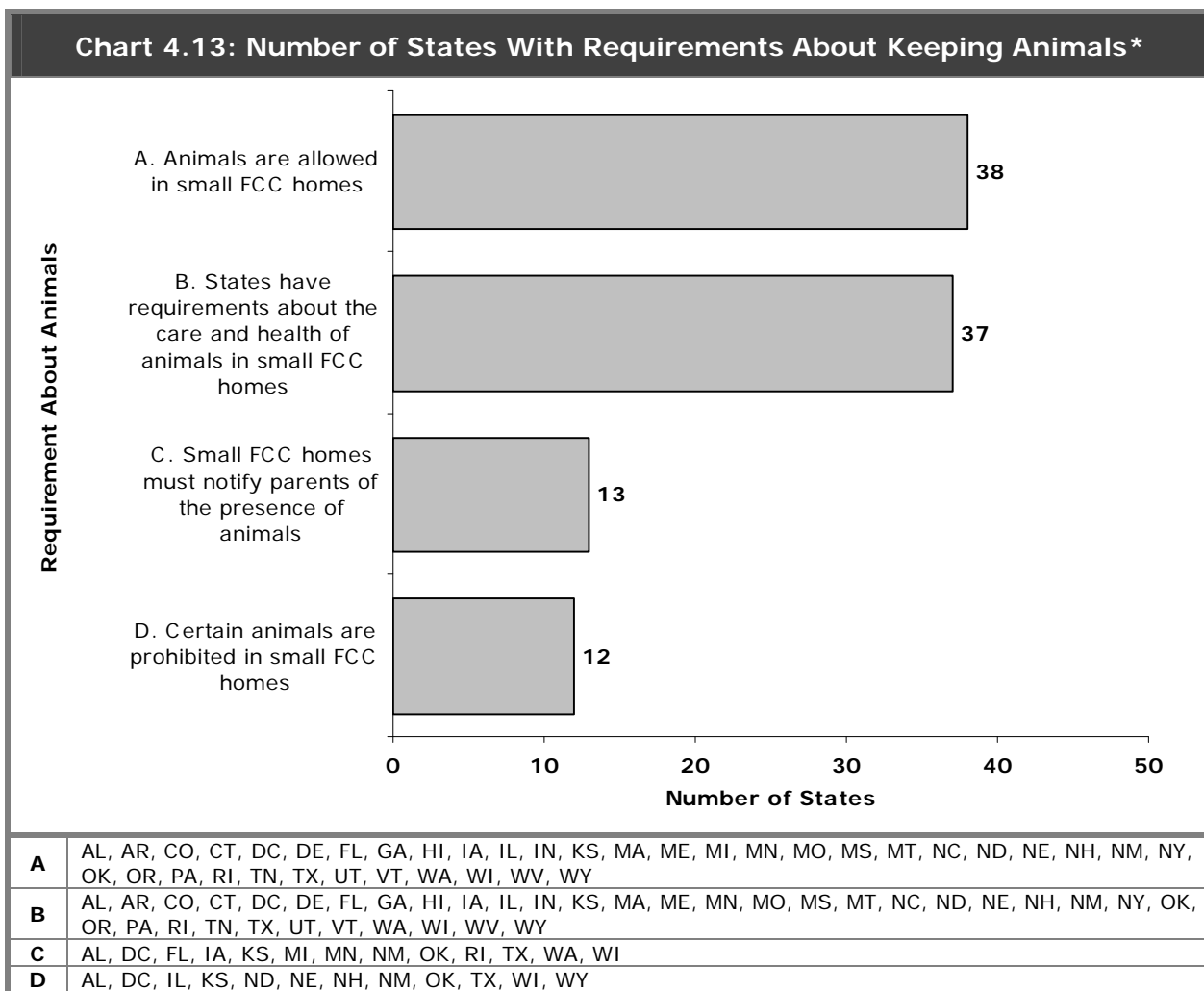
Table 4.57: States With Requirements About the Presence of Firearms*		
Requirement	Number of States	State
State has requirements about the presence of firearms in small FCC homes	36	AL, AR, CA, CO, CT, DC, DE, FL, HI, IL, IN, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, OK, OR, PA, RI, TN, TX, UT, WA, WI, WV, WY
Allows firearms in homes, but requires them to be in locked containers or closets or other safe locations	34	AL, AR, CA, CO, CT, DE, FL, HI, IL, IN, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, OK, OR, PA, RI, TN, TX, UT, WI, WV, WY
Allows firearms in homes, but requires ammunition to be separate	20	AL, CA, CO, CT, DE, IL, MA, ME, MI, MN, MT, ND, NE, OK, OR, PA, RI, TX, UT, WY
Requires providers to notify parents of the presence of firearms in homes	3	MA, MI, PA
Does not allow firearms in homes	1	DC

N=36 states, excluding AK, AZ, GA, IA, ID, KS, LA, NJ, NV, NY, OH, SC, SD, VA, VT

*Some states have multiple types of requirements about the presence of firearms.

Q. Animals in Facilities

Thirty-eight states (AL, AR, CO, CT, DC, DE, FL, GA, HI, IA, IL, IN, KS, MA, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, NY, OK, OR, PA, RI, TN, TX, UT, VT, WA, WI, WV, WY) have requirements about keeping animals in small FCC homes. As shown in Chart 4.13, those same 38 states allow animals to be kept in small FCC homes. All but one (MI) have requirements about the care of animals.



N=38 states, excluding AK, AZ, CA, ID, KY, LA, MD, NJ, NV, OH, SC, SD, VA

*Some states have multiple requirements about keeping animals.

Part 5: Large/Group Family Child Care Home Licensing Regulations in 2007

Part 5: Large/Group Family Child Care Home Licensing Regulations in 2007

All data in this chapter were compiled from the large/group family child care (FCC) home licensing regulations posted on the National Resource Center for Health and Safety in Child Care and Early Education (NRC) Web site at <http://nrckids.org/STATES/states.htm>.

This study only includes information from state child care licensing regulations. In some cases, additional requirements may be in state statutes, administrative codes, or other state laws. However, it is beyond the scope of this study to review all laws that pertain to child care programs.

The data in this chapter cover the following areas:

- Licensing regulations;
- Licensed large/group FCC homes;
- Provider roles and age requirements;
- Provider qualifications and ongoing training requirements;
- Provider hiring requirements;
- Additional provider training requirements;
- Child-staff ratios;
- Supervision of children;
- Care of children; and
- Facility requirements.

5.1 Licensing Regulations

A. Regulations Summary

The large/group FCC home licensing regulations used for this study are those that were posted on the NRC Web site between January 1, 2006, and December 31, 2007. Any changes to regulations after that time period are not included in this report.

Table 5.1 shows the dates when large/group FCC home licensing regulations used in this study were last updated according to the regulation documents on the NRC Web site. These years reflect when either a full overhaul of the regulations was done or when only minor edits were made.

Table 5.1: Years of Large/Group FCC Home Regulation Revisions in States										
1985	1990	1994	1999	2001	2002	2003	2004	2005	2006	2007
									AK CA IL	
								AL CT NY PA SC TN TX VA	MI MS MT NH NM	CO FL OH OK OR
			ND NE		GA HI MO UT		AZ IA NV SD			RI WV
MN	KS	DE		IN		MA		WY		
1	1	1	2	1	4	1	4	7	10	7

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

B. Licensing Process

As described in “Part I: Introduction,” this study uses the terms “**licensing**” and “**licensed**” to cover all of the different types of regulatory processes in states. The study defines licensing/licensed as permission from a state that is required to operate a child care facility, which includes meeting specific center or FCC standards. Some states may call their regulatory processes “certification” or “registration.” Table 5.2 shows the terms states use for their regulatory processes for large/group FCC homes. State-by-state data are available in *Table 70: Type of Licensing Process for Large/Group FCC Homes in 2007* in the 50-State Data Tables.

Twelve states (AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI) do not have the large/group FCC home category in their licensed facilities. Additional information about the types of facilities licensed by states is in “Part 2: State Licensing Programs and Policies.”

Table 5.2: Type of Licensing Process for Large/Group FCC Homes		
Licensing Process	Number of States	State
Licensing	33	AK, AL, CA, CO, CT, DE, FL, GA, HI, IL, IN, KS, MA, MI, MN, MO, MS, ND, NE, NH, NM, NV, NY, OH, OK, RI, SC, SD, TN, TX, UT, VA, WV
Certification	4	AZ, OR, PA, WY
Registration	2	IA, MT

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

5.2 Licensed Large/Group FCC Homes

A. Number of Children Allowed in Large/Group FCC Homes

States often include numbers of children allowed in care in their definitions of large/group FCC homes. For example, many states define large/group FCC homes as the care of 7–12 children. Tables 5.3 and 5.4 show the minimum and maximum number of children allowed in large/group FCC homes. In addition, *Table 71: Number of Children Allowed in Large/Group FCC Homes* in the 50-State Data Tables shows requirements for each state.

Table 5.3 shows the minimum numbers of children allowed in facilities licensed as large/group FCC homes. Seven states do not specify minimum numbers of children in their large/group FCC home definitions.

Table 5.3: Minimum Number of Children Allowed in Large/Group FCC Homes

Number of Children	Number of States	State
4 children	1	IL
5 children	1	AZ
6 children	2	IA, VA
7 children	18	AL, CO, CT, DE, GA, KS*, MA, MI, MT, NH, NM, NV, NY, OH, OR, PA, SC, WV
8 children	3	ND, OK, TN
9 children	3	AK, RI, UT
11 children	1	MO
13 children	3	IN, MS, SD
Not specified	7	CA, FL, HI, MN, NE, TX, WY

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

*KS has two types of licensed FCC homes. Licensed "day care homes" can care for up to 10 children with 1 adult. The data in this report reflect the requirements for licensed "group day care homes" that can care for up to 12 children with 2 adults.

Table 5.4 shows the maximum numbers of children allowed in large/group FCC homes.

Table 5.4: Maximum Number of Children Allowed in Large/Group FCC Homes

Number of Children	Number of States	State
10 children	2	AZ, MA
12 children	20	AK, AL, CA, CO, CT, FL, HI, KS*, MI, MT, NE, NM, NY, OH, OK, RI, SC, TX, VA, WV
12 children plus additional school-age children (SAC)	6	DE, IA, NV, PA, TN, NH
14 children	1	MN
15 children	1	WY

Table 5.4: Maximum Number of Children Allowed in Large/Group FCC Homes (con.)

Number of Children	Number of States	State
16 children	3	IN, OR, UT
16 children plus additional SAC	1	IL
18 children	2	GA, ND
20 children	2	MO, SD
Not specified	1	MS

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

*KS has two types of licensed FCC homes. Licensed "day care homes" are allowed to have a maximum of 10 children younger than 16 years of age. The data in this report reflect the requirements for licensed "group day care homes" that are allowed to have a maximum of 12 children younger than 16 years of age.

Of the 39 states that license large/group FCC homes, 28 (AK, AL, CA, DE, IL, IN, KS, MA, MI, MN, MT, NE, NH, NM, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WV, WY) count providers' children or other children living in homes in the maximum numbers allowed.

B. Definition of Licensed Large/Group FCC Homes

Large/Group FCC home licensing regulations define home-based facilities that are required to be licensed. An analysis was conducted to determine the common elements that are included in each state's definition of a large/group FCC home. Table 5.5 includes a list of these common elements and the number of states with those elements in their definitions.

Table 5.5: Elements Included in State Large/Group FCC Home Licensing Definitions

Definition Element	Number of States	State
Services are provided for less than 24 hours or any part of a 24-hour day	26	AK, CA, CO, CT, DE, GA, HI, IL, IN, MA, MN, MS, MT, NE, NH, NY, OH, OR, PA, RI, SD, TN, TX, UT, VA, WY
Services are provided on an ongoing/regular or scheduled basis	15	AK, CA, CO, CT, DE, FL, MA, MN, MT, NE, NV, NY, OR, SD, UT
Services are provided for payment or compensation	14	AK, AL, AZ, DE, FL, GA, IN, MN, MO, NE, NY, OR, UT, WV
FCC provider is the holder of the license	11	CA, FL, IA, MA, MN, ND, NM, OH, OK, OR, VA

Table 5.5: Elements Included in State Large/Group FCC Home Licensing Definitions (con.)

Definition Element	Number of States	State
Services are provided in the residence of the provider/licensee	9	AL, AZ, CA, FL, NH, NM, OH, SC, TX
Number of hours services are provided (minimum/maximum)	5	AL, IN, NE, NY, WV

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

5.3 Provider Roles and Age Requirements

A. Provider Roles

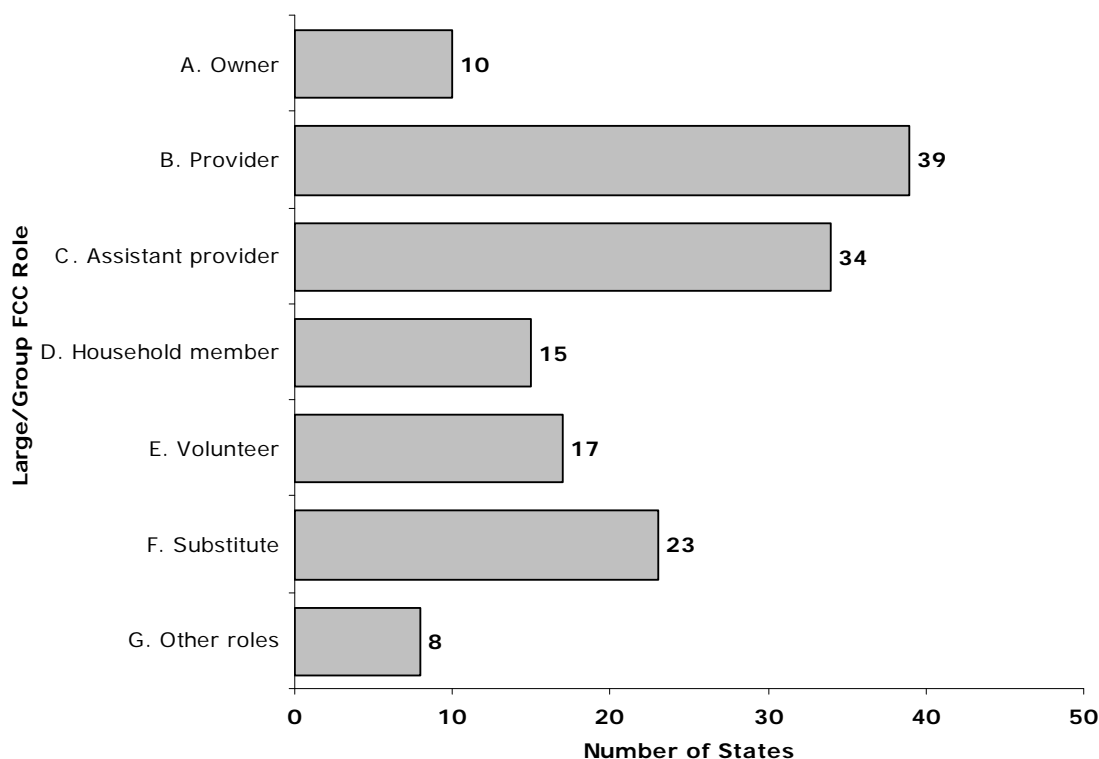
State large/group FCC home licensing regulations include requirements for a variety of adults who have direct contact with children in homes. For the purpose of this study, common generic names are used for each role. As shown in Chart 5.1, all states that license large/group FCC homes include requirements for **providers** in their regulations. For the purposes of this study, a provider is defined as the person who is responsible for the care of the children and the daily operation of the FCC home.

More than three-quarters of states have requirements for **assistant providers**. Close to 40 percent of states have requirements for **members of the provider's household**. These requirements often include criminal background checks.

Many states also have requirements for those who work as **substitutes** and **volunteers** in large/group FCC homes. State-by-state data are available in *Table 72: Large/Group FCC Home Provider Roles Regulated by States in 2007* in the 50-State Data Tables.

Fast Fact

All states that license large/group FCC homes include requirements for providers in their regulations.

Chart 5.1: Number of States That Regulate Large/Group FCC Home Provider Roles

A	AK, AL, AZ, CA, CO, DE, HI, KS, MS, NV
B	AK, AL, AZ, CA, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WV, WY
C	AL, AZ, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, MA, MI, MN, MS, MT, ND, NE, NH, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WV, WY
D	AZ, CO, DE, IL, MA, MT, NE, NM, OK, OR, TN, TX, VA, WV, WY
E	AL, DE, IL, IN, MO, MT, NM, NV, NY, OR, PA, SC, SD, TN, TX, WV, WY
F	AL, DE, FL, GA, HI, IA, IL, KS, MI, MS, NE, NM, NY, OH, OK, OR, PA, SC, TN, TX, UT, WV, WY
G	AL, AZ, CT, HI, IA, MT, SD, TN

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

B. Minimum Age Requirements

Table 5.6 summarizes states' minimum age requirements for providers and assistant providers, including the range of ages that states reported and the most common age required for each role. In addition, *Table 73: Minimum Age Requirements for Large/Group FCC Home Providers in 2007* in the 50-State Data Tables shows the specific age requirements for providers and assistant providers for all states.

Table 5.6: State Minimum Age Requirements for Large/Group FCC Home Provider Roles

Large/Group FCC Provider Role	Number of States That Regulate Role	Range of Required Age	Most Common Age
Provider	39	16–21	18
Assistant provider	34	13–21	18

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

5.4 Provider Qualifications and Ongoing Training Requirements

This section provides a summary of the state preservice and ongoing training requirements for large/group FCC home providers. Table 5.7 shows the number of states that have requirements for providers and assistant providers in the “Role Regulated” column. It also includes the number of states that require a high school diploma or General Educational Development Test (GED), preservice qualifications, and/or ongoing training.

Table 5.7: States With Requirements for High School Diploma and/or GED, Preservice Qualifications, and Ongoing Training

Large/Group FCC Provider Role	Number of States			
	Role Regulated	High School Diploma or GED	Preservice Qualifications	Ongoing Training
Provider	39	17	31	36
Assistant provider	34	9	13	29

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

A. High School Diploma Requirements

Table 5.8 shows the states that require large/group FCC home providers and assistant providers to have high school diplomas or GEDs prior to working in these roles. State-by-state data about these requirements are available in *Table 74: High School Diploma Requirements for Large/Group FCC Home Providers in 2007* in the 50-State Data Tables.

Terminology

Preservice qualifications: Training, education, and/or experience a state requires for providers prior to their assuming roles in large/group FCC homes.

Table 5.8: States With Requirements for High School Diploma and/or GED

Large/Group FCC Provider Role	Role Regulated	High School Diploma or GED Required	States
Provider	39	17	AL, AZ, CT, IA, IL, MI, MS, OH, OK, PA, RI, SC, SD, TN, TX, UT, WY
Assistant provider	34	9	AL, AZ, CT, IA, MS, OH, SC, TX, WY

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

B. Preservice Qualifications

More than three-quarters of the states that license large/group FCC homes have required preservice qualifications for providers as shown in Table 5.9. Thirteen states have preservice qualifications for assistant providers.

Table 5.9: States With Requirements for Preservice Qualifications

Large/Group FCC Provider Role	Role Regulated	Preservice Qualifications Required	States
Provider	39	31	AL, AZ, CA, CO, CT, DE, FL, GA, HI, IA, IL, KS, MA, MN, MO, MS, ND, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, WV, WY
Assistant provider	34	13	AL, AZ, CT, DE, FL, GA, HI, IA, MS, NY, PA, SC, WY

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

Fast Fact

Clock hours of training in early care and education is the most common minimum qualification for large/group FCC home providers.

Minimum Provider Preservice Qualifications

Table 5.10 compiles the types of training, education, and experience that represent the least amount people must have to qualify for provider and assistant provider roles.

For the 31 states (AL, AZ, CA, CO, CT, DE, FL, GA, HI, IA, IL, KS, MA, MN, MO, MS, ND, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, WV, WY) that have minimum qualifications for **providers**, the most common type is early care and education training clock hours (AL, AZ, CA, CO, MA, NM, NV, TN, TX, WV, WY).

For the 13 states (AL, AZ, CT, DE, FL, GA, HI, IA, MS, NY, PA, SC, WY) that have minimum qualifications for **assistant providers**, the most common type is experience only (GA, IA, NY, SC, WY).

Table 75: Minimum Preservice Qualifications for Large/Group FCC Home Providers in 2007 in the 50-State Data Tables shows the types of minimum qualifications required in each state for providers and assistant providers.

Table 5.10: Types of Minimum Preservice Qualifications Required		
Qualification Type	Number of States	
	Provider	Assistant Provider
Role regulated	39	34
Preservice qualifications required	31	13
Experience only	7	5
At least 8th grade education	0	1
High school diploma or GED	0	2
Experience (with high school diploma or GED)	3	0
Child care vocational training program	2	0
Early care and education training clock hours	11	4
CDA credential*	6	1
State early childhood credential	1	0
Other minimum qualifications**	1	0

N=39, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

*States vary on whether the CDA credential is awarded for college credit. However, state licensing regulations do not specify that large/group FCC home providers are required to complete CDA credentials for college credit.

**"Other minimum qualifications" include observation sessions in licensed facilities.

Types of Training in Qualification Alternatives

Most states with minimum preservice requirements define multiple alternative routes for qualifying for particular roles. For example, a state may require providers to have 6 clock hours of training in early care and education, but can also accept someone who has completed a three-credit, college-level course; completed a CDA credential; or obtained an associate's degree. In short, there are alternative ways an individual can qualify for one role. Information about the number of alternative routes defined by each state is available in *Table 76: Number of Alternative Routes for Preservice Qualifications for Large/Group FCC Home Providers in 2007* in the 50-State Data Tables.

The types of training, credentials, and degrees that states include in the various qualification alternatives are compiled in Table 5.11. For example, this figure shows that in some states, an individual can qualify to be a large/group FCC home provider with a bachelor's degree in early childhood education. This is not the minimum requirement, but one way of qualifying for that role. The highest number of states includes early care and education college credit hours for providers as qualification alternatives. For assistant providers, most states include early care and education training clock hours as qualification alternatives.

Table 5.11: States That Include Various Types of Training, Credentials, and Degrees in Qualification Alternatives*		
Qualification Type	Number of States	
	Provider	Assistant Provider
Role regulated	39	34
Preservice qualifications required	31	13
Early care and education training clock hours	17	6
CDA credential	17	3
State credential (total):	5	0
• Director credential	2	0
• Early childhood credential	3	0
Early care and education college credit hours	20	2
Associate's degree (general)	1	2
Associate's degree in field related to early childhood (e.g., education)	1	0

Table 5.11: States That Include Various Types of Training, Credentials, and Degrees in Qualification Alternatives (con.) *		
Qualification Type	Number of States	
	Provider	Assistant Provider
Associate's in early childhood education	9	2
Bachelor's degree (general)	4	1
Bachelor's degree related to early childhood (e.g., education)	5	1
Bachelor's degree in early childhood education	8	1
Bachelor's degree in early childhood or higher	0	0
Master's degree (general)	0	0
Master's degree related to early childhood (e.g., education)	1	0
Master's degree in early childhood education	1	0
Doctorate degree	0	0
State teacher certification/licensure	3	1

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

*Most states have multiple alternative routes for preservice qualifications and have many types of training, credentials, and/or degrees in their qualification alternatives.

C. Experience Requirements

Twenty-five states (CA, CO, CT, DE, GA, HI, IA, IL, KS, MA, MN, MO, MS, ND, NY, OH, OK, OR, PA, RI, SC, SD, TX, WV, WY) include requirements for experience within their preservice qualifications for providers, and eight states (CT, GA, HI, IA, MS, NY, PA, WY) have these requirements for assistant providers—either as the qualification itself or in combination with training and/or education. Table 5.12 illustrates state experience requirements. State-by-state data are available in *Table 77: Experience Requirements for Large/Group FCC Home Providers in 2007* in the 50-State Data Tables.

Table 5.12: States With Requirements for Experience in Preservice Qualifications*		
Experience Requirement	Number of States	
	Provider	Assistant Provider
Role regulated	39	34
Preservice qualifications required	31	13
State has requirements for experience	25	8
Experience must be in a specific setting	21	4
Experience must be from working with children	12	4
Experience must be with a specific age group of children	6	1
Experience must be supervised	2	0
Experience as a parent can count to qualify for role	1	1

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

*Some states have multiple requirements for experience in preservice qualifications.

D. Ongoing Training

Table 5.13 shows the number of states that require ongoing training hours after hire for each large/group FCC home provider role. State-by-state data about the requirements for ongoing training are available in *Table 78: Number of Ongoing Training Hours Required for Large/Group FCC Home Providers in 2007* in the 50-State Data Tables.

Table 5.13: States With Requirements for Ongoing Training Hours			
Large/Group FCC Provider Role	Role Regulated	Ongoing Training Required	States
Provider	39	36	AK, AL, AZ, CO, CT, DE, FL, GA, IA, IL, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WV, WY
Assistant provider	34	29	AL, AZ, CT, DE, GA, IA, IL, MI, MN, MS, MT, ND, NE, NH, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WV, WY

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

Tables 5.14 and 5.15 summarize information about the number of required ongoing training hours for large/group FCC home providers and assistant providers.

Table 5.14: Number of Required Annual Ongoing Training Hours*		
Qualification Type	Number of States	
	Provider	Assistant Provider
Role regulated	39	34
Ongoing training required	36	29
Unspecified number of hours	1	1
1–12 hours	18	20
13–19 hours	13	7
20 or more hours	4	1

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

*Some states require an amount of training over a 2-year period. NCCIC and NARA calculated the required hours of training for these states by dividing the number of hours by two.

Table 5.15: Most Common Number, Median, and Range of Ongoing Training Hour Requirements					
Large/Group FCC Provider Role	Number of States That Require Ongoing Hours	Most Common Number of Required Hours	Median Number of Required Hours*	Lowest Number of Required Hours	Highest Number of Required Hours
Provider	36	15	12	5	20
Assistant provider	29	12	12	2	20

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

*The median is the middle value in a list of numbers. This figure includes the middle value compiled from state regulations for the number of training hours required for each role.

Table 5.16 summarizes additional regulations for ongoing training requirements for large/group FCC home providers and assistant providers. Many states have requirements regarding the content and approved delivery methods for ongoing training. Delivery methods include adult education courses, institutions of higher education, vocational programs, audio-visual materials, reading materials, conference workshops, distance learning, and/or in-service training provided by the center director. State-by-state data are available in *Table 79: State Requirements for the Content of Ongoing Training Hours for Large/Group FCC Home Providers in 2007* in the 50-State Data Tables.

Table 5.16: States That Specify Content and Delivery Methods of Ongoing Training Hours			
Large/Group FCC Provider Role	Number of States		
	Number of States That Require Ongoing Hours	Specify Content	Specify Approved Delivery Methods
Provider	36	31	16
Assistant provider	29	24	13

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

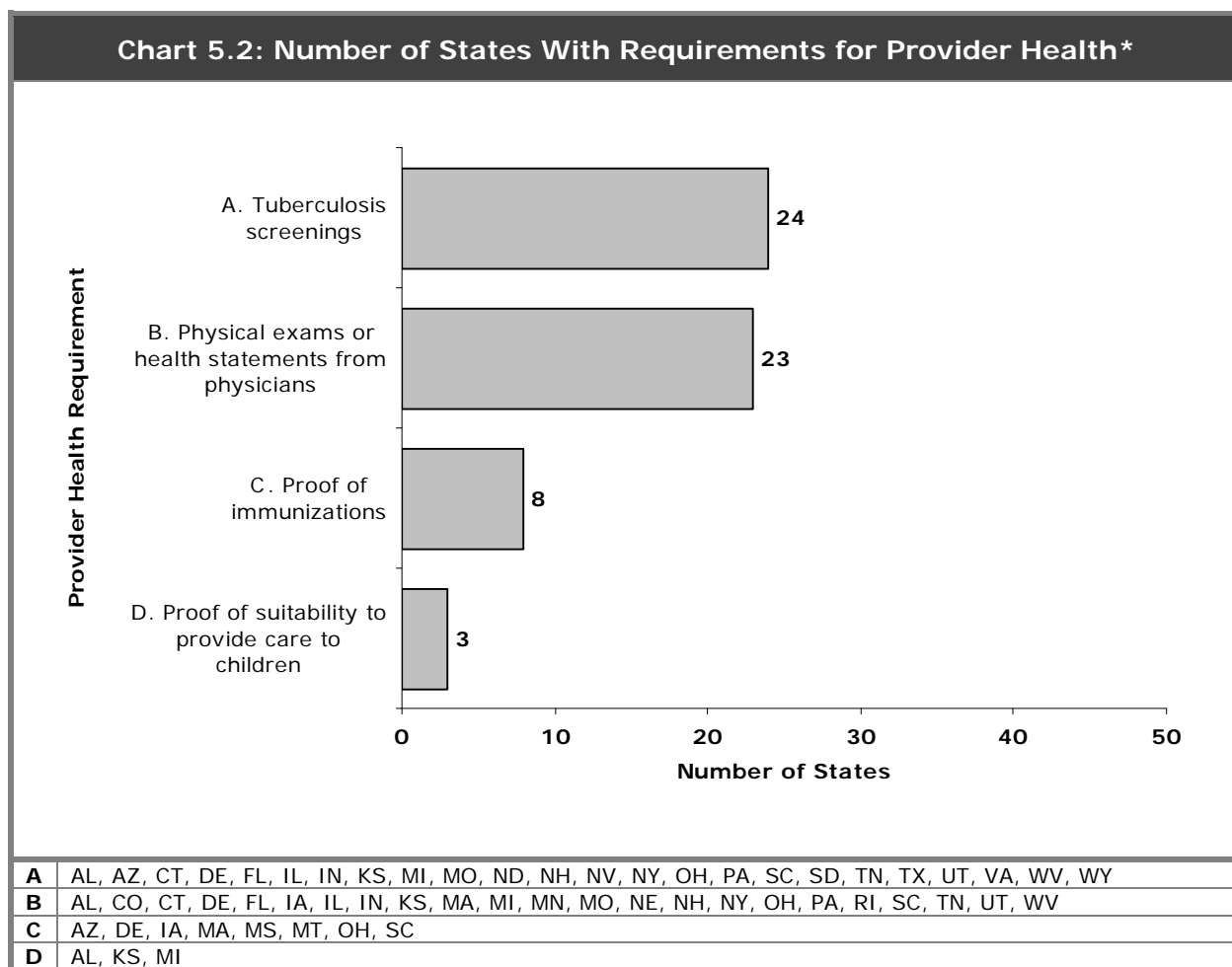
5.5 Provider Hiring Requirements

A. Provider Health Requirements

As shown in Chart 5.2, 32 states (AL, AZ, CO, CT, DE, FL, IA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NV, NY, OH, PA, RI, SC, SD, TN, TX, UT, VA, WV, WY) have large/group FCC home licensing regulations that include requirements for the health of providers, such as requiring a physical exam, a tuberculosis screening, immunizations, or proof of physical or mental suitability to care for children. In addition, 27 states (AL, CO, CT, DE, FL, IA, IL, IN, KS, MI, MN, MO, MS, MT, NE, NH, NV, NY, PA, SC, SD, TN, TX, UT, VA, WV, WY) require large/group FCC homes to include provider health reports in facility records.

Of the 23 states that require providers to have physical exams or provide health statements, all but one (CO) specify that proof must be submitted at the time of initial licensure or hire.

Sixteen states (AL, CO, CT, IA, IL, MA, MI, NE, NH, NY, OH, PA, RI, SC, TN, WV) require physical exams either annually or at some other time interval.



B. Background Checks

The data about background checks were compiled from state child care licensing agency responses to *The 2007 NARA Child Care Licensing Program Survey*.

Types of Required Background Checks

Of the 39 states that license large/group FCC homes, all require large/group FCC home providers to undergo at least one type of criminal background check, either a check of criminal history records, child abuse and neglect registries, fingerprints, and/or sex offender registries. Twenty-six states (AK, AL, AZ, DE, FL, HI, IL, KS, MA, MS, MT, ND, NE, NM, NV, NY, OH, OK, OR, PA, RI, SD, TX, UT, VA, WV) require large/group FCC home providers to sign statements about criminal status.

Fast Fact

Most states require large/group FCC home providers to undergo at least one type of background check **prior to caring for children**.

Table 5.17 provides additional details about criminal background check requirements for large/group FCC home providers. The requirements for each state are available in *Table 80: Criminal Background Check Requirements for Large/Group FCC Home Providers in 2007* in the 50-State Data Tables.

Table 5.17: States With Requirements for Criminal Background Checks*		
Background Check Requirement	Number of States	State
State requires background checks	39	AK, AL, AZ, CA, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WV, WY
State requires check of criminal history records	37	AK, AL, AZ, CA, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, MA, MI, MN, MO, MS, MT, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WV, WY
<ul style="list-style-type: none"> State criminal history record check required 	36	AK, AL, AZ, CA, CO, CT, DE, FL, HI, IA, IL, IN, KS, MA, MI, MN, MO, MS, MT, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WV, WY
<ul style="list-style-type: none"> Federal criminal history record check required 	21	AK, AL, AZ, CA, CO, CT, DE, FL, HI, IL, IN, MN, MS, NM, NV, OH, PA, RI, SC, TN, WV
State requires check of child abuse and neglect registries	34	AK, AL, CA, CO, CT, DE, HI, IA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OK, OR, PA, RI, SC, SD, TN, UT, VA, WV, WY

Table 5.17: States With Requirements for Criminal Background Checks (con.) *

Background Check Requirement	Number of States	State
State requires check of fingerprint records	24	AK, AL, AZ, CA, CO, CT, DE, FL, GA, HI, IL, MI, MS, MT, NM, NV, NY, OH, RI, SC, SD, TN, UT, WV
• State fingerprint record check required	18	AK, AL, AZ, CA, CO, CT, DE, FL, HI, IL, MS, NM, NV, NY, SC, SD, TN, WV
• Federal fingerprint record check required	19	AK, AL, AZ, CA, CO, CT, DE, FL, GA, HI, IL, MI, MS, NM, NV, RI, SC, TN, WV
State requires check of sex offender registries	12	AK, CA, IA, IL, IN, MI, MS, ND, OK, SC, TX, WV

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

*Some states have multiple requirements for background checks.

Frequency of Background Checks

Table 5.18 shows how often large/group FCC providers must undergo criminal background checks. Most of the states that license large/group FCC homes require providers to have background checks prior to becoming providers. Some states require additional checks on a regular basis. State-by-state data are available in *Table 81: Frequency of Criminal Background Checks for Large/Group FCC Home Providers in 2007* in the 50-State Data Tables.

Table 5.18: Frequency of Criminal Background Checks*

Frequency	Number of States	State
Prior to becoming a large/group FCC home provider	33	AK, AL, CA, CO, CT, DE, FL, GA, HI, IA, IL, MA, MI, MN, MO, MS, MT, NE, NH, NM, NV, NY, OK, OR, PA, RI, SC, SD, TX, UT, VA, WV, WY
Annually	6	HI, IN, MT, ND, RI, UT
Every 2 years	5	AK, IA, MO, OR, TX
Every 3 years	4	KS, MA, NH, VA
Every 4 years	0	
Every 5 years	2	FL, MS

Table 5.18: Frequency of Criminal Background Checks (con.)*

Frequency	Number of States	State
Less than every 5 years	3	AZ, NV, WV
Other frequency	11	AL, AZ, CA, KS, MI, MN, MO, ND, NE, OH, TN

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

*Some states have multiple requirements for the frequency of background checks.

Portability of Background Checks

Table 5.19 shows state policies on whether background checks can be transferred or new checks are conducted when FCC providers change jobs, move to other facilities, or have breaks in employment. In most states, checks are not portable, and new background checks are conducted.

Table 5.19: State Policies About the Portability of Criminal Background Checks*

Policy	Number of States	State
State has policies about the portability of background checks	38	AK, AL, AZ, CA, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, WV, WY
New background check is conducted	22	AK, CO, CT, DE, FL, IA, MA, MN, MO, MT, ND, NE, NH, OH, OK, RI, SD, TN, TX, UT, WV, WY
Current background check is portable and moves with the individual	6	AZ, CA, FL, IL, MS, OR
Other policy	12	AL, GA, HI, IN, KS, MI, MO, NM, NV, NY, PA, SC

N=38 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VA, VT, WA, WI

*Some states have multiple requirements for the portability of background checks.

C. References

A total of 18 states (AK, AL, AZ, DE, GA, IL, MA, MO, MT, NY, OH, OK, PA, SC, SD, TN, WV, WY) require references from providers at initial licensure or when hired, as shown in Table 5.20. In addition, regulations specify that references must be obtained in written and/or verbal form for large/group FCC home providers in nine states (AK, AL, DE, GA, IL, OH, PA, SD, WV).

Table 5.20: States That Require References for Hiring Large/Group FCC Home Providers	
Reference Requirement	Number of States
References are required	18
References must be from certain people (total)*:	15
• Nonrelatives	11
• Professional acquaintances	0
• Previous employers	2
• Not specified	3

N=18 states, excluding AR, CA, CO, CT, DC, FL, HI, IA, ID, IN, KS, KY, LA, MD, ME, MI, MN, MS, NC, ND, NE, NH, NJ, NM, NV, OR, RI, TX, UT, VA, VT, WA, WI

*Some states require references to be from more than one type of person.

5.6 Additional Provider Training Requirements

A. Orientation Training

As shown in Table 5.21, more than 60 percent of the states that license large/group FCC homes require providers to complete some type of orientation training. States' requirements often specify that the training must be about large/group FCC home policies and procedures and/or state licensing requirements. In addition, nine states (IL, NV, RI, SC, SD, TX, UT, WV, WY) require large/group FCC home providers to offer orientation training to new employees and volunteers.

Table 5.21: States With Requirements for Orientation Training*		
Orientation Training Requirement	Number of States	State
Large/Group FCC home providers required to complete orientation training	23	AK, AZ, CA, DE, FL, GA, HI, IL, IN, MA, MI, MS, MT, NE, NV, OR, RI, SC, SD, TX, UT, WV, WY
Required training is about state licensing regulations	15	AK, AZ, CA, DE, GA, IL, MS, NE, RI, SC, SD, TX, UT, WV, WY
Required training is about large/group FCC home's policies and procedures	10	AK, DE, GA, NV, OR, RI, SC, SD, TX, UT

N=23 states, excluding AL, AR, CO, CT, DC, IA, ID, KS, KY, LA, MD, ME, MN, MO, NC, ND, NH, NJ, NM, NY, OH, OK, PA, TN, VA, VT, WA, WI

*Some states have multiple types of orientation training.

B. Health and Safety Training

Of the 39 states that license large/group FCC homes, all require providers to complete health and safety training, with most requiring CPR and first aid training.

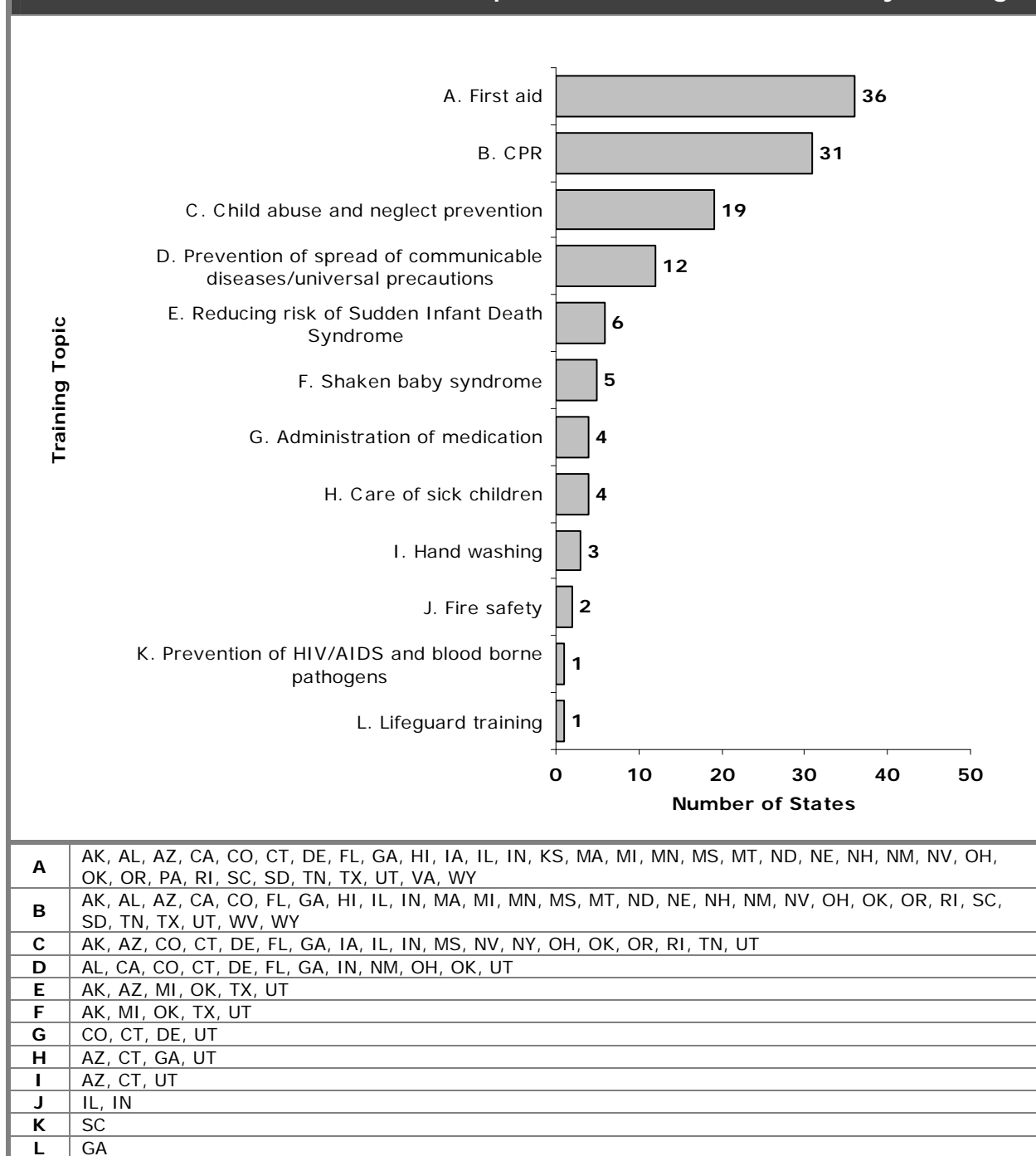
Of the 31 states that require CPR training, 24 (AK, AL, AZ, CA, CO, FL, GA, HI, IL, IN, MI, MN, MT, NH, NV, OH, OK, OR, SC, SD, TN, TX, UT, WY) specify that it must focus on the care of infants and/or children. Twenty-eight states (AK, AL, AZ, CA, CO, FL, GA, HI, IL, MA, MI, MN, MS, MT, ND, NE, NH, NV, OH, OK, OR, RI, SC, SD, TX, UT, WV, WY) specify that large/group FCC home providers must have current CPR certifications.

Of the 39 states that license large/group FCC homes, all but 3 states (MO, NY, WV) require first aid training. However, only 11 states (AZ, CA, CO, DE, GA, IA, MN, SC, TN, UT, VA) specify that it must focus on the care of infants and/or children. In addition, state regulations specify that large/group FCC home providers must have current certifications in first aid in 28 states (AK, AL, AZ, CA, CO, CT, DE, FL, GA, HI, IA, IL, MA, MI, MN, MS, MT, ND, NE, NH, OH, OK, OR, RI, SC, UT, VA, WY).

In nine states (DE, GA, MA, MI, OK, RI, SD, WV, WY), assistant providers in large/group FCC homes are required to complete first aid and/or CPR training.

Chart 5.3 shows the states that require first aid and CPR training and information about required training regarding other health and safety topics, including prevention of the spread of communicable diseases, administration of medication, water safety, hand washing, and others.

Chart 5.3: Number of States With Requirements for Health and Safety Training*



N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

*Some states require multiple types of health and safety training.

5.7 Child-Staff Ratios

For child care centers, all states have requirements for child-staff ratios, which is the number of children one staff member is allowed to supervise. Child-staff ratio requirements are based on the ages of children in care. For large/group FCC homes, states have child-staff ratio requirements, however not all states base these requirements on ages of children, because home providers typically care for mixed-age groups.

There is great variability in these requirements across states, which makes it difficult to summarize these requirements. Some states have child-staff ratios for entire groups of children (e.g., 6:1 or 8:1), while other states have ratios based on the ages of children in the group. For example, a state may require a child-staff ratio of 4:1 for children younger than 3 years and a ratio of 10:1 for children age 3 years and older. Each state's requirements are in *Table 82: Large/Group FCC Home Child-Staff Ratio Requirements in 2007* in the 50-State Data Tables.

5.8 Supervision of Children

A. General Supervision Requirements

As shown in Table 5.22 all states that license large/group FCC homes have requirements in their regulations for providers supervising children. Among those states, most have requirements about the use of substitutes if providers are absent from homes for periods of time. In addition, some specify that providers must be able to see and/or hear children at all times or must be alert/awake while children are in care. A few states require providers to be on the same floors as children or be free of other duties.

Table 5.22: States With Requirements for Supervising Children*		
Supervision Requirement	Number of States	State
State has requirements for supervising children	39	AK, AL, AZ, CA, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WV, WY
Requirements about the use of substitutes during providers' absence	26	AL, CA, DE, FL, GA, IA, IL, KS, MA, MI, MN, MO, NE, NV, NY, OH, OK, OR, RI, SD, TN, TX, UT, VA, WV, WY
Providers must be able to see children at all times	11	AK, AZ, HI, MA, MN, NY, OH, OR, PA, TX, WY
Providers must be able to hear children at all times	10	AK, AZ, HI, MA, MN, OH, OR, PA, TX, WY
Providers must be alert/awake	4	AK, IL, MI, RI

Table 5.22: States With Requirements for Supervising Children (con.)*		
Supervision Requirement	Number of States	State
Providers must be on the same floors as children	3	AK, MA, OR
Providers must be free of other duties	1	AL

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

*Some states have multiple types of requirements regarding supervision, some of which are not included in this table.

In addition to the requirements summarized in Table 5.22, states have the following requirements related to the supervision of children:

- Nineteen states (AK, AZ, CO, CT, DE, MA, MO, MT, ND, NH, NV, NY, OH, OK, SC, TX, VA, WV, WY) do not allow large/group FCC providers to leave children unattended in infant seats, playpens, or cribs while they are awake;
- Seven states (AK, MA, MN, NH, NY, WV, WY) have requirements specifically for the supervision of school-age children;
- Four states (AK, CO, GA, NV) have requirements related to the supervision of children during emergencies; and
- One state (NY) has requirements related to the use of video surveillance cameras for parents to view their children while at FCC homes.

B. Supervision During Specific Times/Activities

All but one (CA) of the states that license large/group FCC homes have requirements for the supervision of children during specific times, such as naptime or care during evening/overnight hours, or during certain activities, such as outdoor play, when children are in vehicles, and field trips. Table 5.23 presents an overview of the number of states that have requirements for the supervision of children during these various time periods and activities.

Table 83: Supervision Requirements for Times/Activities in Large/Group FCC Homes in 2007 in the 50-State Data Tables provides state-by-state information about the data presented in Table 5.23. The next sections provide further details about states' supervision requirements.

Table 5.23: States With Supervision Requirements for Specific Times/Activities*		
Time/Activity	Number of States	State
State has supervision requirements for specific time/activity	38	AK, AL, AZ, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WV, WY
Transportation in vehicles	35	AK, AL, AZ, CO, CT, DE, FL, GA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, WV, WY
Swimming/Water activities	30	AL, AZ, DE, GA, IA, IL, IN, KS, MA, MI, MO, MS, MT, ND, NE, NH, NM, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, WV, WY
Field trips	28	AK, AZ, CT, DE, FL, GA, HI, IA, IL, IN, KS, MA, MI, MO, MS, NH, NM, OH, OR, PA, RI, SC, TN, TX, UT, VA, WV, WY
Evening/Overnight care	22	AK, AL, AZ, CO, CT, GA, HI, IL, MA, MI, MO, MT, NE, NY, OH, OK, OR, PA, SC, SD, WV, WY
Outdoor play	17	AK, AL, AZ, FL, IL, KS, MA, MN, MO, MT, NY, OH, OK, SC, TX, UT, WV
Naptime	13	AK, CO, FL, GA, MA, NV, NY, OH, RI, SC, TX, UT, WY

N=38 states, excluding AR, CA, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

*Some states have supervision requirements for multiple times/activities.

Naptime

Of the 39 states that license large/group FCC homes, 13 have requirements in their regulations for the supervision of children during naptimes. Table 5.24 provides an overview of the states that have specific types of requirements for the supervision of napping children.

Table 5.24: States With Requirements for Supervision During Naptime*		
Supervision Requirement	Number of States	State
State has requirements for the supervision of children during naptime	13	AK, CO, FL, GA, MA, NV, NY, OH, RI, SC, TX, UT, WY
Providers must be able to see napping children	5	AK, NV, OH, TX, WY
Baby monitors may be used under certain conditions	4	AK, CO, MA, NY
Providers must be on the same floors where children are napping	3	AK, NY, RI
Room doors must be ajar or open	3	FL, MA, NY
Providers must be able to hear napping children	2	AK, NV
Providers must observe napping children in certain time intervals	2	MA, NV

N=13 states, excluding AL, AR, AZ, CA, CT, DC, DE, HI, IA, ID, IL, IN, KS, KY, LA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NJ, NM, OK, OR, PA, SD, TN, VA, VT, WA, WI, WV

*Some states have multiple types of requirements for supervision during naptime.

Evening/Overnight Care

Twenty-two states have requirements in their large/group FCC home regulations for the supervision of children during evening/overnight care. Table 5.25 provides an overview of the number of states that have specific types of requirements for the supervision of children during evening hours. See “5.9 Care of Children” for additional requirements for evening/overnight care.

Table 5.25: States With Requirements for Supervision During Evening/Overnight Care*		
Supervision Requirement	Number of States	State
State has requirements for the supervision of children during evening/overnight care	23	AK, AL, AZ, CO, CT, GA, HI, IL, MA, MI, MO, MT, NE, NY, OH, OK, OR, PA, SC, SD, TX, WV, WY
Requirements about whether the provider must be awake when children are in overnight care (total):	16	AZ, CO, CT, IL, MA, MI, NE, NY, OH, OK, OR, PA, SD, TX, WV, WY
• Providers must be awake until the children are asleep	5	AZ, MA, NE, OH, TX
• Providers must be awake at all times	2	CT, SD
• Other requirements regarding providers being awake	9	CO, IL, MI, NY, OK, OR, PA, WV, WY
Providers must be able to hear sleeping children	7	AZ, HI, IL, MO, MT, NE, WY
Providers must be able to see sleeping children	1	OH

N=22 states, excluding AR, CA, DC, DE, FL, IA, ID, IN, KS, KY, LA, MD, ME, MN, MS, NC, ND, NH, NJ, NM, NV, RI, TN, TX, UT, VA, VT, WA, WI

*Some states have multiple types of requirements for supervision during evening/overnight care.

Outdoor Play

Seventeen states have requirements in their large/group FCC home regulations for the supervision of children during outdoor play. Table 5.26 provides an overview of the number of states that have specific types of requirements for the supervision of children playing outdoors.

Table 5.26: States With Requirements for Supervision During Outdoor Play*		
Supervision Requirement	Number of States	State
State has requirements for the supervision of children during outdoor play	17	AK, AL, AZ, FL, IL, KS, MA, MN, MO, MT, NY, OH, OK, SC, TX, UT, WV
Providers must be present outdoors with children	4	IL, MA, OH, SC
Providers must be able to see children playing outdoors	2	AZ, OH
Requirements specifically for the supervision of school-age children playing outdoors	2	MA, MO

N=17 states, excluding AR, CA, CO, CT, DC, DE, GA, HI, IA, ID, IN, KY, LA, MD, ME, MI, MS, NC, ND, NE, NH, NJ, NM, NV, OR, PA, RI, SD, TN, VA, VT, WA, WI, WY

*Some states have multiple types of requirements for supervision during outdoor play.

Swimming/Water Activities

As shown in Table 5.27, 30 states have requirements for the supervision of children during swimming or water activities. More than half of those states require large/group FCC homes to obtain written permission from parents to take children swimming.

Table 5.27: States With Requirements for Supervision During Swimming/Water Activities*		
Supervision Requirement	Number of States	State
State has requirements for the supervision of children when swimming or participating in water activities	30	AL, AZ, DE, GA, IA, IL, IN, KS, MA, MI, MO, MS, MT, ND, NE, NH, NM, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, WV, WY
Written permission from parents required for swimming and water activities	17	AL, AZ, GA, IA, IL, MI, NE, NH, NM, NY, OH, OR, PA, RI, SC, WV, WY

Table 5.27: States With Requirements for Supervision During Swimming/Water Activities (con.) *

Supervision Requirement	Number of States	State
Specific child-staff ratio requirements for swimming and water activities	17	AL, DE, GA, KS, MI, MS, MT, NE, NH, OK, OR, PA, SC, TN, TX, VA, WY
Providers must be present with children when swimming or participating in water activities	14	IA, IL, IN, MA, MI, MO, MT, NE, NH, OK, OR, UT, VA, WY

N=30 states, excluding AK, AR, CA, CO, CT, DC, FL, HI, ID, KY, LA, MD, ME, MN, NC, NJ, NV, SD, VT, WA, WI

*Some states have multiple types of requirements for supervision during swimming and water activities.

Transporting Children in Vehicles

Of the 39 states that license large/group FCC homes, all but four (CA, HI, IA, SD) have requirements for the supervision of children traveling in vehicles. As shown in Table 5.28, most states require large/group FCC homes to obtain written permission from parents and/or specify that children must not be left unattended in vehicles. See "5.10 Facility Requirements" for additional requirements for transportation.

Table 5.28: States With Requirements for Supervision of Children Traveling in Vehicles*

Supervision Requirement	Number of States	State
State has requirements for the supervision of children when transported in vehicles	35	AK, AL, AZ, CO, CT, DE, FL, GA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, WV, WY
Children must not be left unattended in vehicles	27	AL, AZ, CO, DE, GA, IL, IN, KS, MA, MI, MN, MO, MT, ND, NH, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, WV, WY
Written permission from parents required for transporting children	24	AZ, CO, CT, DE, FL, GA, IL, MA, MI, MN, MO, MT, ND, NE, NY, OH, OK, OR, PA, RI, SC, TX, VA, WY
Providers must supervise children when they board and exit vehicles	15	AZ, CO, GA, IL, MO, MS, NM, NV, OH, OK, OR, PA, SC, TN, TX
Specific child-staff ratio requirements for transporting children in vehicles	15	CO, GA, IL, KS, MO, MS, ND, NE, NV, OH, PA, SC, TN, TX, WY
Emergency contact information for children must be taken on vehicles	13	AZ, DE, GA, MI, MO, OK, OR, PA, SC, TX, VA, WV, WY

Table 5.28: States With Requirements for Supervision of Children Traveling in Vehicles (con.)*

Supervision Requirement	Number of States	State
Providers or drivers must ensure that children are received by parents or other designated people	11	AK, AL, CO, GA, IL, MO, MS, MT, NV, OR, TN
Attendance records of children being transported must be kept	7	AL, FL, GA, MO, OK, TN, TX
Additional checks for children remaining on board must be conducted once vehicles are unloaded	3	FL, MO, TN

N=35 states, excluding AR, CA, DC, HI, IA, ID, KY, LA, MD, ME, NC, NJ, SD, VT, WA, WI

*Some states have multiple types of requirements for supervision of children traveling in vehicles.

Field Trips

Twenty-eight states have requirements in their large/group FCC home regulations for the supervision of children during field trips. Table 5.29 provides an overview of the number of states that have specific types of requirements for the supervision of children during field trips. Most states require centers to obtain written permission from parents.

Table 5.29: States With Requirements for Supervision During Field Trips*

Supervision Requirement	Number of States	State
State has requirements for the supervision of children during field trips	28	AK, AZ, CT, DE, FL, GA, HI, IA, IL, IN, KS, MA, MI, MO, MS, NH, NM, OH, OR, PA, RI, SC, TN, TX, UT, VA, WV, WY
Written permission from parents required for field trips	27	AZ, CT, DE, FL, GA, HI, IA, IL, IN, KS, MA, MI, MO, MS, NH, NM, OH, OR, PA, RI, SC, TN, TX, UT, VA, WV, WY
Emergency contact information for children must be taken on field trips	10	AZ, FL, GA, MI, NH, OH, PA, SC, TX, UT
Specific child-staff ratio requirements for field trips	8	DE, FL, HI, NH, OH, PA, TN, TX

Table 5.29: States With Requirements for Supervision During Field Trips (con.) *

Supervision Requirement	Number of States	State
Attendance records of children on field trips must be kept	6	AZ, DE, MO, NH, OH, TX
Children are required to wear name tags or other identification	5	AZ, DE, GA, OH, TX

N=28 states, excluding AL, AR, CA, CO, DC, ID, KY, LA, MD, ME, MN, MT, NC, ND, NE, NJ, NV, NY, OK, SD, VT, WA, WI

*Some states have multiple types of requirements for supervision during field trips.

5.9 Care of Children

A. Health Requirements

Physical Exams and/or Health Statements

More than half the states require that children have physical exams or provide health statements prior to enrolling in large/group FCC homes, as shown in Table 5.30. Also, almost half of states require large/group FCC homes to keep records of children's physicals.

Table 5.30: States With Requirements for Physical Exams and/or Health Statements for Children*

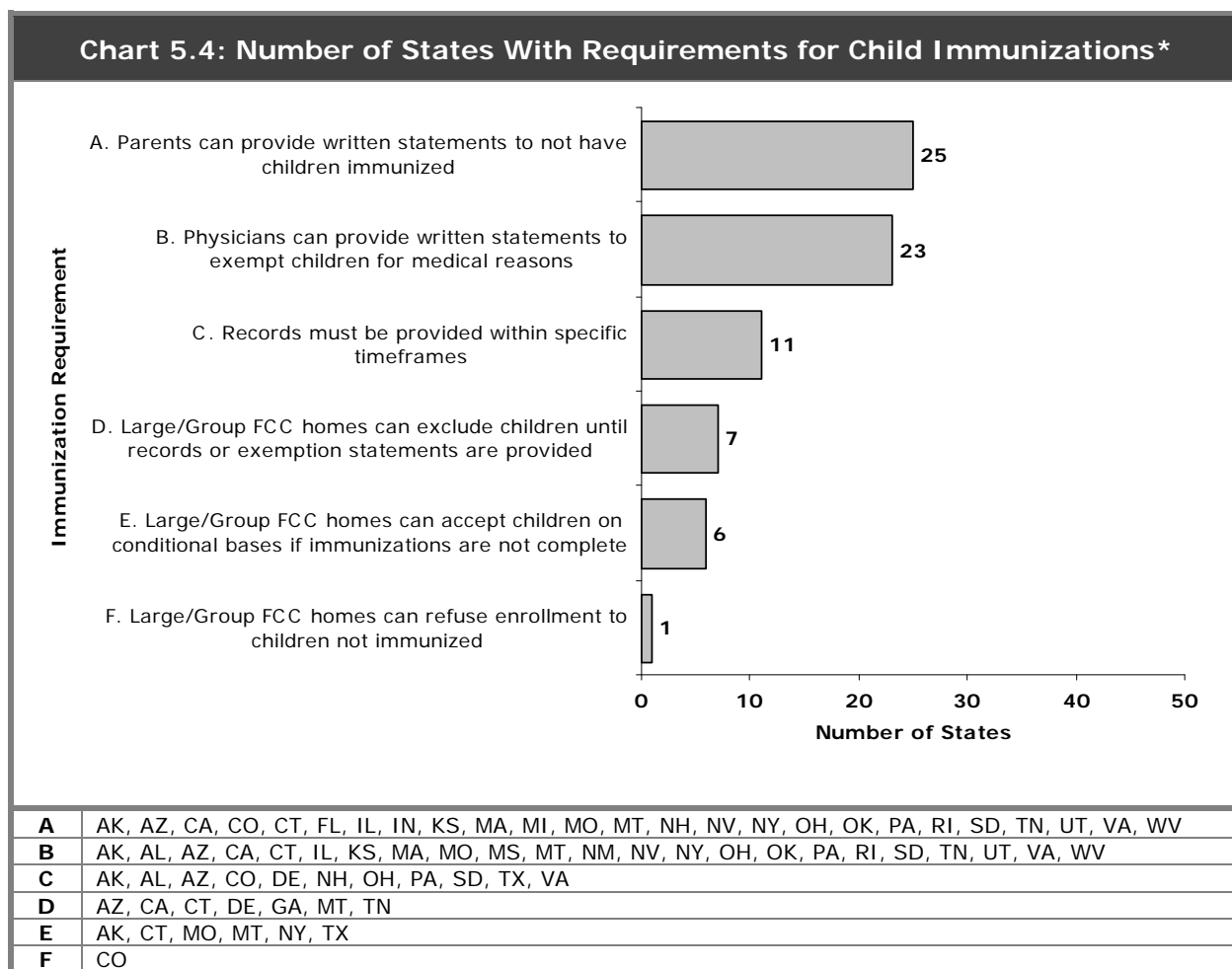
Requirement	Number of States	State
Children required to have physical exams or provide health statements to enroll in large/group FCC homes	24	CO, CT, DE, FL, HI, IA, IL, IN, KS, MA, MI, MO, ND, NH, NV, NY, OH, PA, RI, SC, TX, UT, VA, WV
Large/Group FCC homes required to keep records of children's physical exams or health statements	16	CO, CT, DE, FL, IA, IL, MA, MI, ND, NH, NV, OH, RI, SC, UT, WV
Health records must be provided to large/group FCC homes within specific time periods	14	CO, DE, FL, IA, IL, IN, MA, NH, NV, OH, PA, TX, VA, WV

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

*Some states have multiple requirements for physical exams and/or health statements for children.

Immunizations

Of the 39 states that license large/group FCC homes, all require children to be immunized. As shown in Chart 5.4, most states allow exemptions from immunization requirements if written statements are provided to large/group FCC homes from either parents stating they do not wish their children to be immunized or from physicians stating that children are exempt from immunizations for medical reasons.



N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

*Some states have multiple requirements for immunizations.

Additional Health Requirements

Five states (DE, IL, MA, NY, RI) require children to have a blood lead level screenings prior to enrolling in large/group FCC homes. Also, 27 states (AL, AZ, CA, CO, CT, DE, GA, HI, IA, IL, IN, MA, MN, MO, MT, NH, NM, NV, OK, OR, PA, RI, SC, TN, VA, WV, WY) require large/group FCC homes to keep emergency contact information in children's records.

B. Nutrition

Of the 39 states that license large/group FCC homes, all but one (CA) have requirements about nutrition for children. As shown in Table 5.31, most states also have requirements for the nutritional content of meals and snacks, feeding infants, and specify a number of or time interval between meals/snacks served to children. Some states require large/group FCC homes to post menus. More than two-thirds of the states allow parents to provide food for meals or snacks, and only a few states require that large/group FCC homes provide all food served to children.

Table 5.31: States With Requirements for Nutrition for Children*		
Requirement	Number of States	State
State has requirements about nutrition and meals/snacks for children	38	AK, AL, AZ, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WV, WY
Requirements for the nutritional content of meals/snacks served to children	36	AK, AL, AZ, CO, CT, DE, FL, GA, HI, IA, IL, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WV, WY
Requirements for feeding infants	33	AK, AL, AZ, CO, DE, GA, IL, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WV, WY
Requirements include a number of or time interval between meals/snacks served to children	32	AL, AZ, CO, CT, DE, HI, IA, IL, KS, MA, MI, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, RI, SC, SD, TN, TX, UT, VA, WV, WY
Parents/Guardians allowed to provide food for their own children	27	AK, AZ, CT, DE, GA, HI, IA, IL, MA, MI, MN, ND, NH, NM, NV, NY, OH, OR, PA, RI, SC, SD, TX, UT, VA, WV, WY
Large/Group FCC homes required to provide supplemental food (to what parents provide) to meet nutritional content requirements	13	AZ, GA, HI, IL, MA, ND, NH, NY, OH, OR, SC, VA, WV
Large/Group FCC homes required to post menus of meals/snacks served to children	13	AZ, CT, GA, NM, NV, OH, OK, SC, SD, TN, UT, VA, WV
Large/Group FCC homes required to provide all meals/snacks for children	5	AL, MO, MS, OK, TN
Parents/Guardians allowed to bring food for all children for special occasions	1	MS

N=38 states, excluding AR, CA, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

*Some states have multiple types of requirements for nutrition.

C. Behavior Guidance and Discipline

Of the 39 states that license large/group FCC homes, all have requirements in their large/group FCC home licensing regulations related to behavior guidance and/or discipline. Sixteen states (AK, CT, DE, FL, IN, KS, MI, MT, ND, NM, NY, OH, OR, RI, WV, WY) require large/group FCC homes to have written policies about behavior guidance and/or discipline. As seen in Table 5.32, most states' regulations specify types of behavior guidance and/or discipline that large/group FCC homes are allowed to use. Approximately half allow children to be separated from groups if they are supervised.

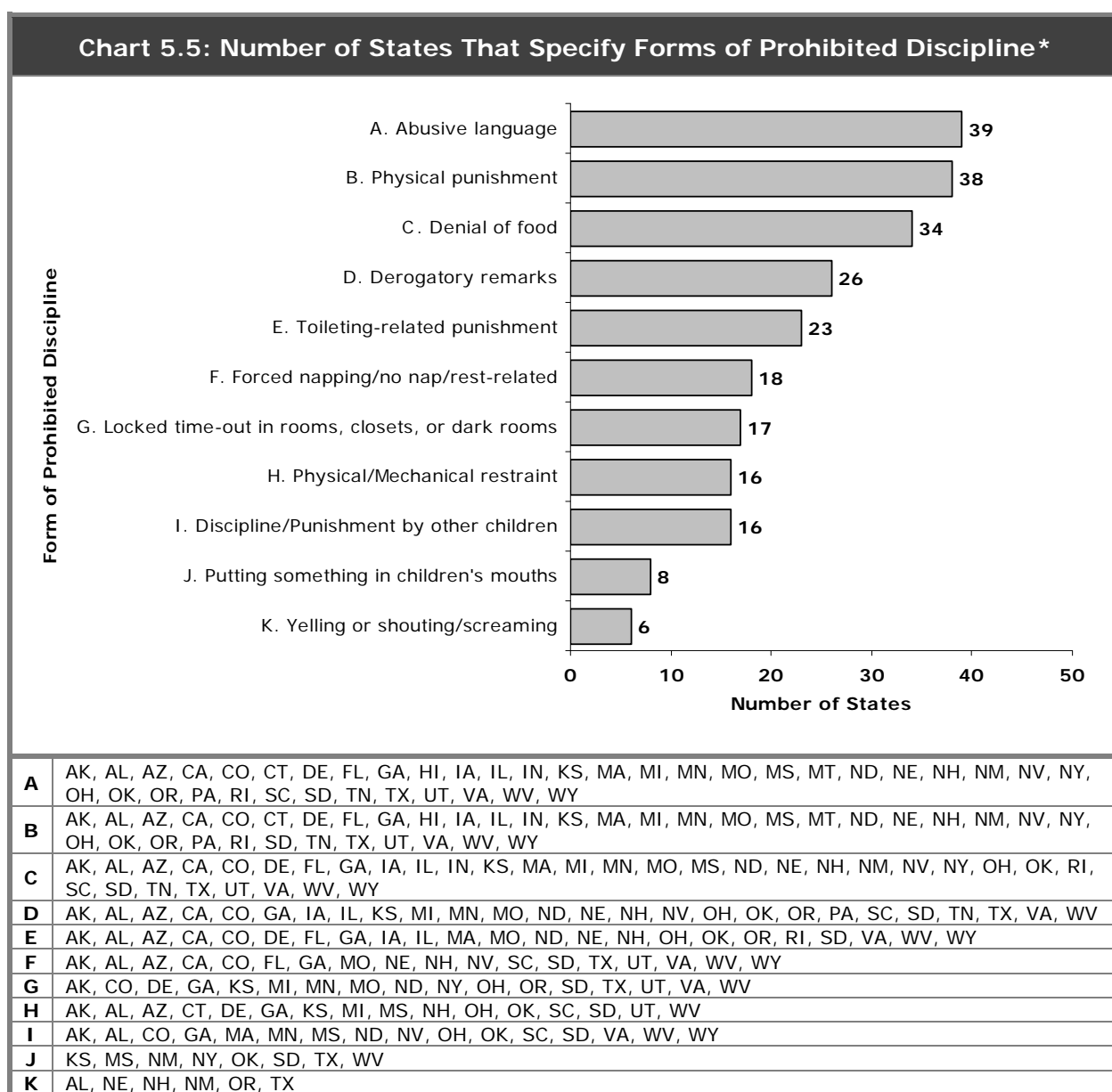
Table 5.32: States That Specify Forms of Discipline Allowed*		
Form of Discipline	Number of States	State
State has requirements for behavior guidance and/or discipline	39	AK, AL, AZ, CA, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WV, WY
Regulations specify types of discipline that are allowed for use with children	30	AK, AZ, CO, CT, DE, IA, IL, MA, MI, MN, MO, MS, MT, ND, NH, NM, NV, NY, OH, OK, OR, RI, SC, SD, TN, TX, UT, VA, WV, WY
<ul style="list-style-type: none"> Supervised separation from groups 	23	AK, AZ, CO, DE, IL, MA, MN, MO, MS, ND, NH, NM, NV, NY, OH, OK, RI, SC, TX, UT, VA, WV, WY
<ul style="list-style-type: none"> Corporal punishment 	1	SC**

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

*Some states have multiple requirements for the types of allowed discipline.

**Corporal punishment can be used in SC only if authorized in writing by parents/guardians.

In their regulations, all states that license large/group FCC homes specify forms of behavior guidance and/or discipline that are **not** allowed. Chart 5.5 shows the different types of discipline prohibited in states.



N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

*Some states specify multiple forms of prohibited discipline.

D. Activities and Equipment/Materials

Of the 39 states that license large/group FCC homes, all but six states (CA, NE, RI, SD, UT, WY) have requirements in their regulations that address the daily activities homes must provide for children. These requirements help facilities establish learning environments by specifying that activities must meet children's developmental needs. State regulations also often include lists of required equipment and materials needed for children. *Table 84: Requirements for Activities and Equipment/Materials in Large/Group FCC Homes for Children in 2007* in the 50-State Data Tables provides state-by-state data about these requirements for large/group FCC homes.

Schedule of Activities

Of the 39 states that license large/group FCC homes, 13 (AL, CT, FL, GA, MO, MT, ND, NM, OH, OR, PA, RI, TN) require homes to have written daily schedules of activities. Of those, eight states (AL, CT, FL, GA, NM, OH, PA, TN) require large FCC homes to post daily schedules in facilities.

Fast Facts

- Nearly all states specify types of activities that large/group FCC homes must include for children in the daily schedules.
- More than half of states that license large/group FCC homes specify that the developmental needs of children must be addressed in the activities provided.

Types of Required Activities

Table 5.33 summarizes the types of activities large/group FCC homes are required to have in daily schedules for children.

Table 5.33: States With Requirements for Activities*		
Type of Activity	Number of States	State
State has requirements for activities for children	34	AK, AL, AZ, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, VA, WV
Outdoor play	31	AK, AL, AZ, CO, CT, DE, FL, GA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NH, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, VA, WV
Nap or rest period	27	AK, AZ, CO, CT, DE, FL, GA, IL, IN, KS, MA, MI, MO, MS, MT, ND, NH, NM, NV, NY, OK, OR, RI, SC, TX, VA, WV
Active play	23	AK, CT, DE, FL, HI, IA, IL, IN, MA, MI, MN, MO, MS, MT, ND, NV, NY, OH, OR, RI, TX, VA, WV

Table 5.33: States With Requirements for Activities (con.) *

Type of Activity	Number of States	State
Quiet play	23	AK, CT, DE, FL, GA, HI, IA, IL, IN, MA, MI, MN, MO, MS, MT, ND, NY, OH, OR, RI, TX, VA, WV
Regular meal/snack times	21	AK, AL, AZ, CO, CT, DE, FL, GA, IL, IN, KS, MO, MS, NH, NM, NY, OK, OR, RI, TX, WV
Indoor play	20	AK, CT, FL, GA, IL, IN, MI, MN, MO, ND, NH, NY, OH, OK, OR, RI, SC, TX, VA, WV
Large group activities	12	AK, CO, CT, DE, GA, MA, MI, MO, NH, OR, TX, WV
Creative expression	12	AZ, CT, GA, MA, MI, MN, MT, NH, OH, OR, TX, WV
Gross motor activities	10	CT, GA, IA, IL, MA, MI, MN, OH, OR, TX
Provider-initiated activities	10	CT, DE, GA, MA, MN, RI, TN, TX, VA, WV
Child-initiated activities	10	CT, DE, HI, MA, MN, RI, TN, TX, VA, WV
Free play	9	DE, GA, HI, MO, MT, OR, PA, VA, WV
Fine motor activities	8	CT, GA, IA, IL, MI, MN, OR, TX
Toileting and washing/hand washing	8	AK, CT, GA, IL, MO, OR, RI, WV
Small group activities	2	GA, MT

N=34 states, excluding AR, CA, DC, ID, KY, LA, MD, ME, NC, NE, NJ, SD, UT, VT, WA, WI, WY

*Some states require multiple types of activities for children.

Child Developmental Domains Addressed in Activities

Table 5.34 shows that most of the states that require large/group FCC homes to address the developmental needs of children during activities require homes to address social, physical, language/literacy, cognitive/intellectual, and emotional development. One-third of these states require large/group FCC homes to address cultural development. State-by-state data are available in *Table 85: Developmental Domains Addressed in Required Activities in Large/Group FCC Homes in 2007* in the 50-State Data Tables.

Table 5.34: States That Address Developmental Domains in Required Activities*		
Developmental Domain	Number of States	State
State requirements address child development in activities	25	AK, CO, CT, DE, FL, GA, HI, IA, IL, MA, MI, MN, MT, ND, NH, NV, NY, OH, PA, RI, SC, TN, TX, VA, WV
Emotional development	18	AK, CT, DE, FL, HI, IA, IL, MA, MI, MN, MT, ND, NV, NY, PA, TX, VA, WV
Physical development	17	AK, CT, DE, FL, HI, IL, MA, MI, MN, MT, ND, NV, NY, PA, TX, VA, WV
Cognitive/Intellectual development	16	AK, CT, DE, FL, HI, MA, MI, MN, MT, ND, NV, NY, PA, TX, VA, WV
Language/Literacy development	16	AK, CT, DE, GA, HI, MA, MI, MN, ND, NH, NV, NY, OH, PA, TX, WV
Social development	15	AK, DE, FL, HI, IL, MA, MN, MT, ND, NV, NY, PA, TX, VA, WV
Cultural development	8	CT, HI, MA, ND, NV, NY, PA, RI

N=25 states, excluding AL, AR, AZ, CA, DC, ID, IN, KS, KY, LA, MD, ME, MO, MS, NC, NE, NJ, NM, OK, OR, SD, UT, VT, WA, WI, WY

*Some states address multiple developmental domains in their requirements.

As shown in Table 5.35, some state regulations also include lists of specific activities large/group FCC homes should provide to meet each of the developmental needs.

Table 5.35: States That List Specific Activities Large/Group Homes Must Provide to Address Developmental Domains*		
Developmental Domain	Number of States	State
State requirements address child development in activities	25	AK, CO, CT, DE, FL, GA, HI, IA, IL, MA, MI, MN, MT, ND, NH, NV, NY, OH, PA, RI, SC, TN, TX, VA, WV
State lists specific activities to address developmental domains	7	AK, CT, GA, HI, MA, MN, TX
Physical development	6	AK, CT, HI, MA, MN, TX
Cognitive/Intellectual development	6	AK, CT, HI, MA, MN, TX
Language/Literacy development	6	AK, CT, GA, MA, MN, TX
Social development	5	AK, HI, MA, MN, TX
Emotional development	5	CT, HI, MA, MN, TX
Cultural development	1	HI

N=25 states, excluding AL, AR, AZ, CA, DC, ID, IN, KS, KY, LA, MD, ME, MO, MS, NC, NE, NJ, NM, OK, OR, SD, UT, VT, WA, WI, WY

*Some states list multiple specific activities to address developmental domains.

Equipment and Materials

Table 5.36 shows the types of equipment and materials large/group FCC homes are required to have for children.

Table 5.36: States With Requirements for Equipment and Materials*		
Equipment/Material Type	Number of States	State
State has requirements for the types of equipment/materials large/group FCC homes must have for children	23	AK, AL, AZ, CO, CT, GA, HI, IL, MA, MI, MO, MS, MT, ND, NM, NY, OH, OK, PA, RI, TN, TX, WV
Fine motor/manipulatives	16	AK, AL, AZ, CO, GA, HI, MA, MI, MO, MS, OH, OK, PA, RI, TX, WV
Books and other literacy materials	16	AK, AL, AZ, CO, CT, GA, MA, MI, MO, MS, MT, OH, OK, RI, TX, WV
Dramatic play/pretend materials	15	AL, AZ, CO, GA, MA, MI, MO, MS, MT, OH, OK, PA, RI, TX, WV
Art supplies/creative activities	15	AL, AZ, CO, GA, MA, MI, MO, MS, MT, OH, OK, PA, RI, TX, WV
Gross motor equipment (indoor and/or outdoor)	14	AL, AZ, CO, GA, HI, MA, MI, MO, MS, OH, OK, PA, RI, TX
Music materials	12	AL, AZ, CO, GA, MA, MI, MO, MS, MT, OH, OK, RI
Science/Experimental/Math (counting/sorting) materials	7	AL, AZ, CO, GA, MO, OH, WV
Sensory materials	6	AL, MO, MS, OH, PA, TX

N=23 states, excluding AR, CA, DC, DE, FL, IA, ID, IN, KS, KY, LA, MD, ME, MN, NC, NE, NH, NJ, NV, OR, SC, SD, UT, VA, VT, WA, WI, WY

*Some states require multiple types of equipment and materials.

In addition to the equipment and materials included in Table 5.36, the following four states have requirements regarding the number and/or type of books that large/group FCC homes must have.

- **AK:** Large/Group FCC homes must have a minimum of five developmentally appropriate books per child in care.
- **AL:** Large/Group FCC homes must have books that are age-appropriate.

- **MS:** Books must be on shelves and tables for children to look at and read. Every child shall have age-appropriate materials (including picture books) read to and discussed with him or her every day. When appropriate, the materials should cover topics with which the children are involved.
- **WV:** Large/Group FCC homes must ensure that age-appropriate books are read on a daily basis to children between the ages of 6 months and 5 years of age.

E. Parent Involvement

Four states (CT, NM, PA, WV) have requirements for large/group FCC homes regarding parent involvement. Two states (NM, PA) require large/group FCC homes to provide opportunities for parents to be involved in activities, and one state (WV) requires homes to encourage parent involvement.

Of the 39 states that license large/group FCC homes, 34 (AK, AL, AZ, CA, CO, CT, DE, FL, GA, HI, IA, IL, IN, MA, MI, MO, MS, MT, ND, NE, NH, NY, OH, OK, OR, PA, RI, SC, SD, TN, UT, VA, WV, WY) require large/group FCC homes to provide parents with access to facilities at all times, allowing parents to visit without giving prior notice.

As shown in Table 5.37, most states have requirements regarding communication between large/group FCC home providers and the parents of children in care. These requirements include providing written policies and procedures to parents, keeping logs of children's care, and having regular meetings with parents.

Table 5.37: States With Requirements for Parent Communication*		
Requirement	Number of States	State
State has requirements for large/group FCC homes' communication with parents	29	AK, AL, CA, DE, FL, HI, IL, IN, MA, MI, MN, MO, MS, MT, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, VA, WV, WY
Large/Group FCC homes must provide written copies of policies and procedures to parents	26	AK, AL, CA, DE, FL, HI, IL, IN, MA, MI, MN, MO, MS, MT, NM, NV, NY, OH, OK, OR, SC, TN, TX, VA, WV, WY
Large/Group FCC homes must keep logs of children's care and communicate with parents	2	MS, RI
Large/Group FCC homes must hold regularly scheduled meetings with parents	1	HI
Large/Group FCC homes must have resource areas for parents	1	RI

N=29 states, excluding AR, AZ, CO, CT, DC, GA, IA, ID, KS, KY, LA, MD, ME, NC, ND, NE, NJ, SD, UT, VT, WA, WI

*Some states have multiple types of requirements for communication with parents.

F. Specialized Care of Children

Within large/group FCC home licensing regulations, there are requirements for specialized types of care for children, such as infant and toddler care, school-age care, and evening/overnight care. Table 5.38 shows whether states have requirements in their large/group FCC home regulations that address these common types of specialized care. It also shows the types of requirements states have for specialized care. For example, many states have requirements for activities that pertain just to infant and toddler care or school-age care. In addition, several states have specific facility requirements for these different types of care.

Table 5.38: States With Requirements for Types of Specialized Care*			
Requirement	Number of States		
	Infant and Toddler Care	School-Age Care	Evening/ Overnight Care
State has requirements for specialized care	32	13	28
Types of requirements for specialized care			
Supervision of children	8	4	22
Activities for children	27	10	19
Materials/Equipment	28	6	24
Facility	11	2	18

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

*Some states have multiple requirements for specialized care.

Table 86: States With Requirements for Specialized Child Care in Large/Group FCC Homes in 2007 in the 50-State Data Tables includes state-by-state data about whether states have requirements for specialized care.

Additional Requirements for Infant and Toddler Care

Large/Group FCC home regulations generally have more requirements for infant and toddler care than the other types of specialized care listed in Table 5.38. Six states (AK, DE, MO, MT, NM, NV) require a consistent primary caregiver be assigned to each child in that age group.

Fast Fact

Approximately half of states that license large/group FCC homes require infants to be placed on their backs to sleep.

SIDS Risk Reduction

States differ in their requirements to place infants on their backs to sleep. This sleep position has been proven to reduce the risk of Sudden Infant Death Syndrome (SIDS) in infants.¹ Table 5.39 shows state requirements related to the prevention of SIDS.

Table 87: Requirements for Reducing Risk of Sudden Infant Death Syndrome (SIDS) in Large/Group FCC Homes in 2007 in the 50-State Data Tables includes additional information about these requirements.

Table 5.39: States With Requirements for Reducing the Risk of SIDS*		
Requirement	Number of States	State
Infants must be placed on their backs to sleep	20	AK, AL, AZ, FL, GA, IA, IL, MI, MS, MT, NY, OH, OK, OR, RI, SC, TX, UT, WV, WY
Physicians may authorize different sleep positions for infants	18	AK, AL, AZ, FL, GA, IA, IL, MI, MS, MT, NY, OH, OK, RI, SC, TX, WV, WY
Soft bedding/materials must not be used in cribs	11	AK, AL, AZ, GA, IL, MI, MT, NE, SC, TX, WV
Providers required to complete training about SIDS prevention	6	AK, AZ, MI, OK, TX, UT
Providers must check on sleeping infants	3	MI, RI, TN
Parents may authorize different sleep positions for infants	1	RI

N=39 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, VT, WA, WI

*Some states have multiple requirements for the prevention of SIDS.

5.10 Facility Requirements

A. Zoning

Of the 39 states that license large/group FCC homes, 13 (AL, CO, CT, GA, HI, MN, MO, NH, NM, OR, RI, TN, WY) specify in their licensing regulations that large/group FCC homes must comply with local zoning ordinances.

¹ Task Force on Infant Sleep Position and Sudden Infant Death Syndrome, American Academy of Pediatrics. (2000). Changing concepts of Sudden Infant Death Syndrome: Implications for infant sleeping environment and sleep position. *Pediatrics*, 105(3), 650–656.

B. Environmental Tests and Health Inspections

Environmental Tests

Eighteen states (CT, IA, MA, MI, MN, MS, MT, ND, NE, NH, NY, OH, OK, OR, RI, SC, UT, VA) require large/group FCC homes to conduct environmental tests for substances such as lead paint, lead in water, asbestos, and radon.

Note

The information in this study only includes data from large/group FCC home licensing regulations and state child care licensing agency responses to a survey. There may be other state laws that require large/group FCC homes to have environmental tests and inspections.

Environmental Health Inspections

The following data about environmental inspections were compiled from state child care licensing agency responses to *The 2007 NARA Child Care Licensing Program Survey*.

Of the 39 states that license large/group FCC homes, 17 require large/group FCC homes to have environmental health inspections. Table 5.40 shows how often homes must have inspections. The most common frequency is once a year. State-by-state data are available in *Table 88: Frequency of Environmental Health Inspections of Large/Group FCC Homes in 2007* in the 50-State Data Tables.

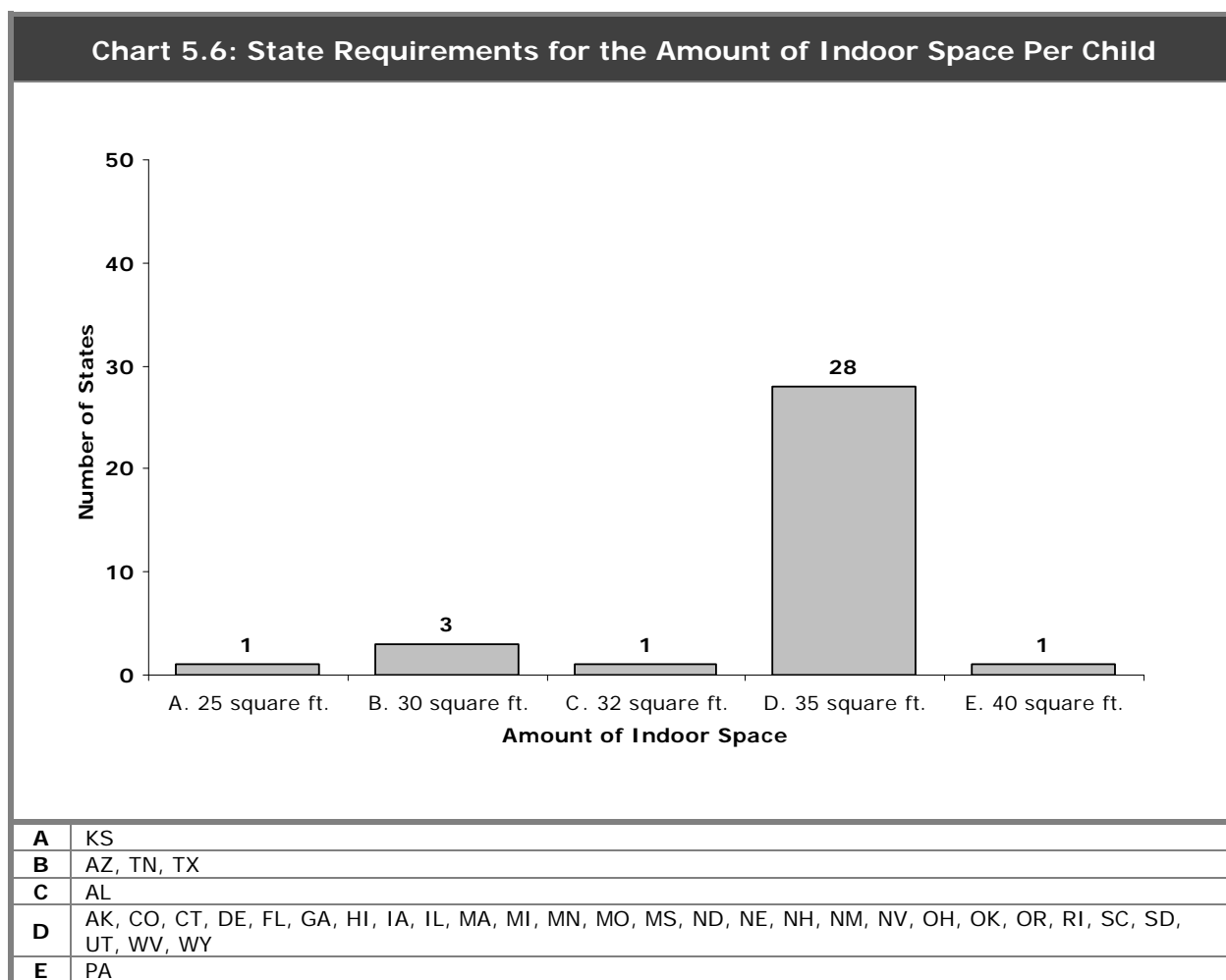
Table 5.40: State Requirements for the Frequency of Environmental Health Inspections		
Requirement	Number of States	State
Environmental health inspections required	17	AK, CT, DE, IN, KS, MO, MS, ND, NH, NV, OR, SC, SD, TN, UT, WV, WY
Once a year	10	DE, KS, MO, MS, ND, NV, OR, SD, TN, WY
Once every 2 years	5	AK, CT, SC, UT, WV
Once every 3 years	1	NH
No response	1	IN

N=17 states, excluding AL, AR, AZ, CA, CO, DC, FL, GA, HI, IA, ID, IL, KY, LA, MA, MD, ME, MI, MN, MT, NC, NE, NJ, NM, NY, OH, OK, PA, RI, TX, VA, VT, WA, WI

C. Square Footage

Indoor Space Requirements

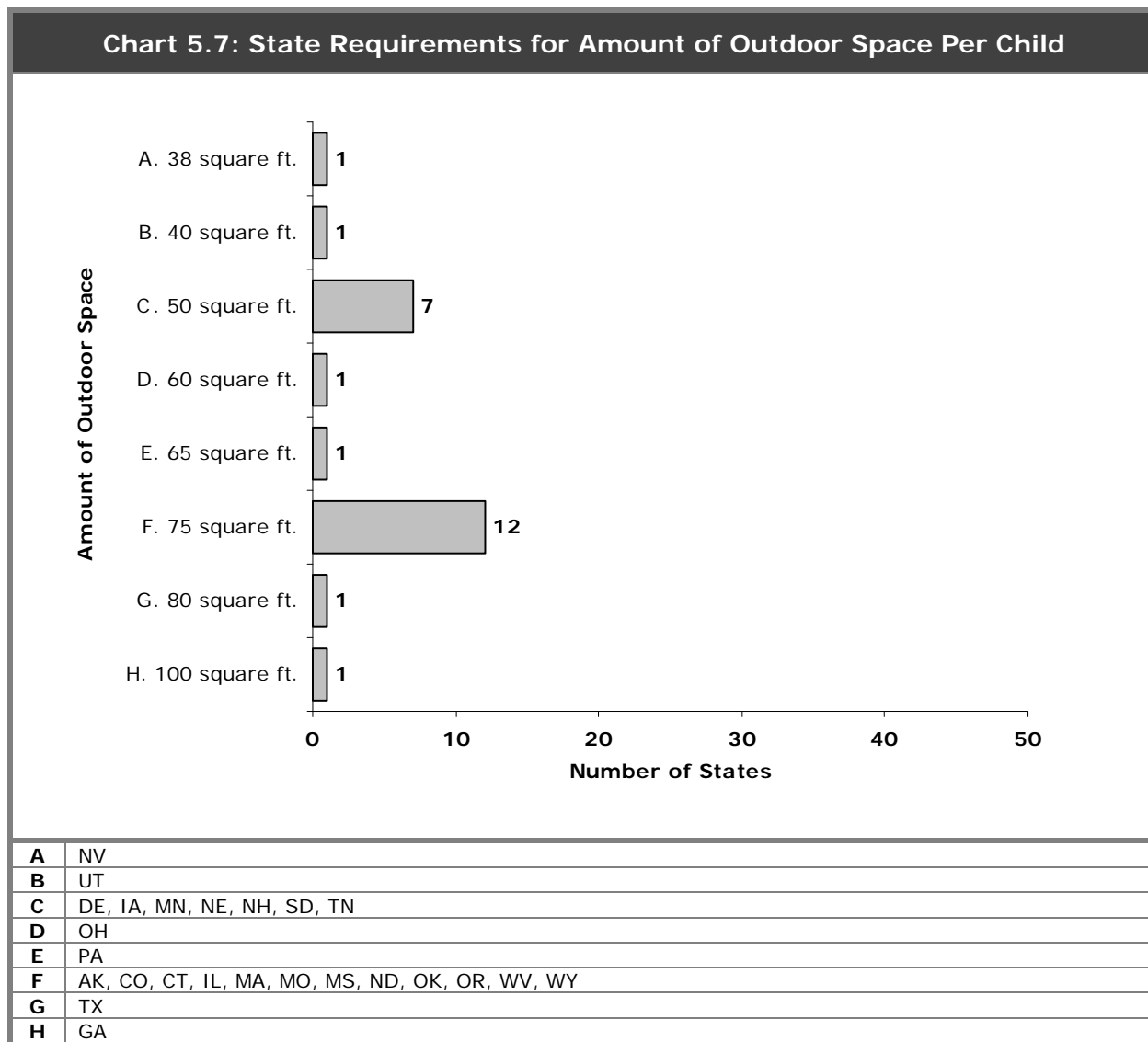
Of the 39 states that license large/group FCC homes, 34 (AK, AL, AZ, CO, CT, DE, FL, GA, HI, IA, IL, KS, MA, MI, MN, MO, MS, ND, NE, NH, NM, NV, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, WV, WY) have requirements for the amount of indoor space that must be provided for each child. As shown in Chart 5.6, most states require large/group FCC homes to have 35 square feet of indoor space per child.



N=34 states, excluding AR, CA, DC, ID, IN, KY, LA, MD, ME, MT, NC, NJ, NY, VA, VT, WA, WI

Outdoor Space Requirements

Twenty-five states (AK, CO, CT, DE, GA, IA, IL, MA, MN, MO, MS, ND, NE, NH, NV, OH, OK, OR, PA, SD, TN, TX, UT, WV, WY) have requirements for the amount of outdoor space that must be provided for each child. As shown in Chart 5.7, most states require large/group FCC homes to have 75 square feet of outdoor space for each child.



N=25 states, excluding AL, AR, AZ, CA, DC, FL, HI, ID, IN, KS, KY, LA, MD, ME, MI, MT, NC, NJ, NM, NY, RI, SC, VA, VT, WA, WI

Five states (AL, AZ, FL, MI, MO) have requirements for the total minimum amount of outdoor space that large/group FCC homes are required to have, as shown in Table 5.41.

Table 5.41: States With Requirements for the Total Minimum Amount of Outdoor Space	
State	Minimum Requirement
270 square feet	FL
375 square feet	AZ
600 square feet	AL, MI
750 square feet	MO

N=5 states, excluding AK, AR, CA, CO, CT, DC, DE, GA, HI, IA, ID, IL, IN, KS, KY, LA, MA, MD, ME, MN, MS, MT, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, VT, WA, WI, WV, WY

Table 89: Amount of Indoor and Outdoor Space Required in Large/Group FCC Homes in 2007 in the 50-State Data Tables includes the square footage requirements for each state.

D. Condition of Facility and Equipment

As shown in Table 5.42, all states that license large/group FCC homes, except AK and SD, have requirements for the condition of facilities and/or equipment (e.g., facilities and equipment must be in good condition).

Table 5.42: States With Requirements for the Condition of the Home and/or Equipment*		
Requirement	Number of States	State
Indoor area and equipment		
Requirements for the condition of the indoor area of the home	34	AL, AZ, CA, CO, CT, DE, FL, HI, IL, IN, KS, MA, MI, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, WV, WY
Requirements for the condition of indoor equipment	29	AZ, CO, CT, DE, FL, GA, HI, IA, IL, MA, MI, MN, MO, MS, MT, ND, NE, NH, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, WV
Requirements for the condition of stairs in the home	25	AZ, CA, CO, CT, DE, IL, KS, MA, MI, MN, MO, MS, MT, ND, NH, NY, OK, OR, PA, RI, SC, UT, VA, WV, WY

Table 5.42: States With Requirements for the Condition of the Home and/or Equipment (con.)*		
Requirement	Number of States	State
Requirements for basement used for the care of children	17	CO, DE, IA, IL, IN, KS, MA, MI, MN, MO, MT, NH, NY, OK, RI, TX, WY
Outdoor area and equipment		
Requirements for the condition of the outdoor area of the home	28	AL, CO, CT, DE, FL, GA, HI, IA, IL, IN, MA, MN, MO, MS, MT, ND, NH, NV, OH, OK, OR, PA, RI, SC, TN, UT, VA, WV
Requirements for the condition of outdoor equipment	28	AZ, CO, CT, DE, FL, GA, HI, IA, IL, KS, MI, MO, MS, MT, ND, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, WV, WY
Materials and toys		
Requirements for the condition of materials and toys for children	23	AZ, CT, FL, GA, HI, IL, KS, MI, MO, MS, MT, ND, NE, NH, NM, NY, OK, OR, PA, SC, UT, WV, WY

N=37 states, excluding AK, AR, DC, ID, KY, LA, MD, ME, NC, NJ, SD, VT, WA, WI

*Some states have multiple types of requirements for indoor and outdoor areas and equipment, materials, and toys.

E. Safety of Equipment

As seen in Table 5.43, most states that license large/group FCC homes have requirements for the safety of indoor and outdoor equipment. Information about each state's requirements for surfaces under indoor and outdoor equipment is available in *Table 90: Requirements for Surfaces Under Indoor and Outdoor Equipment in Large/Group FCC Homes in 2007* in the 50-State Data Tables.

Table 5.43: States With Requirements for Equipment Safety*		
Requirement	Number of States	State
Indoor equipment		
Requirements for sleeping equipment (e.g., cots and cribs)	26	AK, AL, AZ, CO, CT, DE, HI, IL, KS, MA, MI, MN, MO, MS, MT, NH, NM, OH, OK, OR, PA, RI, SC, TX, VA, WV

Table 5.43: States With Requirements for Equipment Safety (con.) *		
Requirement	Number of States	State
Requirements for the safety of indoor equipment	24	CT, DE, GA, HI, IL, MA, MI, MN, MO, MS, MT, ND, NH, OH, OK, OR, PA, RI, SC, TN, TX, UT, WV, WY
Prohibits stackable cribs	10	AZ, CT, GA, MO, MS, NH, OH, PA, SC, WY
Requirements for the surfaces under indoor equipment	3	NH, OH, TX
Outdoor equipment		
Requirements for the safety of outdoor equipment	29	AL, AZ, CT, DE, FL, GA, HI, IL, KS, MA, MI, MO, MS, MT, ND, NM, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, WV, WY
Requirements for the surfaces under outdoor equipment	26	AL, AZ, CO, CT, DE, FL, GA, HI, KS, MI, MO, MT, NH, NM, NV, OH, OK, OR, PA, RI, SC, TN, TX, UT, WV, WY
Indoor and outdoor equipment		
Requirements for equipment to be free of components that can pinch, sheer, or crush body tissues	7	DE, MO, OK, PA, SC, TX, WY

N=34 states, excluding AR, CA, DC, IA, ID, IN, KY, LA, MD, ME, NC, NE, NJ, SD, VT, WA, WI

*Some states have multiple types of requirements for the safety of indoor and outdoor equipment.

F. Outdoor Space

Enclosures or Fencing

As shown in Table 5.44, 18 states require large/group FCC homes to have fences or other enclosures around outdoor play spaces. Most of these states require that fences be at least 4 feet in height. State-by-state data are available in *Table 91: Height Requirements for Outdoor Enclosures and Fences for Large/Group FCC Homes in 2007* in the 50-State Data Tables.

Table 5.44: States With Requirements for Outdoor Fencing		
Requirement	Number of States	State
State requires that outdoor space is enclosed or has a fence	18	AL, AZ, CO, DE, FL, GA, MO, MS, MT, NM, NV, OK, OR, RI, SC, TX, UT, WY
Height must be at least 4 feet	13	AL, AZ, FL, GA, MS, MT, NM, OK, OR, SC, TX, UT, WY
Height must be 42 inches	2	CO, MO
Height not specified	3	DE, NV, RI

N=18 states, excluding AK, AR, CA, CT, DC, HI, IA, ID, IL, IN, KS, KY, LA, MA, MD, ME, MI, MN, NC, ND, NE, NH, NJ, NY, OH, PA, SD, TN, VA, VT, WA, WI, WV

Bodies of Water

Thirty-six states (AL, AZ, CA, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, WV, WY) have requirements for the safety of swimming pools in large/group FCC homes. In addition, 22 states (AK, AL, AZ, CA, CO, FL, MA, MI, MN, MT, NE, NH, NM, NV, NY, OH, OK, OR, RI, SC, TX, UT) have requirements to protect children from bodies of water (e.g., ponds, lakes, and rivers).

G. Fire Safety and Emergency Preparedness

Fire Inspections

The following data about fire inspections were compiled from state child care licensing agency responses to *The 2007 NARA Child Care Licensing Program Survey*.

Of the 39 states that license large/group FCC homes, 26 require large/group FCC homes to have fire inspections. Table 5.45 shows how often homes must have inspections. A majority of states require annual fire inspections. State-by-state data are available in *Table 92: Frequency of Fire Inspections of Large/Group FCC Homes in 2007* in the 50-State-Data-Tables.

Table 5.45: State Requirements for the Frequency of Fire Inspections		
Requirement	Number of States	State
Fire inspections required	26	AK, AL, CA, CT, DE, FL, GA, HI, KS, MI, MO, MS, ND, NE, NH, NM, NV, OH, PA, RI, SC, SD, TN, UT, WV, WY
Once a year	15	CT, DE, FL, GA, MO, MS, ND, NM, NV, OH, RI, SD, TN, UT, WY
Once every 2 years	4	AK, HI, SC, WV
Once every 3 years	2	MI, NH
Less than once every 3 years	1	PA
Other frequency	4	AL, CA, KS, NE

N=26 states, excluding AR, AZ, CO, DC, IA, ID, IL, IN, KY, LA, MA, MD, ME, MN, MT, NC, NJ, NY, OK, OR, TX, VA, VT, WA, WI

Fire Safety and Fire Drills

Of the 39 states that license large/group FCC homes, 37 (AL, AZ, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WV, WY) have requirements regarding fire safety. Of those, 30 states (AL, AZ, CO, CT, DE, FL, IA, IL, MA, MI, MN, MO, MS, MT, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, TX, UT, VA, WV, WY) require large/group FCC homes to have plans for how to evacuate children and providers in case of fires in homes.

Note

The information in this study only includes data from large/group FCC home licensing regulations and child care licensing agency responses to a survey. There may be other state laws about fire safety that require homes to have fire inspections or fire evacuation plans or conduct fire drills.

Thirty-two states also require large/group FCC homes to conduct fire drills. As shown in Table 5.46, most of these states require large/group FCC homes to conduct fire drills at least once a month.

Table 5.46: States With Requirements for Frequency of Fire Drills		
Requirement	Number of States	State
State requires fire drills	32	AZ, CA, CO, DE, FL, GA, IA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, PA, RI, SD, TX, UT, VA, WV, WY
At least once a month	22	AZ, DE, FL, GA, IA, IL, KS, MA, MI, MN, MO, MS, NH, NM, NV, NY, OH, OK, RI, TX, VA, WV
More than four times a year	3	MT, NE, PA
At least four times a year	3	IN, SD, UT
Less than four times a year	1	CA
Time interval not specified in regulations	3	CO, ND, WY

N=32 states, excluding AK, AL, AR, CT, DC, HI, ID, KY, LA, MD, ME, NC, NJ, OR, SC, TN, VT, WA, WI

Smoke Detectors and Fire Extinguishers

As shown in Table 5.47, most states that license large/group FCC homes require them to have smoke detectors and/or fire extinguishers. Twenty-three states (AZ, CA, CO, DE, FL, GA, IA, IL, IN, KS, MI, MN, MO, MT, ND, NM, OK, OR, RI, TX, UT, VA, WY) require large/group FCC homes to have both.

Table 5.47: States With Requirements for Smoke Detectors and Fire Extinguishers		
Requirement	Number of States	State
Large/Group FCC homes must have smoke detectors	27	AZ, CA, CO, DE, FL, GA, IA, IL, IN, KS, MA, MI, MN, MO, MT, ND, NE, NH, NM, NY, OK, OR, RI, TX, UT, VA, WY
Large/Group FCC homes must have fire extinguishers	24	AZ, CA, CO, DE, FL, GA, IA, IL, IN, KS, MI, MN, MO, MS, MT, ND, NM, OK, OR, RI, TX, UT, VA, WY

N=28 states, excluding AK, AL, AR, CT, DC, HI, ID, KY, LA, MD, ME, NC, NJ, NV, OH, PA, SC, SD, TN, VT, WA, WI, WV

General Emergency Plans

In addition to the requirements related to fires, some states also have requirements for plans and drills for general emergencies (i.e., not specifically fires). Three states (MT, NY, SD) require large/group FCC homes to have evacuation plans for general emergencies, and one state (MT) requires large/group FCC homes to perform general emergency drills. *Table 93: Fire and Emergency Evacuation and Drill Requirements for Large/Group FCC Homes in 2007* in the 50-State Data Tables provides state-by-state data about evacuation and drill requirements.

Fast Fact

More than half of the 39 states that license large/group FCC homes require them to be prepared for specific emergencies caused by weather, utility-related problems, and/or intruders/acts of violence.

Emergency Preparedness

Table 5.48 shows the states that have preparedness requirements for specific emergencies caused by weather, utility-related problems, and/or intruders/acts of violence. State-by-state data are available in *Table 94: Requirements for Emergency Preparedness for Large/Group FCC Homes in 2007* in the 50-State Data Tables.

Table 5.48: States With Requirements for Specific Emergency Preparedness*		
Requirement	Number of States	State
State has requirements for specific emergency preparedness	26	AL, CA, CO, CT, FL, GA, HI, IA, IL, KS, MA, MI, MN, MO, MS, NV, OH, OK, OR, RI, SC, SD, TX, UT, VA, WV
Large/Group FCC homes must have emergency plans/procedures for natural disasters (e.g., tornados, hurricanes, earthquakes, and other weather)	23	AL, CO, CT, GA, HI, IA, IL, KS, MA, MI, MN, MO, MS, NV, OH, OK, OR, SC, SD, TX, UT, VA, WV
Large/Group FCC homes must have emergency plans/procedures for utility-related problems (e.g., blackouts)	8	AL, GA, MA, MI, OH, OK, OR, UT
Large/Group FCC homes must have emergency plans/procedures for intruders/acts of violence**	1	OH

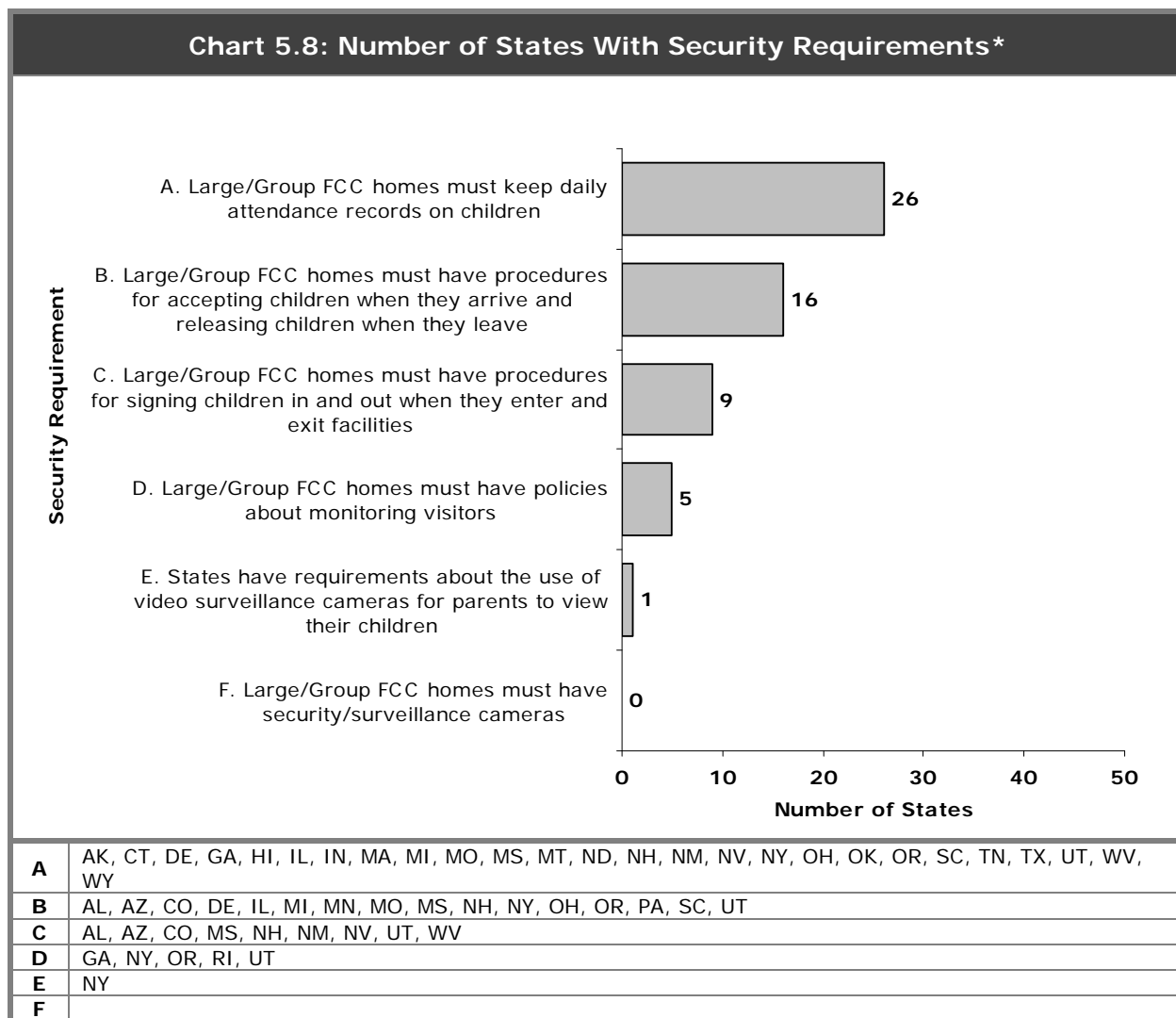
N=26 states, excluding AK, AR, AZ, DC, DE, ID, IN, KY, LA, MD, ME, MT, NC, ND, NE, NH, NJ, NM, NY, PA, TN, VT, WA, WI, WY

*Some states have multiple requirements for emergency preparedness.

**"Intruders/Acts of violence" includes intruders within the home, intoxicated parents, lost or abducted children, threats of violence, man-made disasters, and others.

H. Security

Many states have requirements for large/group FCC homes related to the security of children. For example, as shown in Chart 5.8, more than half of states that license large/group FCC homes require homes to keep daily attendance records of children, and several require large/group homes to establish procedures for accepting children when they enter homes and releasing children at the end of the day.



N=32 states, excluding AR, CA, DC, FL, IA, ID, KS, KY, LA, MD, ME, NC, NE, NJ, SD, VA, VT, WA, WI

*Some states have multiple security requirements.

I. Transportation

General Requirements

Of the 39 states that license large/group FCC homes, all except one (SD) have requirements regarding transporting children in vehicles. Table 5.49 shows some of the specific requirements states have for transporting children. See “4.8 Supervision of Children” for more information about requirements for transportation.

Table 5.49: States With Requirements for Transportation*		
Requirement	Number of States	State
State has requirements for transportation	38	AK, AL, AZ, CA, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, WV, WY
Requirements for vehicle drivers (e.g., drivers must have valid licenses)	29	AL, AZ, CA, CO, FL, GA, HI, IL, IN, KS, MA, MI, MN, MO, MT, ND, NE, NH, NV, NY, OH, OK, OR, PA, SC, TN, UT, WV, WY
Requirements for condition of vehicles	20	AK, AZ, CA, CO, DE, GA, IL, IN, KS, MA, MI, ND, NH, NM, OH, OK, OR, TN, WV, WY
Requirements for first aid kits to be kept in vehicles	14	AZ, CO, DE, GA, IA, KS, MI, NM, OK, PA, TN, UT, VA, WY
Requirements for vehicle seating	10	CO, FL, GA, MO, MT, NE, OH, OR, PA, TN
Requirements for emergency equipment needed in vehicles	4	AK, AZ, NM, TN

N=38 states, excluding AR, DC, ID, KY, LA, MD, ME, NC, NJ, SD, VT, WA, WI

*Some states have multiple types of requirements for transportation.

Vehicle Safety Restraints

Most states also have requirements for large/group FCC homes regarding vehicle safety restraints for children, such as seat belts and car seats, as shown in Table 5.50.

Table 5.50: States With Requirements for Vehicle Safety Restraints for Children*		
Requirement	Number of States	State
State has requirements for vehicle safety restraints for children	32	AK, AL, AZ, CA, CO, DE, FL, GA, IL, IN, KS, MA, MI, MN, MO, MS, MT, NE, NH, NM, NY, OH, OK, OR, PA, RI, TN, TX, UT, VA, WV, WY
Requirements for car seats/child restraint systems	26	AK, AL, AZ, CA, CO, FL, GA, IL, KS, MA, MI, MN, MO, MS, MT, NE, NH, NM, NY, OK, OR, TN, TX, UT, WV, WY
Requirements for seat belts for children	25	AK, AL, AZ, CO, FL, GA, KS, MA, MI, MN, MO, MS, MT, NE, NH, NM, NY, OH, OK, OR, TN, TX, UT, WV, WY

N=32 states, excluding AR, CT, DC, HI, IA, ID, KY, LA, MD, ME, NC, ND, NJ, NV, SC, SD, VT, WA, WI

*Some states have multiple types of requirements for vehicle safety restraints.

J. Liability and Automobile Insurance

Nineteen states require large/group FCC homes to have either liability insurance or automobile insurance as protection from accidents and injuries to children in care, as shown in Table 5.51. Seven states (AZ, DE, IL, NV, PA, TN, WV) require large/group FCC homes to have both types of insurance. *Table 95: Liability and Automobile Insurance Requirements for Large/Group FCC homes in 2007* in the 50-State Data Tables shows the states that have these requirements and the amount of insurance required if specified in the state regulations.

Table 5.51: States With Requirements for Liability and Automobile Insurance*		
Requirement	Number of States	State
State requires insurance	19	AZ, DE, FL, HI, IL, IN, KS, MI, MS, MT, ND, NH, NM, NV, OK, PA, RI, TN, WV
Requires automobile insurance	18	AZ, DE, FL, HI, IL, IN, KS, MI, MS, ND, NH, NM, NV, OK, PA, RI, TN, WV
Requires general liability insurance	8	AZ, DE, IL, MT, NV, PA, TN, WV

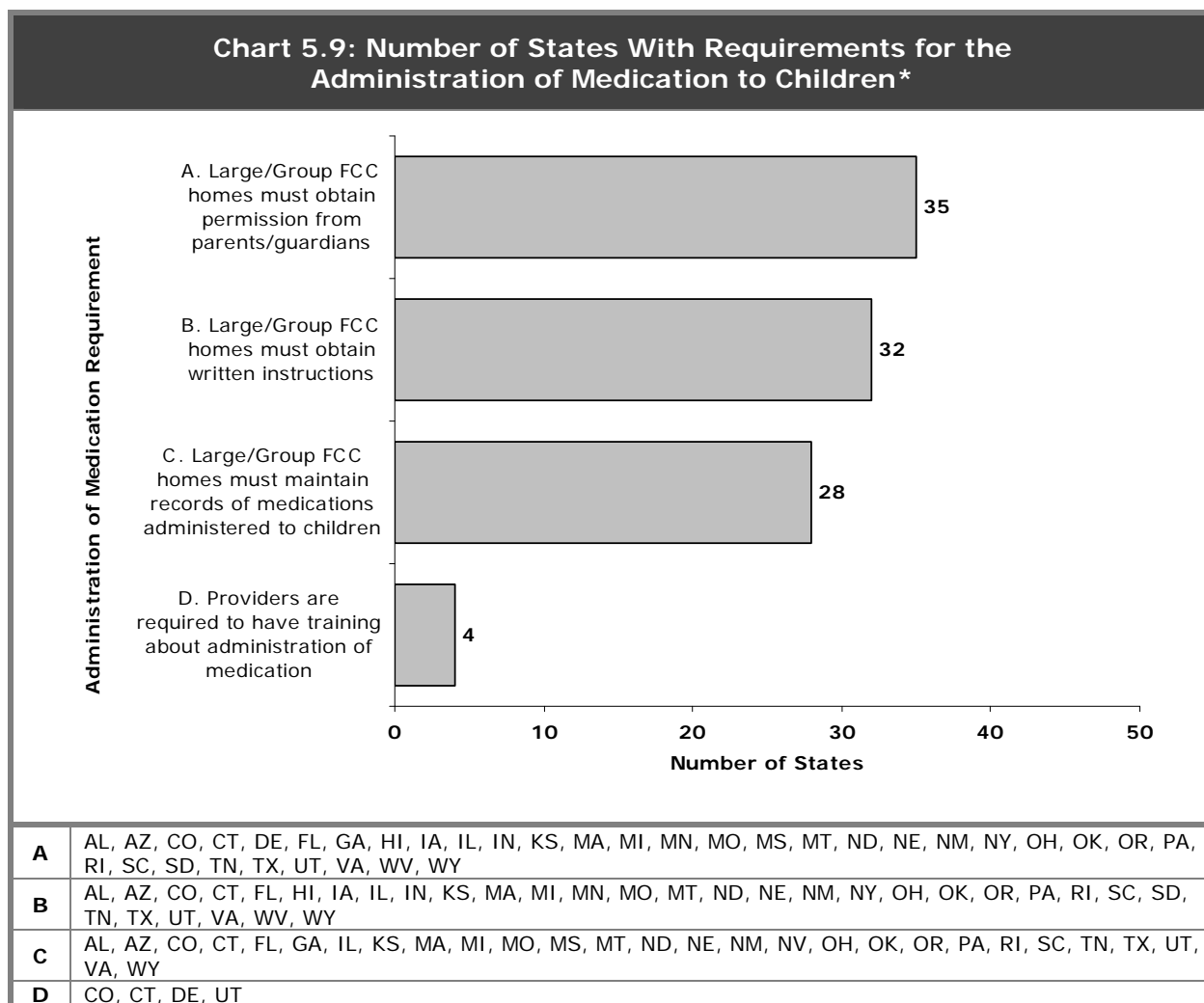
N=19 states, excluding AK, AL, AR, CA, CO, CT, DC, GA, IA, ID, KY, LA, MA, MD, ME, MN, MO, NC, NE, NJ, NY, OH, OR, SC, SD, TX, UT, VA, VT, WA, WI, WY

*Some states require multiple types of insurance.

K. Medical Care and Related Issues

Administration of Medication

Of the 39 states that license large/group FCC homes, 36 (AL, AZ, CO, CT, DE, FL, GA, HI, IA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WV, WY) have requirements for the administration of medication to children. As shown in Chart 5.9, nearly all states require that large/group FCC homes obtain permission from parents to administer medications, get written instructions about how to give medications to children, and keep records of medications given to children.



N=36 states, excluding AK, AR, CA, DC, ID, KY, LA, MD, ME, NC, NH, NJ, VT, WA, WI

*Some states have multiple requirements for the administration of medication.

Medical Procedures

Seven states (AL, CT, MA, NY, OH, OK, SC) have requirements for large/group FCC homes related to performing medical procedures, such as blood glucose tests, on children with medical conditions. These states require that permission be obtained from parents, and/or instructions are obtained from parents or physicians about how to perform procedures. Three states (AL, CT, OK) require large/group FCC homes to keep records of medical procedures.

Fast Facts

- Most of the states that license large/group FCC homes have requirements for the administration of medication to children.
- Most of the states that license large/group FCC homes have requirements regarding the care of children who are mildly ill.

Care of Ill Children

As shown in Table 5.52, most states that have requirements regarding the care of mildly ill children allow large/group FCC homes to exclude mildly ill children from care, meaning they must be kept at home until they are well enough to return. Fewer states specifically allow large/group FCC homes to admit children into care when they are mildly ill.

Table 5.52: States With Requirements for the Care of Mildly Ill Children*		
Requirement	Number of States	State
State has requirements for the care of mildly ill children	29	AL, AZ, CT, DE, FL, GA, HI, IA, IL, MA, MN, MO, MS, MT, ND, NV, NY, OH, OK, OR, PA, RI, SC, SD, TX, UT, VA, WV, WY
Allows large/group FCC homes to exclude children who are mildly ill	17	AL, AZ, CT, HI, IA, MO, MT, ND, OH, OR, PA, RI, SC, TX, VA, WV, WY
Allows large/group FCC homes to admit children who are mildly ill	9	DE, FL, HI, IL, MA, MO, PA, SD, UT

N=29 states, excluding AK, AR, CA, CO, DC, ID, IN, KS, KY, LA, MD, ME, MI, NC, NE, NH, NJ, NM, TN, VT, WA, WI

*Some states have multiple requirements for the care of mildly ill children.

Incident Reporting

Table 5.53 shows that most states have requirements for reporting serious injuries and deaths of children in large/group FCC homes. Most states also require large/group FCC homes to keep their own records of these incidents.

Table 5.53: States With Requirements for Incident Reporting*		
Requirement	Number of States	State
State has requirements for incident reporting	33	AL, AZ, CO, CT, DE, FL, GA, IA, IL, IN, MA, MI, MN, MO, MS, MT, ND, NE, NM, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, WV, WY
Large/Group FCC homes must report all serious injuries that occur to children in care to the licensing agency	27	AL, CO, CT, DE, GA, IL, IN, MA, MI, MN, MS, MT, ND, NE, NM, NV, NY, OH, OK, OR, PA, SC, TX, UT, VA, WV, WY
Large/Group FCC homes must keep records of all serious injuries that occur to children	25	AL, AZ, CO, CT, DE, FL, GA, IA, MA, MO, MS, MT, NM, NV, NY, OH, OK, OR, PA, RI, TN, TX, UT, VA, WY
Large/Group FCC homes must report all deaths that occur to children in care to the licensing agency	24	AL, CO, CT, DE, GA, IL, MA, MI, MN, MS, ND, NE, NM, NV, NY, OH, OK, OR, PA, SC, TX, VA, WV, WY

N=33 states, excluding AK, AR, CA, DC, HI, ID, KS, KY, LA, MD, ME, NC, NH, NJ, SD, VT, WA, WI

*Some states have multiple requirements for incident reporting.

Health Consultants

Of the 39 states that license large/group FCC homes, 5 states (CT, DE, HI, ND, NY) require large/group FCC homes to have health consultants available to providers.

Terminology

Child care health consultants: Health professionals who are used by FCC homes to provide information and expertise on health issues.

First Aid Kits

In addition, 30 states (AL, AZ, CO, CT, DE, FL, GA, HI, IA, IL, IN, MA, MN, MT, ND, NE, NM, NV, NY, OH, OR, PA, RI, SC, TN, TX, UT, VA, WV, WY) require large/group FCC homes have first aid kits. Twenty (AZ, CT, DE, FL, GA, IL, MA, MN, MT, NE, NM, OH, OR, PA, RI, TN, TX, VA, WV, WY) of those states specify the items that must be contained in kits.

L. Hand Washing

Requirements for Providers

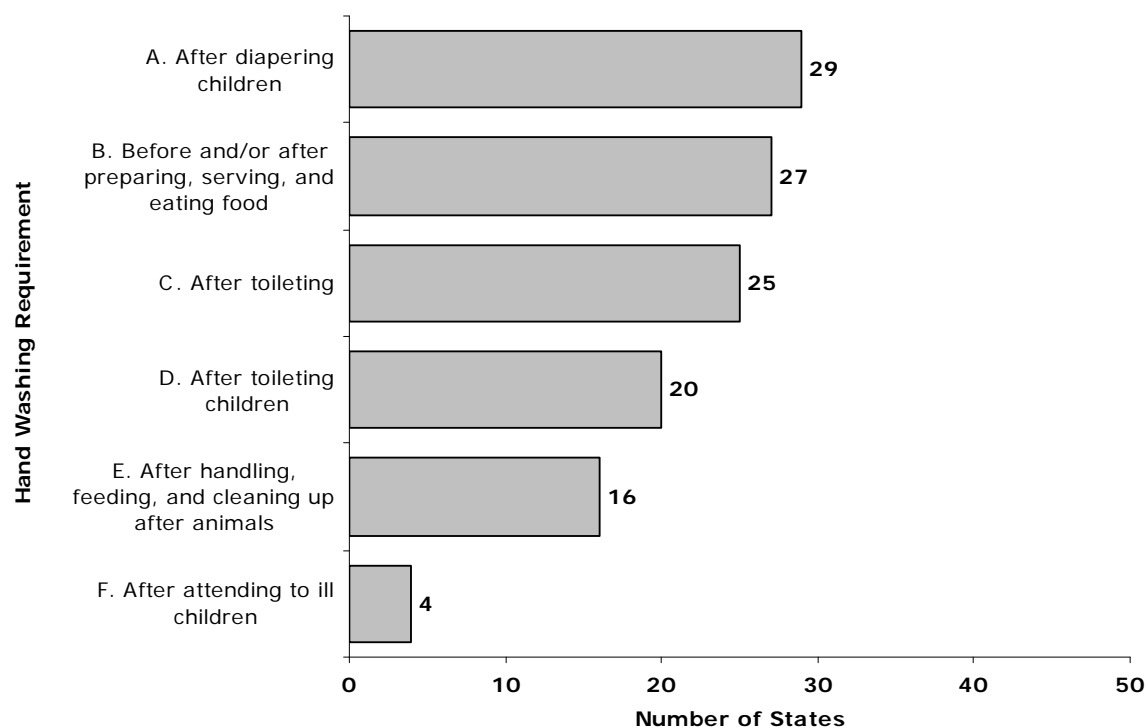
As shown in Table 5.54, most states have requirements for hand washing for providers. A few require providers to complete training on this topic. In addition, 17 states (AZ, CT, DE, GA, IN, MI, MO, MT, ND, NE, OK, OR, PA, RI, SC, TX, WY) have requirements for the locations and/or numbers of hand washing facilities in large/group FCC homes.

Table 5.54: States With Requirements for Hand Washing for Providers*		
Requirement	Number of States	State
State has requirements for hand washing for providers	32	AK, AL, AZ, CO, CT, DE, FL, GA, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TX, UT, VA, WV, WY
Specifies when providers must wash their hands	31	AK, AL, AZ, CO, CT, DE, FL, GA, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TX, UT, VA, WY
Providers must complete training about hand washing	3	AZ, CT, UT

N=32 states, excluding AR, CA, DC, HI, IA, ID, IL, IN, KS, KY, LA, MD, ME, NC, NJ, TN, VT, WA, WI

*Some states have multiple types of requirements for hand washing for providers.

Of the states that have requirements for hand washing for large/group FCC home providers, all except one (WV) specify when providers must wash their hands. Chart 5.10 shows the times when large/group FCC home providers must wash their hands.

Chart 5.10: Number of States That Specify Times When Hand Washing is Required for Providers*

A	AK, AL, AZ, CO, CT, DE, GA, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TX, VA, WY
B	AK, AZ, CO, DE, GA, MA, MI, MN, MO, MS, MT, ND, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TX, UT, VA, WY
C	AK, AZ, CO, DE, GA, MA, MI, MO, MS, MT, ND, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TX, UT, WY
D	AK, AL, CO, DE, MI, MN, MO, MS, NE, NH, NM, NV, NY, OH, OR, RI, SC, SD, TX, VA
E	AK, AZ, DE, MA, MI, MS, NM, NV, NY, OH, OK, OR, RI, SC, TX, VA
F	DE, NH, NM, NV

N=31 states, excluding AR, CA, DC, HI, IA, ID, IL, IN, KS, KY, LA, MD, ME, NC, NJ, TN, VT, WA, WI, WV

*Some states specify multiple times when providers are required to wash their hands.

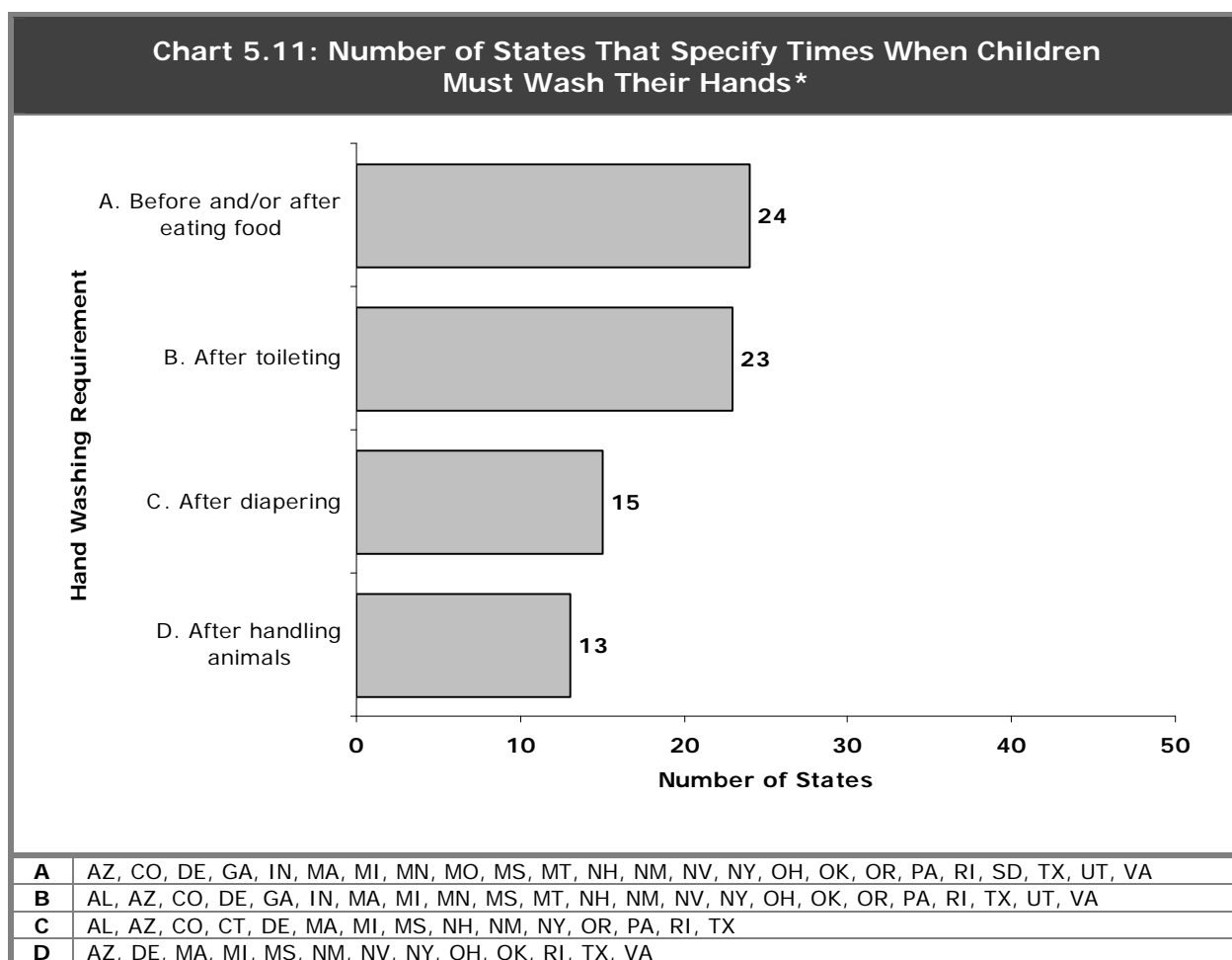
Requirements for Children

As shown in Table 5.55, most states have requirements for large/group FCC homes regarding washing children's hands. Of the 30 states that have requirements for hand washing for children, only SC and WV do not specify when children must wash their hands.

Table 5.55: States With Requirements for Washing Children's Hands		
Requirement	Number of States	State
State has requirements for washing children's hands	30	AK, AL, AZ, CO, CT, DE, FL, GA, IN, MA, MI, MN, MO, MS, MT, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, SD, TX, UT, VA, WV
Specifies when children must wash their hands	28	AK, AL, AZ, CO, CT, DE, FL, GA, IN, MA, MI, MN, MO, MS, MT, NH, NM, NV, NY, OH, OK, OR, PA, RI, SD, TX, UT, VA

N=30 states, excluding AR, CA, DC, HI, IA, ID, IL, KS, KY, LA, MD, ME, NC, ND, NE, NJ, TN, VT, WA, WI, WY

Chart 5.11 shows the times when children must wash their hands.

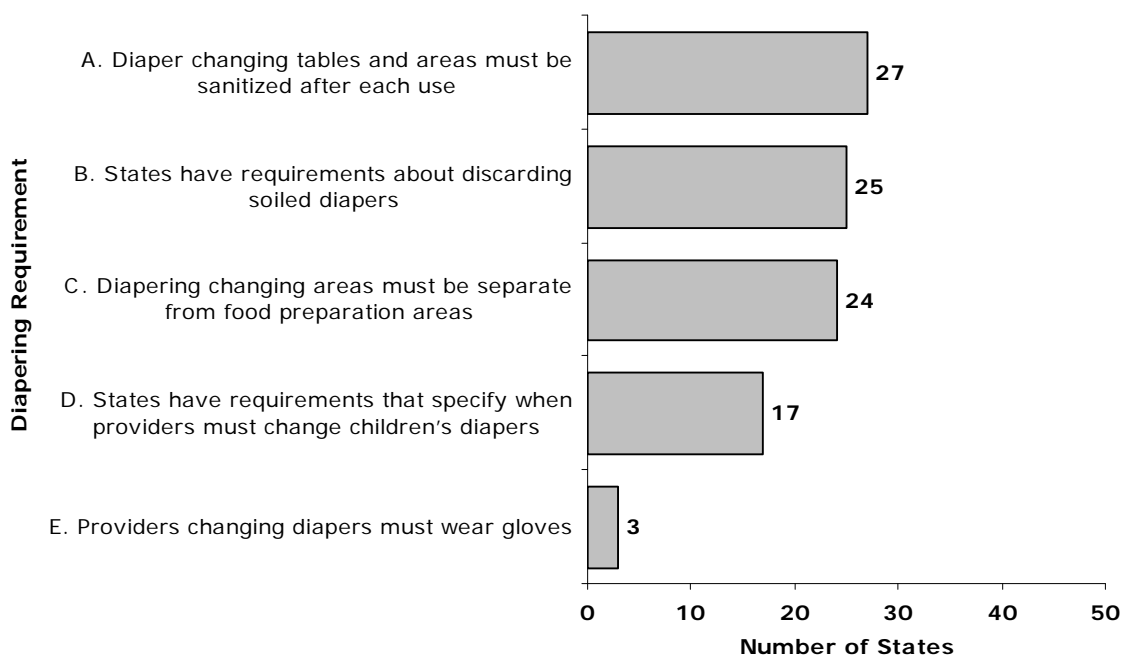


N=28 states, excluding AR, CA, DC, HI, IA, ID, IL, KS, KY, LA, MD, ME, NC, ND, NE, NJ, SC, TN, VT, WA, WI, WV, WY

*Some states specify multiple times when children must wash their hands.

M. Diapering

Of the 39 states that license large/group FCC homes, 32 (AL, AZ, CO, CT, DE, FL, GA, IL, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, TN, TX, UT, VA, WV, WY) have requirements for diapering. As shown in Chart 5.12, these requirements include information about discarding soiled diapers, sanitation of diapering areas, and when to change children's diapers.

Chart 5.12: Number of States With Requirements for Diapering*

A	AL, AZ, CO, CT, DE, FL, GA, IL, KS, MI, MN, MO, MT, ND, NH, NM, NV, NY, OH, OK, OR, PA, RI, TX, VA, WV, WY
B	AL, AZ, CT, DE, IL, KS, MI, MN, MO, MS, MT, ND, NE, NH, NV, NY, OH, OK, PA, RI, TN, TX, UT, VA, WV
C	AL, AZ, CO, CT, DE, FL, GA, MA, MI, MN, MO, MT, ND, NH, NV, NY, OR, PA, RI, TN, TX, UT, VA, WY
D	AL, AZ, IL, KS, MA, MN, MO, MT, ND, NE, NH, NM, NY, OK, TN, TX, VA
E	AL, NM, RI

N=32 states, excluding AK, AR, CA, DC, HI, IA, ID, IN, KY, LA, MD, ME, NC, NJ, SC, SD, VT, WA, WI

*Some states have multiple requirements for diapering.

N. Smoking Policies

Table 5.56 shows that most states have requirements regarding smoking in large/group FCC homes. Fifteen states specify that smoking is not allowed in large/group FCC homes. However, some states allow FCC homes to permit smoking, but it cannot be in the presence of children or in areas where children are in care.

Table 5.56: States With Requirements About Smoking*		
Requirement	Number of States	State
State has requirements about smoking in large/group FCC homes	34	AL, AZ, CA, CO, CT, FL, GA, HI, IL, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, WV, WY
Does not allow smoking in large/group FCC homes	15	AL, CA, CO, FL, MS, MT, ND, NH, NY, OH, OK, OR, RI, TX, WV
Does not allow smoking in areas used for the care of children	15	AZ, CT, GA, IL, MI, MO, MS, NE, NM, NY, OK, PA, RI, SC, VA
Does not allow smoking in the presence of children	10	AZ, HI, IL, KS, MA, NH, NM, OH, OK, TN
Requires providers to notify parents of smoking in homes	10	MA, MI, MN, NE, NV, OH, OK, RI, TN, WV
Does not allow smoking in areas where food is prepared	4	MO, PA, SC, WY

N=34 states, excluding AK, AR, DC, DE, IA, ID, IN, KY, LA, MD, ME, NC, NJ, SD, VT, WA, WI

*Some states have multiple types of requirements about smoking.

O. Hazardous Materials

Of the 39 states that license large/group FCC homes, 34 (AL, AZ, CA, CO, CT, FL, GA, IA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, WV, WY) have requirements regarding the accessibility of hazardous materials and substances, such as cleaning products and other chemicals, in large/group FCC homes. Of those 34 states, all specify that hazardous materials must be kept out of children's reach.

P. Firearms

As shown in Table 5.57, of the 39 states that license large/group FCC homes, 31 states have requirements regarding the presence of firearms in large/group FCC homes. All but one state (OH) that has regulations about firearms requires them to be in locked containers or closets or other safe locations.

Table 5.57: States With Requirements About the Presence of Firearms*		
Requirement	Number of States	State
State has requirements about the presence of firearms in large/group FCC homes	31	AL, AZ, CA, CO, DE, FL, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, WV, WY
Allows firearms in homes, but requires them to be in locked containers or closets or other safe locations	30	AL, AZ, CA, CO, DE, FL, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, OK, OR, PA, RI, SC, TN, TX, UT, VA, WV, WY
Allows firearms in homes, but requires ammunition to be separate	19	AL, CA, CO, DE, IL, MA, MI, MN, MT, ND, NE, OK, OR, PA, RI, TX, UT, VA, WY
Requires providers to notify parents of the presence of firearms in homes	3	MA, MI, PA
Does not allow firearms in homes	1	OH

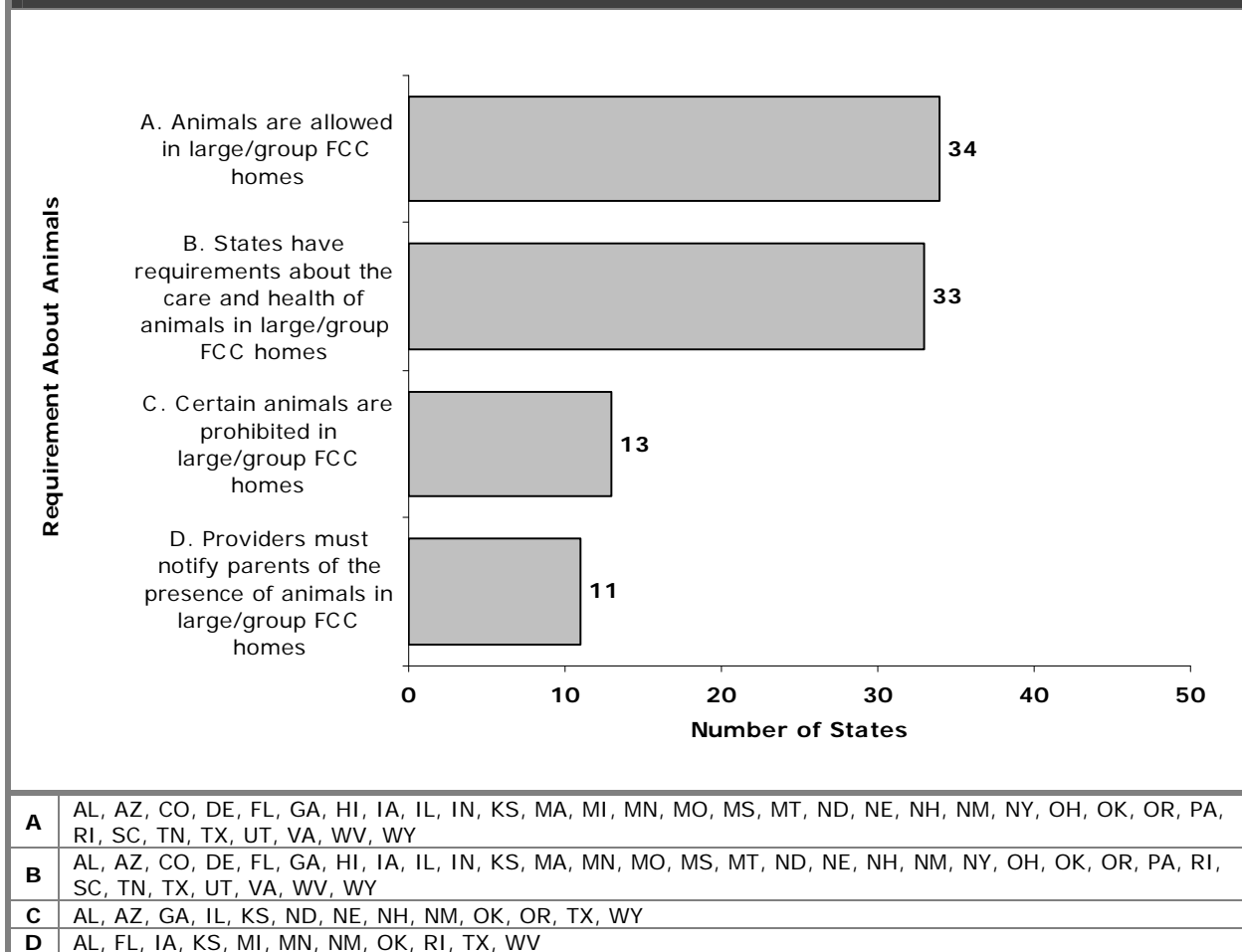
N=31 states, excluding AK, AR, CT, DC, GA, HI, IA, ID, KY, LA, MD, ME, NC, NJ, NV, NY, SD, VT, WA, WI

*Some states have multiple types of requirements about the presence of firearms.

Q. Animals in Facilities

Thirty-four states (AL, AZ, CO, DE, FL, GA, HI, IA, IL, IN, KS, MA, MI, MN, MO, MS, MT, ND, NE, NH, NM, NY, OH, OK, OR, PA, RI, SC, TN, TX, UT, VA, WV, WY) have requirements about keeping animals in large/group FCC homes. As shown in Chart 5.13, those same 34 states allow animals to be kept in large/group FCC homes. All but one (MI) of these states have requirements about the care of animals.

Chart 5.13: Number of States With Requirements About Keeping Animals*



N=34 states, excluding AK, AR, CA, CT, DC, ID, KY, LA, MD, ME, NC, NJ, NV, SD, VT, WA, WI

*Some states have multiple requirements for keeping animals.

State Licensing Agency Contact Information

State Licensing Agency Contact Information

Alabama

Child Care Services Division
Alabama Department of Human Resources
50 Ripley Street
Montgomery, AL 36130-1801
Phone: 334-242-1425
Toll free: 866-528-1694
Fax: 334-353-1491
Web site:
www.dhr.alabama.gov/page.asp?pageid=648

Arizona

Office of Child Care Licensing
Division of Licensing Services
Arizona Department of Health Services
150 North 18th Avenue, 4th Floor
Phoenix, AZ 85007
Phone: 602-364-2539
Toll free: 800-615-8555
Fax: 602-364-4768
Web site:
www.azdhs.gov/als/childcare/index.htm

California

Child Care Program Office
Community Care Licensing Division
California Department of Social Services
744 P Street, Mail Stop 19-48
Sacramento, CA 95814
Phone: 916-229-4500
Fax: 916-229-4508
Web site: <http://cclcd.ca.gov/PG411.htm>

Connecticut

Child Day Care Licensing
Connecticut Department of Public Health
410 Capitol Avenue
Mail Station 12 DAC
Hartford, CT 06134-0308
Phone: 860-509-8045
Toll free: 800-282-6063
Fax: 860-509-7541
Web site:
www.ct.gov/dph/cwp/view.asp?a=3141&Q=387158&dphNav_GID=1823&dphPNavCtr=|47014|#47023

Alaska

Child Care Program Office
Division of Public Assistance
Alaska Department of Health and Social Services
619 E. Ship Creek, Suite 230
Anchorage, AK 99501
Phone: 907-269-4500
Toll free: 888-268-4632 (within state)
Web site:
www.hss.state.ak.us/dpa/programs/ccare/

Arkansas

Division of Child Care and Early Childhood Education
Arkansas Department of Human Services
P.O. Box 1437, Slot S-150
Little Rock, AR 72203-1437
Phone: 501-682-8590
Toll free: 800-445-3316
Web site: www.arkansas.gov/childcare/

Colorado

Division of Child Care
Colorado Department of Human Services
1575 Sherman Street, First Floor
Denver, CO 80203-1714
Phone: 303-866-5958
Toll free: 800-799-5876
Fax: 303-866-4453
Web site:
www.cdhs.state.co.us/childcare/Licensing_home.htm

Delaware

Office of Child Care Licensing
Delaware Department of Services for Children, Youth and Their Families
1825 Faulkland Road
Wilmington, DE 19805-1121
Phone: 302-892-5800
Toll free: 800-822-2236 (within state)
Fax: 302-633-5112
Web site:
<http://kids.delaware.gov/occl/occl.shtml>

District of Columbia

Child and Residential Care Facilities Division
District of Columbia Health Regulation and
Licensing Administration
825 North Capitol Street, NE
Washington, DC 20002
Phone: 202-442-5888
Web site:
<http://hrla.doh.dc.gov/hrla/site/default.asp>

Georgia

Bright From the Start:
Georgia Department of Early Care and
Learning
10 Park Place South, Suite 600
Atlanta, GA 30303
Phone: 404-657-5562
Toll free: 888-442-7735 (888-4GA-PREK)
Fax: 404-657-8936
Web site:
www.decal.state.ga.us/CCS/CCSMain.aspx

Idaho

Bureau of Family and Community Services
Idaho Department of Health and Welfare
211 Idaho Careline
450 Westgate Drive
Boise, ID 83720-0036
Toll free: (2-1-1 Idaho CareLine) or 800-
926-2588
Fax: 208-334-5531
Web site:
[www.healthandwelfare.idaho.gov/site/3378/
default.aspx](http://www.healthandwelfare.idaho.gov/site/3378/default.aspx)

Indiana

Bureau of Child Care
Division of Family Resources
Indiana Family and Social Services
Administration
402 West Washington Street, Room W-386
Indianapolis, IN 46204
Phone: 317-232-1144
Toll free: 800-299-1627
Fax: 317-234-1513
Web site: www.in.gov/fssa/carefinder

Florida

Child Care Services
Florida Department of Children and Families
1317 Winewood Boulevard
Building 6, Third Floor
Tallahassee, FL 32399-0700
Phone: 850-488-4900
Fax: 850-922-2993
Web site:
www.dcf.state.fl.us/childcare/licensing.shtml

Hawaii

Benefit, Employment and Support Services
Division
Hawaii Department of Human Services
820 Mililani Street, Suite 606
Honolulu, HI 96813-2936
Phone: 808-586-7050
Fax: 808-586-5229
Web site: [www.hawaii.gov/dhs/self-
sufficiency/childcare/licensing/](http://www.hawaii.gov/dhs/self-sufficiency/childcare/licensing/)

Illinois

Central Office of Licensing
Illinois Department of Children and Family
Services
406 East Monroe Street, Station 60
Springfield, IL 62701-1498
Phone: 217-785-2509
Toll free: 877-746-0829
Web site:
www.state.il.us/dcfs/daycare/index.shtml

Iowa

Division of Child and Family Services
Iowa Department of Human Services
Hoover Building, 5th Floor
1305 East Walnut Street
Des Moines, IA 50319-0114
Phone: 515-281-5584
Fax: 515-242-6036
Web site:
[www.dhs.iowa.gov/Consumers/Child_Care/C
hildCareMenu.html](http://www.dhs.iowa.gov/Consumers/Child_Care/ChildCareMenu.html)

Kansas

Child Care Licensing and Registration Program
Bureau of Child Care and Health Facilities
Kansas Department of Health and Environment
Curtis State Office Building
1000 SW Jackson, Suite 200
Topeka, KS 66612-1274
Phone: 785-296-1270
Fax: 785-296-0803
Web site: www.kdheks.gov/bcclr/index.html

Louisiana

Child Care Licensing and Regulatory Section
Division of Child Care and Early Childhood Education
Louisiana Department of Social Services
P.O. Box 3078
Baton Rouge, LA 70821
Phone: 225-342-9905
Fax: 225-342-9690
Web site:
www.dss.state.la.us/index.cfm?md=pagebuilder&tmp=home&nid=25&pnid=7&pid=97&catid=0

Maryland

Office of Child Care Licensing Branch
Division of Early Childhood Development
Maryland Department of Education
200 West Baltimore Street
Baltimore, MD 21201
Phone: 410-767-0335
Toll free: 800-332-6347
Fax: 410-333-8699
Web site:
www.marylandpublicschools.org/MSDE/divisions/child_care/licensing_branch/licensing_branch.htm

Michigan

Bureau of Children and Adult Licensing
Michigan Department of Human Services
7109 West Saginaw, 2nd Floor
P.O. Box 30650
Lansing, MI 48909-8150
Phone: 517-241-2488
Toll free: 866-685-0006
Fax: 517-335-6121
Web site: www.michigan.gov/dhs/0,1607,7-124-5455_49572---,00.html

Kentucky

Division of Regulated Child Care
Cabinet for Health and Family Services
Kentucky Office of Inspector General
275 East Main Street 6E-B
Frankfort, KY 40621
Phone: 502-564-7962
Fax: 502-564-9350
Web site:
<http://chfs.ky.gov/os/oig/drcc.htm>

Maine

Child Care Licensing Unit
Division of Licensing
Maine Department of Health and Human Services
41 Anthony Avenue, Station 11
Augusta, ME 04333
Phone: 207-287-9300
Fax: 207-287-9257
Web site:
www.maine.gov/dhhs/ocfs/ec/occhs/cclicensing.htm

Massachusetts

Massachusetts Department of Early Education and Care
51 Sleeper Street, 4th Floor
Boston, MA 02210
Phone: 617-988-6600
Fax: 617-988-2451
Web site:
www.eec.state.ma.us/oo_licensing.aspx

Minnesota

Division of Licensing
Minnesota Department of Human Services
444 Lafayette Road North
St. Paul, MN 55155-3842
Phone: 651-296-3971
Fax: 651-296-3971
Web site: www.dhs.state.mn.us/Licensing

Mississippi

Child Care Facilities Licensure
Mississippi State Department of Health
P.O. Box 1700
Jackson, MS 39216-1700
Phone: 601-364-2827
Toll free: 866-489-8734 (complaint hotline)
Fax: 601-364-7360
Web site: <http://healthyms.com>

Montana

Licensing Bureau, Child Care Licensing
Program
Quality Assurance Division
Montana Department of Public Health and
Human Services
2401 Colonial Drive
Helena, MT 59620-2953
Phone: 406-444-2012 or 406-655-7625
Fax: 406-444-1742
Web site:
www.dphhs.mt.gov/earlychildhood/index.shtml

Nevada

Bureau of Services for Child Care
Division of Child and Family Services
Nevada Department of Health and Human
Services
4126 Technology Way, 3rd Floor
Carson City, NV 89703
Phone: 775-684-4463
Fax: 775-684-4465
Web site:
www.dcfhs.state.nv.us/DCFS_ChildCare.htm

New Jersey

Office of Licensing
New Jersey Department of Children and
Families
P.O. Box 717
225 East State Street, 4th Floor West
Trenton, NJ 08625-0717
Phone: 609-826-3980 (Northern NJ) or 609-
777-5945 (Southern NJ)
Toll free: 877-667-9845
Fax: 609-826-3972
Web site:
www.state.nj.us/dcf/divisions/licensing/

Missouri

Section for Child Care Regulation
Missouri Department of Health and Senior
Services
P.O. Box 570
Jefferson City, MO 65102
Phone: 573-751-2450
Fax: 573-526-5345
Web site: www.dhss.mo.gov/ChildCare/

Nebraska

Children's Services Licensing
Licensure Unit
Division of Public Health
Nebraska Department of Health and Human
Services
P.O. Box 94986
Lincoln, NE 68509-4986
Phone: 402-471-1802
Toll free: 800-600-1289
Fax: 402-471-7763
Web site:
www.hhs.state.ne.us/crl/childcare/childcareindex.htm

New Hampshire

Bureau of Child Care Licensing
Office of Program Support
New Hampshire Department of Health and
Human Services
129 Pleasant Street
Concord, NH 03301-3852
Phone: 603-271-4624
Toll free: 800-852-3345, ext. 4624 (within
state)
Fax: 603-271-4782
Web site:
www.dhhs.nh.gov/DHHS/BCCL/default.htm

New Mexico

Child Care Services Bureau
New Mexico Children, Youth and Families
Department
P.O. Drawer 5160
Santa Fe, NM 87502-5160
Phone: 505-827-1251
Toll free: 800-832-1321
Fax: 505-827-4250
Web site: www.newmexicokids.org

New York

Division of Child Care Services
New York State Office of Children & Family Services
Capital View Office Park
52 Washington Street
Rensselaer, New York 12144-2796
Phone: 518-473-7793
Toll free: 800-732-5207 (complaint line)
Fax: 518-486-7550
Web site: www.ocfs.state.ny.us/main/beecs/

North Dakota

Children and Family Services
North Dakota Department of Human Services
600 East Boulevard Ave.
State Capitol Building
Bismarck, ND 58505-0250
Phone: 701-328-3541
Toll free: 800-472-2622
Fax: 701-328-3538
Web site:
www.nd.gov/dhs/services/childcare/info

Oklahoma

Child Care Services Licensing Unit
Oklahoma Department of Human Services
P.O. Box 25352
Oklahoma City, OK 73125-0352
Phone: 405-521-2152
Toll free: 800-347-2276
Fax: 405-522-4167
Web site:
www.okdhs.org/programsandservices/cc/docs/default.htm

Pennsylvania

Bureau of Certification Services
Office of Child Development and Early Learning
Pennsylvania Department of Public Welfare
333 Market Street, 6th Floor
Harrisburg, PA 17106
Phone: 717-346-9320
Toll free: 877-4-PA-KIDS (877-472-5437, within state)
Fax: 717-346-9330
Web site:
www.dpw.state.pa.us/About/OCDEL?003676717.htm

North Carolina

Regulatory Services Section
Division of Child Development
North Carolina Department of Health and Human Services
2201 Mail Service Center
Raleigh, NC 27699-2201
Phone: 919-662-4499
Toll free: 800-859-0829 (within state)
Fax: 919-661-4845
Web site:
http://ncchildcare.dhhs.state.nc.us/provider_s/pv_sn2_lr.asp

Ohio

Bureau of Child Care and Development
Ohio Department of Job and Family Services
50th West Town Street
Columbus, OH 43215-5222
Phone: 614-466-3822
Toll free: 866-886-3537, option 4
Fax: 614-644-1944
Web site: <http://jfs.ohio.gov/cdc/page2.stm>

Oregon

Child Care Division
Oregon Department of Employment
P.O. Box 14050
Salem, OR 97309-4050
Phone: 503-947-1400
Toll free: 800-556-6616
Fax: 503-947-1428
Web site:
www.oregon.gov/EMPLOY/CCD/index.shtml

Rhode Island

Day Care Licensing Unit
Rhode Island Department of Children, Youth, and Families
101 Friendship Street
Providence, RI 02903-3716
Phone: 401-528-3624 (English) or 401-528-3621 (Spanish)
Fax: 401-528-3650
Web site: www.dcyf.ri.gov/licensing.php

South Carolina

Child Care Licensing and Regulatory Services
Division of Child Care Services
South Carolina Department of Social Services
2638 Two Notch Road, Suite 200
Columbia, SC 29204
Phone: 803-898-9020
Fax: 803-898-9029
Web site:
<http://childcare.sc.gov/main/general/programs/licensing/index.aspx>

Tennessee

Child and Adult Care Licensing
Tennessee Department of Human Services
Citizens Plaza Building, 14th Floor
400 Deaderick Street
Nashville, TN 37248-9800
Phone: 615-313-6693
Fax: 615-532-9956
Web site:
www.tennessee.gov/humanserv/adfam/cc_main.htm

Utah

Child Care Unit
Bureau of Child Care Licensing
Utah Department of Health
3760 South Highland Drive, Room 304
Salt Lake City, UT 84114-2007
Phone: 801-273-6617
Toll free: 888-287-3704
Fax: 801-538-6325
Web site: <http://health.utah.gov/licensing>

Virginia

Division of Licensing Programs
Virginia Department of Social Services
7 North Eighth Street, 2nd Floor
Richmond, VA 23219-3301
Phone: 804-726-7143
Toll free: 800-543-7545
Fax: 804-726-7132
Web site:
www.dss.state.va.us/division/license/

South Dakota

Division of Child Care Services
South Dakota Department of Social Services
700 Governors Drive
Pierre, SD 57501
Phone: 605-773-4766
Toll free: 800-227-3020
Fax: 605-773-7294
Web site:
www.dss.sd.gov/childcare/licensing/

Texas

Child Care Licensing
Texas Department of Family and Protective Services
P.O. Box 149030
Austin, TX 78714-9030
Phone: 512-834-3195
Toll free: 800-862-5252
Fax: 512-339-5872
Web site:
www.dfps.state.tx.us/Child_Care/About_Child_Care_Licensing/

Vermont

Child Care Licensing Unit
Child Development Division
Department for Children and Families
Vermont Agency of Human Services
103 South Main Street, A Building
Waterbury, VT 05671-5500
Phone: 802-241-3110
Toll free: 800-649-2642 (within state)
Fax: 802-241-4676
Web site:
www.dcf.state.vt.us/cdd/providing_care/regulations

Washington

Washington State Department of Early Learning
P.O. Box 40970
Olympia, WA 98504-0970
Phone: 360-725-4665
Toll free: 866-482-4325
Fax: 360-413-3482
Web site:
www.del.wa.gov/care/about/Default.aspx

West Virginia

Division of Early Care and Education
Bureau for Children and Families
West Virginia Department of Health and
Human Resources
350 Capitol Street, Room B-18
Charleston, WV 25301
Phone: 304-558-1885
Fax: 304-558-8800
Web site: www.wvdhhr.org/bcf/

Wisconsin

Division of Early Care and Education
Bureau of Early Care Regulation
Wisconsin Department of Children and
Families
201 East Washington Avenue
Madison, WI 53708-8916
Phone: 608-266-9314
Fax: 608-266-7252
Web site:
<http://dcf.wisconsin.gov/childcare/default.htm>

Wyoming

Division of Early Childhood
Wyoming Department of Family Services
2300 Capitol Avenue
Hathaway Building, 3rd Floor
Cheyenne, WY 82002-0490
Phone: 307-777-6595
Fax: 307-777-3659
Web site:
<http://dfswapps.state.wy.us/DFSDivEC/Parents/ParentsCCLR.asp>

Table and Chart Index

Table and Chart Index

Part 2: State Licensing Programs and Policies

Table 2.1: Number of States That License Facilities	7
Table 2.2: Number of Licensed Facilities Across States	8
Table 2.3: Capacity of Licensed Facilities Across States	9
Chart 2.1: State Licensing Staff Assignments	10
Table 2.4: Number of Full-Time Equivalent Child Care Licensing Supervisors by State	11
Table 2.5: Number of Full-Time Equivalent Child Care Licensing Line Staff by State	12
Table 2.6: Types and Methods of Licensing Inspections	14
Table 2.7: Frequency of Licensing Inspections	15
Table 2.8: Frequency of Licensing Renewal	16
Table 2.9: Frequency of Full Compliance Reviews	17
Chart 2.2: Number of States Using Abbreviated Compliance Forms During Inspections	18
Chart 2.3: Number of States Using Differential Monitoring	19
Table 2.10: Types of Technical Assistance and/or Consultation Provided to Licensed Facilities	20
Table 2.11: Methods of Providing Technical Assistance and/or Consultation	21
Chart 2.4: Number of States Using Portable Devices for Licensing Inspections	22
Table 2.12: Staff for Complaint Investigations	23
Table 2.13: Top Four Common Types of Licensing Complaints Across States	24
Table 2.14: Other Common Types of Licensing Complaints	25
Chart 2.5: Agencies That Investigate Child Abuse and Neglect Complaints	26
Table 2.15: State Use of Enforcement Actions With Licensed Facilities	27
Table 2.16: Types of Licensing Information Available on the Internet	28
Table 2.17: Child Care Licensing Fees	29
Table 2.18: Common Licensing Staff Position Titles	30
Chart 2.6: Minimum Educational Qualifications for Licensing Line Staff	31
Table 2.19: Required Training Topics for Licensing Staff	32
Table 2.20: Sources of Training for Licensing Staff	33
Chart 2.7: Funding Sources Used to Support Licensing Staff	34
Table 2.21: Role of Licensing Agencies in State Quality Initiatives	35

Part 3: Child Care Center Licensing Regulations in 2007

Table 3.1: Years of Child Care Center Regulation Revisions in States	37
Table 3.2: States With Separate Regulations by Facility Type	38
Table 3.3: Elements Included in State Child Care Center Licensing Definitions	39
Table 3.4: Types of Center-Based Facilities/Programs Exempt From Licensing	40
Chart 3.1: Number of States That Regulate Center Staff Roles	43
Table 3.5: Minimum Age Requirements for Center Staff Roles	44

Table 3.6: States With Requirements for High School Diploma and/or GED, Preservice Qualifications, and Ongoing Training	44
Chart 3.2: Number of States With Requirements for a High School Diploma/ GED by Role.....	45
Chart 3.3: Number of States With Requirements for Preservice Qualifications by Role	46
Table 3.7: Types of Minimum Preservice Qualifications Required	47
Table 3.8: States That Include Various Types of Training, Credentials, and Degrees in Qualification Alternatives.....	49
Table 3.9: States With Requirements for Experience in Preservice Qualifications	51
Chart 3.4: Number of States With Requirements for Ongoing Training Hours by Role	52
Table 3.10: Number of Required Annual Ongoing Training Hours.....	53
Table 3.11: Most Common Number, Median, and Range of Ongoing Training Hour Requirements	53
Table 3.12: States That Specify Content and Delivery Methods of Ongoing Training Hours.....	55
Chart 3.5: Number of States With Requirements for Center Staff Health	56
Table 3.13: States With Requirements for Criminal Background Checks	57
Table 3.14: Frequency of Criminal Background Checks for Center Staff.....	59
Table 3.15: State Policies About the Portability of Criminal Background Checks.....	60
Table 3.16: States That Require References for Hiring Center Staff	61
Table 3.17: States With Requirements for Orientation Training for Center Staff.....	62
Chart 3.6: Number of States With Requirements for Health and Safety Training for Center Staff	63
Table 3.18: Range of Child-Staff Ratio Requirements in States	65
Table 3.19: States That Do Not Regulate Group Size.....	66
Table 3.20: Range of Group Size Requirements	67
Table 3.21: States With Requirements for Staff Supervising Children.....	69
Table 3.22: States With Supervision Requirements for Specific Times/Activities	70
Table 3.23: States With Requirements for Supervision During Naptime.....	71
Table 3.24: States With Requirements for Supervision During Evening/Overnight Care	72
Table 3.25: States With Requirements for Supervision During Outdoor Play.....	73
Table 3.26: States With Requirements for Supervision During Large Group Activities	73
Table 3.27: States With Requirements for Supervision During Swimming/ Water Activities	74
Table 3.28: States With Requirements for Supervision of Children Traveling in Vehicles ...	75
Table 3.29: States With Requirements for Supervision During Field Trips	76
Table 3.30: States With Requirements for Physical Exams for Children	77
Chart 3.7: Number of States With Requirements for Child Immunizations	78
Table 3.31: States With Requirements for Nutrition for Children	79
Table 3.32: States That Specify Forms of Discipline Allowed.....	80
Chart 3.8: Number of States That Specify Forms of Prohibited Discipline.....	81
Table 3.33: States With Requirements for Activities	82
Table 3.34: States That Address Developmental Domains in Required Activities	84

Table 3.35: States That List Specific Activities Centers Must Provide to Address Developmental Domains	85
Table 3.36: States With Requirements for Equipment and Materials	86
Table 3.37: States With Requirements for Parent Communication	88
Table 3.38: States With Requirements for Types of Specialized Care	89
Table 3.39: States With Requirements for Reducing the Risk of SIDS	90
Table 3.40: State Requirements for the Frequency of Environmental Health Inspections...	91
Chart 3.9: State Requirements for the Amount of Indoor Space Per Child.....	92
Table 3.41: State Requirements for Amount of Indoor Space Per Child by Age Group.....	93
Chart 3.10: State Requirements for Amount of Outdoor Space Per Child	94
Table 3.42: States With Requirements for the Total Minimum Amount of Outdoor Space	95
Table 3.43: States With Requirements for the Condition of the Facility and/or Equipment	95
Table 3.44: States With Requirements for Equipment Safety	97
Table 3.45: States With Requirements for Outdoor Fencing.....	98
Table 3.46: State Requirements for the Frequency of Fire Inspections	99
Table 3.47: States With Requirements for Frequency of Fire Drills.....	100
Table 3.48: States With Requirements for Specific Emergency Preparedness	101
Chart 3.11: Number of States With Security Requirements	102
Table 3.49: States With Requirements for Transportation	103
Table 3.50: States With Requirements for Vehicle Safety Restraints for Children	104
Table 3.51: States With Requirements for Liability and Automobile Insurance	105
Chart 3.12: Number of States With Requirements for the Administration of Medication to Children	106
Table 3.52: States With Requirements for the Care of Mildly Ill Children	107
Table 3.53: States With Requirements for Incident Reporting	108
Table 3.54: States With Requirements for Hand Washing for Center Staff	109
Chart 3.13: Number of States That Specify Times When Hand Washing is Required for Center Staff	110
Table 3.55: States With Requirements for Washing Children's Hands.....	111
Chart 3.14: Number of States That Specify Times When Children Must Wash Their Hands	112
Chart 3.15: Number of States With Requirements for Diapering.....	113
Table 3.56: States With Requirements About Smoking	114
Table 3.57: States With Requirements About the Presence of Firearms	115
Chart 3.16: Number of States With Requirements About Keeping Animals	116

Part 4: Small Family Child Care Home Licensing Regulations in 2007

Table 4.1: Years of Small FCC Home Regulation Revisions in States	117
Table 4.2: Type of Licensing Processes for Small FCC Homes	118
Table 4.3: Licensing Threshold for Small FCC Homes.....	119

Table 4.4: Maximum Number of Children Allowed in Small FCC Homes	119
Table 4.5: Elements Included in State Small FCC Home Licensing Definitions.....	121
Chart 4.1: Number of States That Regulate Small FCC Home Provider Roles	122
Table 4.6: State Minimum Age Requirements for Small FCC Home Provider Roles.....	123
Table 4.7: States With Requirements for High School Diploma and/or GED, Preservice Qualifications, and Ongoing Training	123
Table 4.8: States With Requirements for High School Diploma and/or GED.....	124
Table 4.9: States With Requirements for Preservice Qualifications.....	124
Table 4.10: Types of Minimum Preservice Qualifications Required	125
Table 4.11: States That Include Various Types of Training, Credentials, and Degrees in Qualification Alternatives.....	126
Table 4.12: States With Requirements for Experience in Preservice Qualifications.....	127
Table 4.13: States With Requirements for Ongoing Training Hours	128
Table 4.14: Number of Required Annual Ongoing Training Hours.....	128
Table 4.15: Most Common Number, Median, and Range of Ongoing Training Hour Requirements	129
Table 4.16: States That Specify Content and Delivery Methods of Ongoing Training Hours.....	129
Chart 4.2: Number of States With Requirements for Provider Health	130
Table 4.17: States With Requirements for Criminal Background Checks	131
Table 4.18: Frequency of Criminal Background Checks	132
Table 4.19: State Policies About the Portability of Criminal Background Checks.....	133
Table 4.20: States That Require References for Hiring Small FCC Home Providers	133
Table 4.21: States With Requirements for Orientation Training	134
Chart 4.3: Number of States With Requirements for Health and Safety Training.....	135
Table 4.22: States With Requirements for Supervising Children	136
Table 4.23: States With Supervision Requirements for Specific Times/Activities	138
Table 4.24: States With Requirements for Supervision During Naptime	139
Table 4.25: States With Requirements for Supervision During Evening/Overnight Care ...	140
Table 4.26: States With Requirements for Supervision During Outdoor Play.....	141
Table 4.27: States With Requirements for Supervision During Swimming/ Water Activities	141
Table 4.28: States With Requirements for Supervision of Children Traveling in Vehicles ..	142
Table 4.29: States With Requirements for Supervision During Field Trips	143
Table 4.30: States With Requirements for Physical Exams and/or Health Statements for Children	144
Chart 4.4: Number of States With Requirements for Child Immunizations	145
Table 4.31: States With Requirements for Nutrition for Children	146
Table 4.32: States That Specify Forms of Discipline Allowed.....	147
Chart 4.5: Number of States That Specify Forms of Prohibited Discipline.....	148
Table 4.33: States With Requirements for Activities	149
Table 4.34: States That Address Developmental Domains in Required Activities	151
Table 4.35: States That List Specific Activities Small FCC Homes Must Provide to Address Developmental Domains	152

Table 4.36: States With Requirements for Equipment and Materials	153
Table 4.37: States With Requirements for Parent Communication	154
Table 4.38: States With Requirements for Types of Specialized Care	155
Table 4.39: States With Requirements for Reducing the Risk of SIDS	156
Table 4.40: State Requirements for the Frequency of Environmental Health Inspections..	157
Chart 4.6: State Requirements for the Amount of Indoor Space Per Child.....	158
Chart 4.7: State Requirements for Amount of Outdoor Space Per Child	159
Table 4.41: States With Requirements for the Total Minimum Amount of Outdoor Space.....	160
Table 4.42: States With Requirements for the Condition of the Home and/or Equipment	160
Table 4.43: States With Requirements for Equipment Safety	161
Table 4.44: States With Requirements for Outdoor Fencing.....	162
Table 4.45: State Requirements for the Frequency of Fire Inspections	163
Table 4.46: States With Requirements for Frequency of Fire Drills.....	164
Table 4.47: States With Requirements for Smoke Detectors and Fire Extinguishers	165
Table 4.48: States With Requirements for Specific Emergency Preparedness	166
Chart 4.8: Number of States With Security Requirements	167
Table 4.49: States With Requirements for Transportation	168
Table 4.50: States With Requirements for Vehicle Safety Restraints for Children	169
Table 4.51: States With Requirements for Liability and Automobile Insurance	169
Chart 4.9: Number of States With Requirements for the Administration of Medication to Children	170
Table 4.52: States With Requirements for the Care of Mildly Ill Children	171
Table 4.53: States With Requirements for Incident Reporting	172
Table 4.54: States With Requirements for Hand Washing for Providers	173
Chart 4.10: Number of States That Specify Times When Hand Washing is Required for Providers	174
Table 4.55: States With Requirements for Washing Children's Hands.....	175
Chart 4.11: Number of States That Specify Times When Children Must Wash Their Hands	176
Chart 4.12: Number of States With Requirements for Diapering.....	177
Table 4.56: States With Requirements About Smoking	178
Table 4.57: States With Requirements About the Presence of Firearms	179
Chart 4.13: Number of States With Requirements About Keeping Animals.....	180

Part 5: Large/Group Family Child Care Home Licensing Regulations in 2007

Table 5.1: Years of Large/Group FCC Home Regulation Revisions in States.....	181
Table 5.2: Type of Licensing Process for Large/Group FCC Homes	182
Table 5.3: Minimum Number of Children Allowed in Large/Group FCC Homes	183
Table 5.4: Maximum Number of Children Allowed in Large/Group FCC Homes.....	183

Table 5.5: Elements Included in State Large/Group FCC Home Licensing Definitions	184
Chart 5.1: Number of States That Regulate Large/Group FCC Home Provider Roles	186
Table 5.6: State Minimum Age Requirements for Large/Group FCC Home Provider Roles ..	187
Table 5.7: States With Requirements for High School Diploma and/or GED, Preservice Qualifications, and Ongoing Training	187
Table 5.8: States With Requirements for High School Diploma and/or GED	188
Table 5.9: States With Requirements for Preservice Qualifications	188
Table 5.10: Types of Minimum Preservice Qualifications Required	189
Table 5.11: States That Include Various Types of Training, Credentials, and Degrees in Qualification Alternatives	190
Table 5.12: States With Requirements for Experience in Preservice Qualifications	192
Table 5.13: States With Requirements for Ongoing Training Hours	193
Table 5.14: Number of Required Annual Ongoing Training Hours	193
Table 5.15: Most Common Number, Median, and Range of Ongoing Training Hour Requirements	194
Table 5.16: States That Specify Content and Delivery Methods of Ongoing Training Hours	194
Chart 5.2: Number of States With Requirements for Provider Health	195
Table 5.17: States With Requirements for Criminal Background Checks	196
Table 5.18: Frequency of Criminal Background Checks	197
Table 5.19: State Policies About the Portability of Criminal Background Checks	198
Table 5.20: States That Require References for Hiring Large/Group FCC Home Providers	199
Table 5.21: States With Requirements for Orientation Training	200
Chart 5.3: Number of States With Requirements for Health and Safety Training	201
Table 5.22: States With Requirements for Supervising Children	202
Table 5.23: States With Supervision Requirements for Specific Times/Activities	204
Table 5.24: States With Requirements for Supervision During Naptime	205
Table 5.25: States With Requirements for Supervision During Evening/Overnight Care ...	206
Table 5.26: States With Requirements for Supervision During Outdoor Play	207
Table 5.27: States With Requirements for Supervision During Swimming/ Water Activities	207
Table 5.28: States With Requirements for Supervision of Children Traveling in Vehicles ..	208
Table 5.29: States With Requirements for Supervision During Field Trips	209
Table 5.30: States With Requirements for Physical Exams and/or Health Statements for Children	210
Chart 5.4: Number of States With Requirements for Child Immunizations	211
Table 5.31: States With Requirements for Nutrition for Children	212
Table 5.32: States That Specify Forms of Discipline Allowed	213
Chart 5.5: Number of States That Specify Forms of Prohibited Discipline	214
Table 5.33: States With Requirements for Activities	215
Table 5.34: States That Address Developmental Domains in Required Activities	217
Table 5.35: States That List Specific Activities Large/Group Homes Must Provide to Address Developmental Domains	218


Table 5.36: States With Requirements for Equipment and Materials	219
Table 5.37: States With Requirements for Parent Communication	220
Table 5.38: States With Requirements for Types of Specialized Care	221
Table 5.39: States With Requirements for Reducing the Risk of SIDS	222
Table 5.40: State Requirements for the Frequency of Environmental Health Inspections..	223
Chart 5.6: State Requirements for the Amount of Indoor Space Per Child.....	224
Chart 5.7: State Requirements for Amount of Outdoor Space Per Child	225
Table 5.41: States With Requirements for the Total Minimum Amount of Outdoor Space ..	226
Table 5.42: States With Requirements for the Condition of the Home and/or Equipment	226
Table 5.43: States With Requirements for Equipment Safety	227
Table 5.44: States With Requirements for Outdoor Fencing	229
Table 5.45: State Requirements for the Frequency of Fire Inspections	230
Table 5.46: States With Requirements for Frequency of Fire Drills.....	231
Table 5.47: States With Requirements for Smoke Detectors and Fire Extinguishers	231
Table 5.48: States With Requirements for Specific Emergency Preparedness	232
Chart 5.8: Number of States With Security Requirements	233
Table 5.49: States With Requirements for Transportation	234
Table 5.50: States With Requirements for Vehicle Safety Restraints for Children	235
Table 5.51: States With Requirements for Liability and Automobile Insurance	235
Chart 5.9: Number of States With Requirements for the Administration of Medication to Children	236
Table 5.52: States With Requirements for the Care of Mildly Ill Children	237
Table 5.53: States With Requirements for Incident Reporting	238
Table 5.54: States With Requirements for Hand Washing for Providers	239
Chart 5.10: Number of States That Specify Times When Hand Washing is Required for Providers	240
Table 5.55: States With Requirements for Washing Children’s Hands.....	241
Chart 5.11: Number of States That Specify Times When Children Must Wash Their Hands	242
Chart 5.12: Number of States With Requirements for Diapering.....	243
Table 5.56: States With Requirements About Smoking	244
Table 5.57: States With Requirements About the Presence of Firearms	245
Chart 5.13: Number of States With Requirements About Keeping Animals.....	246



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