



CHILD CARE LICENSING PROGRAM

Division of Public Assistance
Child Care Program Office

<u>Former Regulation</u>	<u>Adopted Regulation as of May 15, 2016</u>	<u>Implementation Plan- July 1, 2016</u>
<p>7 AAC 57.010. Applicability. (a) The provisions of this chapter apply to child care facilities licensed or required to be licensed under AS 47.32.010 and this chapter. A facility regularly providing child care for five or more children who are not relatives of the caregiver may not operate as a child care facility unless the facility</p> <p style="padding-left: 40px;">(1) has a current license issued by the department under this chapter;</p> <p style="padding-left: 40px;">(2) has a current license issued before June 23, 2006; or</p> <p style="padding-left: 40px;">(3) is exempt under 7 AAC 57.015.</p> <p style="padding-left: 20px;">(b) A child care facility</p> <p style="padding-left: 40px;">(1) means a place where child care is regularly provided for children for periods less than 24 hours in duration unless nighttime care is authorized by the department;</p> <p style="padding-left: 40px;">(2) includes a child care center, a child care group home, and a child care home; and</p> <p style="padding-left: 40px;">(3) includes the administration, program, and physical plant of a child care facility, other parts of the building housing the facility, and adjoining grounds over which the administrator has direct control.</p>	<p>7 AAC 57.010. Applicability. (a) The provisions of this chapter apply to child care facilities licensed or required to be licensed under AS 47.32.010 and this chapter. A facility regularly providing child care for five or more children who are not relatives of the caregiver may not operate as a child care facility unless the facility</p> <p style="padding-left: 40px;">(1) has a current license issued by the department under this chapter; or</p> <p style="padding-left: 40px;">(2) is exempt under 7AAC 57.015.</p> <p style="padding-left: 20px;">(b) A child care facility</p> <p style="padding-left: 40px;">(1) means a place where child care is regularly provided for children after 6:00 a.m. and before 10:00 p.m., unless nighttime care is authorized by the department;</p> <p style="padding-left: 40px;">(2) includes a child care center, a child care group home, and a child care home;</p> <p style="padding-left: 40px;">(3) includes the physical location of the facility, including any child care entity; in this paragraph, “entity”</p> <p style="padding-left: 40px;">(A) means the other</p>	<p>Summary of Changes: Added language to more clearly define “child care facility” specific to hours of operation, and physical location which includes a definition for “entity.” The definition for “entity” identifies what areas of the property are covered under the term physical location.</p> <p>Implementation Date: Effective July 1, 2016.</p> <p>Implementation Plan: Implementation of the revised definition of “child care facility” will occur starting July 1, 2016, when completing the licensing and monitoring processes, which includes on-site inspections and investigations and issuance of Provisional or Biennial licenses.</p>

	<p>parts of the building housing the facility, and adjoining grounds over which the administrator has direct control;</p> <p>(B) includes the land, vehicles, equipment, supplies, water supply, wastewater system, and plumbing associated with the entity.</p>	
<p>7 AAC 57.025. Compliance and other reviews. (a) For purposes of determining compliance with and achieving the purposes of AS 47.05.300 – 47.05.990, AS 47.32, 7 AAC 10.900 – 7 AAC 10.990 (Barrier Crimes, Criminal History Checks, and Centralized Registry), 7 AAC 10.1000 – 7 AAC 10.1095 (Environmental Health and Safety), and this chapter, for purposes of ongoing monitoring, or to assist the department in its review of an annual self-monitoring report submitted under 7 AAC 57.050, the department may conduct inspections and investigations under AS 47.32.060 and 47.32.090 – 47.32.110, including announced or unannounced onsite inspections and investigations under 7 AAC 10.9600 – 7 AAC 10.9620.</p> <p>(b) In addition to compliance and monitoring reviews described in (a) of this section, the department will</p> <p>(1) review for completeness a license application or variance request and notify the applicant within 10 days after the department receives the application or request of any omission or additional information required;</p>	<p>7 AAC 57.025. Compliance and other reviews. (a) For purposes of determining compliance with and achieving the purposes of AS 47.05.300 – 47.05.990, AS 47.32, 7 AAC 10.900 – 7 AAC 10.990 (barrier crimes, criminal history checks, and centralized registry), 7 AAC 10.1000 – 7 AAC 10.1095 (environmental health and safety), and this chapter, and for purposes of ongoing monitoring, the department may conduct inspections and investigations under AS 47.32.060 and 47.32.090 – 47.32.110, including announced or unannounced on-site inspections and investigations under 7 AAC 10.9600 – 7 AAC 10.9620.</p> <p>(b) In addition to conducting compliance and monitoring reviews described in (a) of this section, the department will</p> <p>(1) review for completeness a license application or variance request and notify the applicant not later than 10 days after the department receives the application or request of any omission or additional information required;</p>	<p>Summary of Changes: Removed language that previously spoke of self-monitoring reports since the requirement for submission of an annual self-monitoring report has been repealed.</p> <p>Added language to clarify the types of inspections licensing conducts and the timeframes in which they need to be conducted.</p> <p>Implementation Date: Effective July 1, 2016.</p> <p>Implementation Plan: No plan of action necessary. Licensing several years ago replaced the requirement for submission of an annual self-monitoring report with an annual licensing inspection. Unannounced inspections have also been occurring for several years. This regulation change holds Licensing accountable to conduct inspections within their required timeframes.</p>

(2) inspect and investigate the facility or program for purposes of an initial license application within 90 days after the department receives a complete application;

(3) inspect and investigate the facility or program for purposes of a biennial license renewal application within 90 days after the department receives a complete application; and

(4) except as provided in (c) of this section, issue an updated license within 20 days after the department receives and approves a

(A) request for an updated license; or

(B) notice of a change under AS 47.32.200 or 7 AAC 57.240(a) or (b)(4), if the department determines an updated license is required.

(c) The department may extend the time specified in (b)(4) of this section, if the department determines a longer period is needed to obtain additional information or evaluate the effect of a change.

(2) conduct, not later than 90 days after the department receives a complete application, a pre-service health and safety inspection of the facility for the purposes of compliance for a provisional license;

(3) conduct, not earlier than 90 days before the provisional license expiration date, a compliance inspection of the facility for the purposes of converting a provisional license to a biennial license;

(4) conduct, not earlier than 60 days before and not later than 60 days after the license anniversary date, an annual inspection of the facility for the purposes of monitoring compliance;

(5) conduct, not later than 90 days after the department receives a complete application, a renewal inspection of the facility for the purposes of determining compliance to renew a biennial license;

(6) conduct, annually during each licensing period, an unannounced health and safety inspection of the facility for the purposes of monitoring compliance;

(7) conduct, when the department receives a complaint, an investigation of the facility for the purposes of determining compliance with this chapter or other applicable law; and

(8) except as provided in

	<p>(c) of this section, issue an updated license not later than 20 days after the department receives and approves a</p> <p style="padding-left: 40px;">(A) request for an updated license; or</p> <p style="padding-left: 40px;">(B) notice of a change under AS 47.32.200 or 7 AAC 57.240(a) or (b)(4), if the department determines an updated license is required.</p> <p style="padding-left: 40px;">(c) The department may extend the time specified in (b)(8) of this section, if the department determines a longer period is needed to obtain additional information or evaluate the effect of a change.</p>	
<p>7 AAC 57.030. Application for license; biennial renewal.</p> <p>(c) An applicant for a provisional or biennial license under AS 47.32 and this chapter shall submit a completed application on a form supplied by the department and shall provide the following information as applicable to the type of child care facility:</p> <p style="padding-left: 40px;">(9) a copy of each</p> <p style="padding-left: 80px;">(A) fire safety inspection report required by a state or municipal authority responsible for those</p>	<p>7 AAC 57.030. Application for license; biennial renewal.</p> <p>(c) An applicant for a provisional or biennial license under AS 47.32 and this chapter shall submit a completed application on a form supplied by the department and shall provide the following information as applicable to the type of child care facility:</p> <p style="padding-left: 40px;">(9) a copy of</p> <p style="padding-left: 80px;">(A) each fire safety inspection report required by a</p>	<p>Summary of Changes: Added language to incorporate the statutory requirement to obtain a State of Alaska business license and any other license, permit, or certificate necessary and required by the state or a municipality to operate a child care facility.</p> <p>Implementation Date: Effective July 1, 2016.</p> <p>Implementation Plan: Implementation of ensuring applicants in the process of obtaining a Provisional License have a valid State of Alaska business license will occur when approving a new <i>Application for Provisional Child Care License</i> starting on July 1, 2016.</p> <p>All existing Licensed providers will need to obtain and provide to the Department no later than August 29, 2016 (within 60 days), a</p>

<p>inspections, and a copy of any variance granted by one or more of these authorities; and</p> <p>(B) report from an inspection required under 18 AAC 31 (Alaska Food Code), 18 AAC 60 (Solid Waste Management), 18 AAC 72 (Wastewater Treatment and Disposal), or 18 AAC 80 (Drinking Water); in addition to the report, the applicant must provide a copy of any variance, waiver, or exemption granted under those chapters;</p> <p>(C) a business license as required under AS 43.70; and</p> <p>(D) any other license, permits, or certificate necessary and as required by the state or a municipality to operate a child care facility;</p>	<p>state or municipal authority responsible for those inspections, and any variance, waiver, or exemption granted by one or more of these authorities;</p> <p>(B) each report from an inspection required under 18 AAC 31 (Alaska Food Code), 18 AAC 60 (solid waste management), 18 AAC 72 (wastewater treatment and disposal), or 18 AAC 80 (drinking water); in addition to the report, the applicant must provide any variance, waiver, or exemption granted under those chapters;</p>	<p>copy of their valid State of Alaska business license showing the effective date starting no later than August 29, 2016.</p> <p>All providers must maintain a valid State of Alaska business license in order for their child care license to be renewed.</p> <p>Note: When applying for a business license to provide child care services, the primary or secondary line of business must be 62-Health Care and Social Assistance, and the primary or secondary Northern America Industry Classification System (NAICS) code to be used is 624410 Child Day Care Services. The physical and mailing address of the facility must match the physical and mailing address provided to the Department of Commerce, Community, and Economic Development when applying for a State of Alaska Business License.</p> <p>State of Alaska business licenses are issued for one or two calendar year(s) effective on the purchase date through the end of the calendar year(s), dependent on the length of time of the business license the provider purchases. Additional information and access for applying for a State of Alaska Business license is located on the Department of Commerce, Community, and Economic Development website: https://www.commerce.alaska.gov/web/cbpl/BusinessLicensing.aspx</p> <p>Additionally, some cities also require a local business license, for example, the cities of Palmer, Wasilla, and Seward. While all businesses in Alaska must have a State of Alaska business license, not all businesses will need a local business license. Whether your business needs a local license depends on the location and type of business you have. For example, only certain businesses are required to obtain a local business license in Anchorage, while all businesses located within the city limits of Fairbanks must have a local license to operate. In Juneau, most businesses do not require a license, but they still must register with the city for tax purposes.</p>
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<p>7 AAC 57.050. Self-monitoring reports.</p> <p>Each year a child care facility shall submit to the department a self-monitoring report that provides the facility’s assessment of its compliance with the applicable requirements of AS 47.32, 7 AAC 10.1000 – 7 AAC 10.1095, and this chapter. A report must be submitted, on a form prescribed by the department,</p> <p style="padding-left: 40px;">(1) no later than 30 days before the first anniversary date of the facility's biennial license; and</p> <p style="padding-left: 40px;">(2) as part of the facility's biennial license renewal application under AS 47.32.060. (Eff. 6/23/2006, Register 178)</p>	<p>7 AAC 57.050. Self-monitoring reports. Repealed. (Eff. 6/23/2006, Register 178; repealed 5/15/2016, Register 218).</p>	<p>Summary of Changes: Removed the requirement for submission to the department of an annual Self-Monitoring Report by a child care facility.</p> <p>Implementation Date: Effective July 1, 2016.</p> <p>Implementation Plan: No plan of action necessary. Implementation of not requiring providers to submit an annual Self-Monitoring Report was implemented several years ago and replaced with an annual licensing inspection.</p>
<p>7 AAC 57.220. Child care facility operation and management.</p> <p style="padding-left: 40px;">(b) The governing body or owner of a child care facility shall, either directly or by delegation to the administrator,</p> <p style="padding-left: 40px;">(2) schedule work hours, so that the administrator or a child care associate is available to staff and children in a child care center that serves 30 or more children, except for short absences;</p> <p style="padding-left: 40px;">(4) remove an employee or other caregiver from contact with children when the administrator has reason to believe that the employee or other caregiver</p> <p style="padding-left: 80px;">(A) has abused a child or furnished a child with alcohol, tobacco, or a controlled</p>	<p>7 AAC 57.220. Child care facility operation and management.</p> <p style="padding-left: 40px;">(b) The governing body or owner of a child care facility shall, either directly or by delegation to the administrator,</p> <p style="padding-left: 40px;">(2) in child care center, schedule work hours so that an administrator or the administrator’s designee is on-site and available to staff, parents, and children while children are present at the facility; in a child care center that serves fewer than 30 children, the governing body or owner of a child care facility shall, either directly or by delegation to the administrator, schedule work so that either an administrator or child care associate is on-site and available to staff, parents, and children while children are present at the facility;</p>	<p>Summary of Changes: Removed “<i>Short Absences</i>”.</p> <p>Clarified language to require the governing body or owner of a center to schedule work hours so that an administrator or the administrator’s designee is on-site and available to staff, parents, and children while children are present at the facility, and in a child care center that serves 30 or less children, an administrator or child care associate is on-site and available, to staff, parents, and children while children are present at the facility.</p> <p>Added Marijuana to 7 AAC 57.220 (b)(4)(A) and (b)(5), to incorporate statutory changes which legalized Marijuana and removed it from the definition of a controlled substance.</p> <p>Implementation Date: Effective July 1, 2016.</p> <p>Implementation Plan: Implementation of this regulation change will occur starting July 1, 2016, when completing the licensing and monitoring processes, which includes on-site inspections and investigations and issuance of Provisional or</p>

<p>substance; or</p> <p>(B) is in violation of 7 AAC 57.310(b) or 7 AAC 57.315; and</p> <p>(5) ensure that the ability of an employee or other caregiver to perform assigned duties is not impaired by alcohol or a controlled substance while that person is in contact with children or is performing other job responsibilities.</p>	<p>(4) remove an employee or other caregiver from contact with children when the administrator has reason to believe that the employee or other caregiver</p> <p>(A) has abused a child or furnished a child with alcohol, tobacco, marijuana, or a controlled substance; or</p> <p>(B) is in violation of 7 AAC 57.310(b) or 7 AAC 57.315; and</p> <p>(5) ensure that the ability of an employee or other caregiver to perform assigned duties is not impaired by alcohol, marijuana, or a controlled substance while that person is in contact with children or is performing other job responsibilities.</p>	<p>Biennial licenses.</p>
<p>7 AAC 57.240. Reports. (a) In addition to the notice of changes required by AS 47.32.200, and the notification requirements of 7 AAC 10.925, a child care facility shall report to the department</p> <p>(4) a change in the plan of operation or other information included in the initial application submitted under 7 AAC 57.030.</p>	<p>7 AAC 57.240. Reports. (a) In addition to the notice of changes required by AS 47.32.200, and the notification requirements of 7 AAC 10.925, a child care facility shall report to the department</p> <p>(4) a change in the plan of operation or other information included in the application submitted under 7 AAC 57.030.</p>	<p>Summary of Changes: Removed “<i>Initial</i>” before application, to keep the language consistent throughout regulations.</p> <p>Implementation Date: Effective July 1, 2016.</p> <p>Implementation Plan: No plan of action necessary.</p>

7 AAC 57.300. Qualifications of an administrator. (a) The administrator of a child care home must be at least 18 years of age. The administrator of a child care center or a child care group home must be at least 21 years of age.

(b) An administrator must

- (1) have an understanding of the development of children;
- (2) have the ability to care for children; and
- (3) have the skills to work with children, family members, department staff, community agencies, and, if applicable, staff of the child care facility.

(c) The administrator of a child care center must have management and supervisory skills necessary to handle finances, plan and evaluate programs, and select and supervise personnel, including delegation of responsibility and motivation of staff.

(d) The administrator of a child care center must have at least 12 semester hours of college credit in early childhood development, child development, child psychology, or the equivalent, or must hold either a current child development associate (CDA) credential from the Council for Early Childhood Professional Recognition or a Montessori certificate issued by a program accredited by the Montessori Accreditation Commission for Teacher Education. College credit in management may substitute for three of the 12 required hours.

7 AAC 57.300. Qualifications of an administrator. (a) The administrator of a child care center, child care group home, or child care home must be at least 21 years of age.

(b) An administrator must

- (1) have an understanding of the development of children;
- (2) have the ability to care for children; and
- (3) have the skills to work with children, family members, department staff, community agencies, and, if applicable, staff of the child care facility.
- (4) have the skills necessary to handle finances and plan and evaluate programs.

(c) The administrator of a child care center or child care group home must have the management and supervisory skills necessary to select and supervise personnel, including delegation of responsibility and motivation of staff.

(d) The administrator of a child care center must have at least 12 semester hours of college credit in early childhood development, child development, child psychology, or the equivalent, or must hold either a current child development associate (CDA) credential from the Council for Early Childhood Professional Recognition or a Montessori certificate issued by a program accredited by the

Summary of Changes: Changed the minimum age requirement of a child care home Administrator to be at least 21 years of age. Administrators of licensed group homes and centers are currently required to be at least 21 years of age. The minimum age requirement is also applicable to Child Care Associates under 7 AAC 57.330(b) and Administrator Designees under 7 AAC 57.210(b).

Added the requirement for group home and home Administrators to have the skills necessary to handle finances and plan and evaluate programs.

Added the requirement for Group Home Administrators to have the management and supervisory skills necessary to select and supervise personnel.

Changed the training requirement for an Administrator with a bachelor’s degree for all facility types to at least 24 hours of training relevant to child care and development each year, based on the individual’s hire date with the facility. The 24 hours must be in addition to the orientation required under 7 AAC 57.350 (a) and the training in first aid and CPR required under 7 AAC 57.350 (e). The annual training requirements of this subsection may be satisfied each year by obtaining college credits relevant to child care and development. This requirement is also applicable to Child Care Associates with a bachelor’s degree under 7 AAC 57.330(b).

Changed the language in (e) for both Administrators’ with and without a bachelor’s degree for all facility types to align with “early childhood development, child development, child psychology, or the equivalent” language used in (d).

Implementation Date: Effective July 1, 2016.

Implementation Plan: Implementation of the requirement for an Administrator of a licensed child care home to be at least 21 years of age will occur when approving a new *Application for Provisional Child Care License* starting July 1, 2016.

New and existing Administrators must be able to demonstrate they

The administrator of a child care center for school-age children may substitute relevant college courses, except that at least three semester hours of college credit in child development are required.

(e) Unless the administrator has a bachelor's degree in child development or the equivalent, the administrator of a child care center shall participate in continuing education in addition to the semester hours required by (d) of this section, by obtaining at least three semester hours of college credit in courses relevant to child care and development every two years. An administrator with a bachelor's degree in child development or the equivalent shall participate in continuing education by obtaining at least three semester hours of college credit in courses relevant to child care and development every three years. Forty-five documented clock hours of training relevant to child care and development may be substituted for the three semester hours required by this subsection.

Montessori Accreditation Commission for Teacher Education. College credit in management may substitute for three of the 12 required hours. The administrator of a child care center for school-age children may substitute relevant college courses, except that at least three semester hours of college credit in child development are required.

(e) An administrator with a bachelor's degree in early child development, child development, child psychology, or the equivalent shall meet the training requirements under 7 AAC 57.350(f). An administrator without a bachelor's degree in early child development, child development, child psychology, or the equivalent, in addition to the qualifying education under (d) of this section, shall participate in continuing education by obtaining at least three semester hours of college credit in courses relevant to child care and development every two years. The training hours under 7 AAC 57.350(f) may substitute for the three semester hours required for an administrator without a bachelor's degree in early child development, child development, child psychology, or the equivalent.

meet the skills and abilities required in the regulation changes in 7 AAC 57.300(b) and (c) prior to issuance of a Provisional License or renewal of their current license, as applicable. Demonstration of these skills and abilities will be supported through Administrator's resume, reference letters, on-site inspections, and staff and parent evaluations. Additionally, demonstration of a child care center and group home administrator's supervisory and management skills may be supported through documented completed training in these topic areas. The requirement under 7 AAC 57.300(b) is also applicable to Child Care Associates under 7 AAC 57.330(b) and Administrator Designees under 7 AAC 57.210(b).

Implementation of the training requirements under 7 AAC 57.350(f) for Administrators with a qualifying bachelor's degree will occur as follows:

- New Administrators will have to obtain at least 24 hours of training relevant to child care and development **each year**, based on the individual's hire date with the facility, starting July 1, 2016. The 24 hours must be in addition to the orientation required under 7 AAC 57.350(a) and the training in first aid and CPR required under 7 AAC 57.350(e). The annual training requirements may be satisfied **each year** by obtaining college credits (one or more) relevant to child care and development.
- Existing Administrators will be required to obtain at least 24 hours of training relevant to child care and development **starting on the next anniversary date of their hire date after July 1, 2016, and annually thereafter**. The 24 hours must be in addition to the orientation required under 7 AAC 57.350(a) and the training in first aid and CPR required under 7 AAC 57.350(e). The annual training requirements may be satisfied **each year** by obtaining college credits (one or more) relevant to child care and development.

The requirement above for Administrators with a bachelor's degree is also applicable to Child Care Associates under 7 AAC 57.330(b).

Note: The Child Care Program Office encourages Administrators to further their education by obtaining college credits to meet the training requirements. Professional Development Reimbursements (PDR) are available through [thread](#), Alaska's statewide Child Care

		<p>Resource and Referral (CCR&R) Network on a first come, first serve basis. For more information visit <i>thread's</i> website at: http://threadalaska.org/index.cfm/Early-Educators/Support-and-Funding</p> <p>Implementation of continuing education or the training requirements under 7 AAC 57.350(f) for Administrators without a qualifying bachelor's degree will occur as follows:</p> <ul style="list-style-type: none"> • New Administrators will have to participate in continuing education by obtaining at least three semester hours of college credit in courses relevant to early child development, child development, child psychology, or the equivalent, every two years, based on the individual's hire date with the facility, starting July 1, 2016; OR • Obtain at least 24 hours of training relevant to child care and development each year, based on the individual's hire date with the facility, starting July 1, 2016. The 24 hours must be in addition to the orientation required under 7 AAC 57.350(a) and the training in first aid and CPR required under 7 AAC 57.350(e). The annual training requirements may be satisfied each year by obtaining college credits (one or more) relevant to child care and development. <p>Substitution of college credits for this option is only relevant if one college credit is obtained annually. Otherwise, it is to the Administrator's benefit to take at least three semester hours of college credit so the credit can be counted toward continuing education and cover a two year timespan as noted in the first bullet (option).</p> <ul style="list-style-type: none"> • Existing Administrator's will have to participate in continuing education by obtaining at least three semester hours of college credit in courses relevant to early child development, child development, child psychology, or the equivalent, starting on the next anniversary date of their hire date after July 1, 2016, and every two years thereafter; OR • Obtain at least 24 hours of training relevant to child care and development each year, starting on the next anniversary date of their hire date after July 1, 2016,
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		<p>and annually thereafter. The 24 hours must be in addition to the orientation required under 7 AAC 57.350(a) and the training in first aid and CPR required under 7 AAC 57.350(e). The annual training requirements may be satisfied each year by obtaining college credits (one or more) relevant to child care and development.</p> <p>Substitution of college credits for this option is only relevant if one college credit is obtained annually. Otherwise, it is to the Administrator’s benefit to take at least three semester hours of college credit so the credit can be counted toward continuing education and cover a two year timespan as noted in the first bullet (option).</p> <p>The requirement above for Administrators without a bachelor’s degree is also applicable to Child Care Associates without a bachelor’s degree under 7 AAC 57.330(b).</p>
<p>7 AAC 57.310. Qualifications and responsibilities of employees and other individuals in a child care facility. (c) A caregiver must be able to</p> <ul style="list-style-type: none"> (1) demonstrate respect for each child in care and the child's family; (2) support behavior of children with positive guidance and set clear and consistent limits to promote the children's ability for self-discipline; (3) provide children with a variety of age-appropriate learning and social experiences; (4) demonstrate a positive attitude toward bottle weaning, diapering, toilet learning, and individual needs of children; 	<p>7 AAC 57.310. Qualifications and responsibilities of employees and other individuals in a child care facility. (c) A caregiver must be able to</p> <ul style="list-style-type: none"> (1) communicate daily or on an ongoing basis with parents regarding their children’s care, their children’s needs, and when concerns or issues arise; (2) allow parental visits and encourage parental involvement; (3) demonstrate respect for each child in care and the child’s family; (4) support behavior of children with positive guidance and set clear and consistent limits to promote the children's ability for self-discipline; 	<p>Summary of Changes: Added requirements for a caregiver to communicate daily or on an on-going basis with parents regarding their children's care, their children's needs, and when concerns or issues arise, and to allow parental visits and encourage parental involvement. “Communicate” includes verbal and/or written communication.</p> <p>Implementation Date: Effective July 1, 2016.</p> <p>Implementation Plan: Implementation of this regulation change will occur starting July 1, 2016, when completing the licensing and monitoring processes, which includes on-site inspections and investigations and issuance of Provisional or Biennial licenses.</p> <p>Demonstration of these skills and abilities will be supported through: reference letters; on-site inspections, which will include documented observations of caregiver interactions with children and parents; and through staff and parent evaluations.</p>

<p>(5) respond appropriately to a child's needs, including responding to a baby's cry as promptly and effectively as possible;</p> <p>(6) prevent exposure of children to high risk situations, including exposure to physical hazards and encounters with individuals or animals posing a possible danger;</p> <p>(7) use strategies to prevent a child's aggressive behavior and to de-escalate volatile situations;</p> <p>(8) act as a positive role model for children, especially with regard to respecting the feelings and rights of others; and</p> <p>(9) provide an environment that respects the gender, culture, ethnicity, family composition, and special emotional, cognitive, and developmental needs of each child.</p>	<p>(5) provide children with a variety of age-appropriate learning and social experience</p> <p>(6) demonstrate a positive attitude toward bottle weaning, diapering, toilet learning, and individual needs of children;</p> <p>(7) respond appropriately to a child's needs, including responding to a baby's cry as promptly and effectively as possible;</p> <p>(8) prevent exposure of children to high risk situations, including exposure to physical hazards and encounters with individuals or animals posing a possible danger;</p> <p>(9) use strategies to prevent a child's aggressive behavior and to de-escalate volatile situations;</p> <p>(10) act as a positive role model for children, especially with regard to respecting the feelings and rights of others; and</p> <p>(11) provide an environment that respects the gender, culture, ethnicity, family composition, and special emotional, cognitive, and developmental needs of each child.</p>	
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<p>7 AAC 57.320. Caregiver age requirements and additional qualifications for adolescent caregivers. A caregiver in a child care facility must be at least 18 years of age to be counted toward meeting the caregiver-to-child ratio requirements of 7 AAC 57.505, except that a caregiver 14 through 17 years of age may be counted if</p> <ul style="list-style-type: none"> (1) the caregiver has completed a child care training course or has demonstrated competency in child care to the administrator’s satisfaction; (2) the caregiver works under supervision of an adult caregiver; (3) the caregiver works within sight or sound of an adult caregiver; and (4) in a child care center, caregivers under 18 years of age make up no more than one-fourth of the total caregiving staff on duty. (Eff. 6/23/2006, Register 178) 	<p>7 AAC 57.320. Caregiver age requirements and additional qualifications for adolescent caregivers. A caregiver in a child care facility must be at least 18 years of age to be counted toward meeting the child-to-caregiver ratio requirements of 7 AAC 57.505, except that in a child care center a caregiver 16 years of age and younger than 18 years of age may be counted if</p> <ul style="list-style-type: none"> (1) the caregiver has completed a child care training course or has demonstrated competency in child care to the administrator’s satisfaction; (2) the caregiver works under supervision of an adult caregiver; (3) the caregiver works within sight or sound of an adult caregiver; and (4) caregivers younger than 18 years of age make up no more than one-fourth of the total caregiving staff on duty. (Eff. 6/23/2006, Register 178; am 5/15/2016, Register 218). 	<p>Summary of Changes: Added language to clarify caregiver age requirements, and only allow caregivers age 16 and 17 to be counted in child-to-caregiver ratio requirements in a center if they meet the requirements of 7 AAC 57.320 (1-4).</p> <p>Implementation Date: Effective July 1, 2016.</p> <p>Implementation Plan: Implementation of the requirement for a caregiver to be at least 18 years of age (home and group home) and age 16 or 17 (centers meeting requirements of 7 AAC 57.320 (1-4)) to be counted toward meeting the child-to-caregiver ratio requirements will occur when approving a new <i>Application for Provisional Child Care License</i> starting July 1, 2016.</p> <p>Any existing home or group home with a caregiver(s) under the age of 18, and any existing center with a caregiver(s) age 14 through 15 years, after July 1, 2016, will be required to apply for a variance by submitting a <i>General Variance Application</i> and supporting documentation to the department no later than August 29, 2016 (within 60 days) for those caregiver(s). The <i>General Variance Application</i> and any supporting documentation will be reviewed and evaluated by the Child Care Program Office Variance Committee for approval or denial. Please contact your Child Care Licensing Specialist for information about the variance process, if applicable.</p>
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<p>7 AAC 57.330. Additional employee qualifications for child care centers. (a) A child care center shall designate at least one full-time onsite child care associate for each 30 children who are present at the child care center.</p> <p>(c) A child care center may designate an onsite administrator to serve in the role of a child care associate for the first 30 children who are present at the child care center.</p>	<p>7 AAC 57.330. Additional employee qualifications for child care centers. (a) A child care center shall have at least one child care associate on-site and available for each 30 children who are present at the child care center. Each child care associate must be designated on a form prescribed by the department.</p> <p>(c) A child care center may designate an on-site administrator to serve in the role of a child care associate for the first 30 children who are present at the child care center.</p>	<p>Summary of Changes: Added language to further clarify a Child Care Associate (CCA) must be on-site and available for each 30 children in care at a Center, and they must be designated on a form prescribed by the Department.</p> <p>Implementation Date: Effective July 1, 2016.</p> <p>Implementation Plan: Implementation of this regulation change will occur starting July 1, 2016, when completing the licensing and monitoring processes, which includes on-site inspections and investigations and issuance of Provisional or Biennial licenses.</p>
<p>7 AAC 57.350. Orientation and training. (f) Except as provided in the training requirements of 7 AAC 57.300 for the administrator, and of 7 AAC 57.330 for a child care associate, a child care center shall ensure that each caregiver receives at least 20 hours of training each year. The 20 hours must be in addition to the orientation required under (a) of this section and the training in first aid and CPR required under (e) of this section.</p> <p>(g) A caregiver in a child care home shall complete at least 12 hours of training annually. The 12 hours must be in addition to the orientation required under (a) of this section and the training in first aid and CPR required under (e) of this section.</p> <p>(h) A caregiver in a child care group home shall complete at least 20 hours of training annually. The 20 hours must be in addition to the orientation required under (a) of this section and the training in first aid and CPR required</p>	<p>7 AAC 57.350. Orientation and training. (f) Except as provided in the training requirements of 7 AAC 57.300 for the administrator, and of 7 AAC 57.330 for a child care associate, a child care center, child care group home, and child care home shall ensure that each administrator, child care associate, and caregiver receives at least 24 hours of training relevant to child care and development each year, based on the individual’s hire date with the facility. The 24 hours must be in addition to the orientation required under (a) of this section and the training in first aid and CPR required under (e) of this section. The annual training requirements of this subsection may be satisfied each year by obtaining college credit relevant to child care and development.</p> <p>(g) Repealed 5/15/2016.</p> <p>(h) Repealed 5/15/2016.</p>	<p>Summary of Changes: Added language to include Administrators and Child Care Associates to the requirement to obtain annual training relevant to child care and development.</p> <p>Increased the number of required annual training hours to 24 hours each year based on their hire date to meet best practice standards for all facility types (homes, group homes, and centers).</p> <p>Added language to define part-time caregivers as those working 15 hours or less in a week.</p> <p>Increased the number of required annual training hours of part-time caregivers to 12 hours each year based on their hire date.</p> <p>Added language to allow college credits to satisfy the training requirement when obtained in the same year based upon hire date for both full and part time workers. Training completed prior to the hire date is not applicable.</p> <p>Implementation Date: Effective July 1, 2016.</p> <p>Implementation Plan: Implementation of this regulation change is dependent on the individual’s role (Administrator, Child Care Associate, or caregiver) and their hire date.</p>

<p>under (e) of this section.</p> <p>(i) A part-time caregiver shall complete at least 10 hours of training annually, if in a child care center or child care group home, and at least six hours of training if in a child care home. These hours must be in addition to the orientation required under (a) of this section and the training in CPR and first aid required under (e) of this section.</p> <p>(j) A caregiver may count orientation and pre-service training hours required under 7 AAC 57.030(a) that exceed six hours toward caregiver training hours required under (f), (g), and (h) of this section. (Eff. 6/23/2006, Register 178)</p>	<p>(i) In addition to meeting the requirements of (a) and (b) of this section, a part-time caregiver working 15 hours or less a week shall complete at least 12 hours of training relevant to child care and development each year, based on the individual's hire date with the facility. The annual training requirements of this subsection may be satisfied each year by obtaining college credit relevant to child care and development.</p> <p>(j) An administrator, child care associate, or caregiver may count orientation and pre-service training hours required under 7 AAC 57.030(a) that exceed six hours toward training hours required under (f) of this section. (Eff. 6/23/2006, Register 178; am 5/15/2016, Register 218).</p>	<p>For new and existing Administrators and Child Care Associates, see 7 AAC 57.300 above.</p> <p>New caregivers, starting July 1, 2016, will have to obtain at least 12 or 24 hours of training, as applicable to full or part-time employment, relevant to child care and development each year, based on the individual's hire date with the facility. The training hours must be in addition to the orientation required under 7 AAC 57.350(a) and the training in first aid and CPR required under 7 AAC 57.350(e). The annual training requirements may be satisfied each year by obtaining college credits (one or more) relevant to child care and development.</p> <p>Starting July 1, 2016, existing caregivers will be required to obtain at least 12 or 24 hours of training, as applicable to full or part-time employment, relevant to child care and development starting on the next anniversary date of their hire date after July 1, 2016, and annually thereafter. The training hours must be in addition to the orientation required under 7 AAC 57.350(a) and the training in first aid and CPR required under 7 AAC 57.350(e). The annual training requirements may be satisfied each year by obtaining college credits relevant to child care and development.</p>
<p>7 AAC 57.500. Supervision of children.</p> <p>(i) A child care facility shall prevent exposure of children to individuals, animals, and situations posing a possible danger. A child care facility may not allow a child to participate in a high-risk activity, including</p> <p>(3) a child of any age</p> <p>(D) jumping on a standard or large trampoline.</p>	<p>7 AAC 57.500. Supervision of children.</p> <p>(i) A child care facility shall prevent exposure of children to individuals, animals, and situations posing a possible danger. A child care facility may not allow a child to participate in a high-risk activity, including</p> <p>(3) a child of any age</p> <p>(D) playing on or near or jumping on any type of trampoline</p>	<p>Summary of Changes: Added language to prohibit the use of all types of trampolines.</p> <p>Implementation Date: Effective July 1, 2016.</p> <p>Implementation Plan: Implementation of this regulation change will occur starting July 1, 2016, when completing the licensing and monitoring processes, which includes on-site inspections and investigations and issuance of Provisional or Biennial licenses.</p> <p>Facilities are not prohibited from having trampolines at the child care facility (see definition of child care facility at 7 AAC 57.010(b)) for use outside of the facility's operating hours; however, they must be able to demonstrate compliance with prohibiting use of the trampoline while children are in care.</p> <p>Note: Examples of demonstrating compliance with this</p>

		<p>requirement include but are not limited to: documenting in parent policies a trampoline is on-site at the child care facility but is prohibited from use during the facility’s hours of operation and while children are in care; or clearly identifying the area housing the trampoline is off limits to children in care such as having a separate play area or visual barriers prohibiting access to the trampoline.</p>
<p>7 AAC 57.505. Child-to-caregiver ratios. (a) Except as provided in (f) of this section, a child care home must have at least one caregiver, and may provide care for no more than a total of eight children under age 13 years, including the caregiver’s children under age 12 years. Of the total children in care, no more than three children may be under the age of 30 months. Of the total children in care, including children under the age of 30 months, no more than two may be nonambulatory.</p> <p>(b) Except as provided in (c) and (f) of this section, a child care group home must have at least two caregivers and may provide care for no more than a total of 12 children under age 13 years. Of the total children in care, no more than five may be under the age of 30 months, and no more than four may be nonambulatory.</p> <p>(c) A child care group home requires only one caregiver if</p> <p>(1) the number of children decreases to no more than a total of eight and the requirements of (a) of this section are met; or</p> <p>(2) the caregiver has completed one year of licensed home child care or the equivalent, or meets the college</p>	<p>7 AAC 57.505. Child-to-caregiver ratios. (a) For child care homes,</p> <p>(1) the home shall have at least one caregiver, who may also be the administrator, and may provide care for not more than a total of eight children younger than 13 years of age, including the caregiver’s children younger than 13 years of age; and</p> <p>(2) of the total children in care, not more than three of the total may be younger than 30 months of age, and not more than two of the total may be nonambulatory.</p> <p>(b) For child care group homes,</p> <p>(1) except as provided under (3) of this subsection, a child care group home shall have at least two caregivers, one of which must be the administrator, and may provide care for not more than a total of 12 children younger than 13 years of age, including the caregiver’s children;</p> <p>(2) of the total children in care, not more than five of the total may be younger than 30 months of age, and</p>	<p>Summary of Changes: Added language to clarify the Administrator of a home may also be the caregiver.</p> <p>Increased the age of the caregivers own child from under 12 to 13 years of age for child-to caregiver ratio requirements in a home and group home, to align with Child Care Assistance Program regulations.</p> <p>Added language to clarify the Administrator of a group home must be one of the two minimum required caregivers.</p> <p>Added clarifying language to allow for a group home to decrease to one caregiver (either the Administrator or caregiver who meets the requirements of an Administrator Designee) if on a specific day the number decreases to 8 or less children.</p> <p>Note: The intent of a group home is to regularly be serving 9 - 12 children and requiring two caregivers. Decreasing to one caregiver on a regular basis is only permissible if the requirements of (3)(A) are met and (3)(B)(i) or (ii) are applicable, or at the start or end of a given day as the children arrive or depart. A facility licensed as a group home who after licensure is found to not be operating regularly as a group home will be documented as out of compliance and may face enforcement action.</p> <p>The Administrator of a group home that consists of the Administrator (at least 21 years of age) and a caregiver 18 through 20 years of age, must remain on-site at all times with the caregiver or the facility will need to close until the Administrator can again be present. The caregiver will not qualify to serve as the Administrator Designee in the Administrator’s absence until he/she turns 21 years of age, and must meet all other criteria applicable to</p>

credit, CDA credential, or Montessori credential requirements of 7 AAC 57.300(d), and there are no more than a total of

(A) 10 children, with no children under the age of 30 months; or

(B) 12 children who are all school age.

(d) Except as provided in (e) and (f) of this section, a child care center shall maintain, during all hours of operation, the following child-to-caregiver ratio and the following maximum group size as required by 7 AAC 57.510:

(e) A child care center may maintain a child-to-caregiver ratio consistent with the age of the majority of the children, when kindergartners and school-age children are in a mixed age group. When infants, toddlers, and preschoolers are in a mixed age group, the child-to-caregiver ratio for the youngest child applies.

(f) For purposes of meeting the child-to-caregiver ratio requirements in (a) - (d) of this section, a child in care who is age 13 or older must be counted as a child under age 13 who is school age.

(g) In this section,

(1) "nonambulatory" means not physically or mentally capable of achieving mobility to exit a building without the aid of another individual;

(2) "total" means the total

not more than four of the total may be nonambulatory;

(3) only one caregiver is required if

(A) the caregiver is either the administrator or the administrator's designee, with one year of licensed home child care or the equivalent, or if the credential requirements of 7 AAC 57.300(d) are met; and

(B) the total number of children in care

(i) consists only of children of school age, including the caregiver's children younger than 13 years of age; or

(ii) is 10 or fewer, including the caregiver's children younger than 13 years of age, none of the total is younger than 30 months of age, and not more than two of the total are nonambulatory;

(4) notwithstanding (3) of this subsection, if on any given day a child care group home is caring for eight or fewer children younger than 13 years of age, including the caregiver's children, if not more than three of the total are younger than 30 months of age, and if not more than two of the total are nonambulatory, the child care group home may staff the facility with one

an Administrator Designee.

Implementation Date: Effective July 1, 2016.

Implementation Plan:

Implementation of this regulation change will occur starting July 1, 2016, when completing the licensing and monitoring processes, which includes on-site inspections and investigations and issuance of Provisional or Biennial licenses.

Existing facilities must meet these requirements prior to renewing their license.

number of children in care at any time. (Eff. 6/23/2006, Register 178).

caregiver.

(c) For child care center,

(1) during all hours of operation, the following child-to-caregiver ratio and maximum group size shall be maintained (See graph located at 7 AAC 57. 505 (d), chart not included in this matrix):

(2) maximum group size must be consistent with the requirements of 7 AAC 57.510;

(3) the child-to-caregiver ratios must be consistent with the age of the majority of the children when kindergartners and school-age children are in a mixed age group; and

(4) the child-to-caregiver ratios for the youngest child apply when infants, toddlers, and preschoolers are in a mixed age group.

(d) For purposes of meeting the child-to-caregiver ratio requirements in this section for all facility types, a child in care who is 13 years of age or older must be counted as a child younger than 13 years of age who is school age.

(e) In this section

(1) “nonambulatory” means not physically or mentally capable of achieving mobility to exit a building without the aid of another individual;

(2) “school age” means 7 through 12 years of age;

	<p>(3) “total” means the total number of children in care at any time. (Eff. 6/23/20016, Register 178; am 5/15/2016, Register 218).</p>	
<p>7 AAC 57.510. Maximum group size in child care centers.</p> <p>(e) Maximum group size at any one time during the day may not exceed twice the maximum number of children allowed per caregiver as required by the child-to-caregiver ratio in 7 AAC 57.505(d). Enough caregivers must be physically present at all times with each group to maintain the maximum number of children per caregiver as required by the child-to-caregiver ratio in 7 AAC 57.505(d).</p> <p>(c) If a group of children contains a combination of age groups, or if age groups are combined, the maximum group size at any one time during the day may not exceed twice the maximum number of children allowed under the child-to-caregiver ratio in 7 AAC 57.505(d) for the youngest child within the group. However, if no more than one child who is 30 months of age or older receives care in a group in which all other children are in the next older age group, the</p>	<p>7 AAC 57.510. Maximum group size in child care centers.</p> <p>(e) Maximum group size at any one time during the day may not exceed twice the maximum number of children allowed per caregiver as required by the child-to-caregiver ratio in 7 AAC 57.505(c). Enough caregivers must be physically present at all times with each group to maintain the maximum number of children per caregiver as required by the child-to-caregiver ratio in 7 AAC 57.505(c).</p> <p>(f) If a group of children contains a combination of age groups, or if age groups are combined, the maximum group size at any one time during the day may not exceed twice the maximum number of children allowed under the child-to-caregiver ratio in 7 AAC 57.505(c) for the youngest child within the group. However, if no more than one child who is 30 months of age or older</p>	<p>Summary of Changes: Changed the regulation citation to 7 AAC 57.505(c).</p> <p>Implementation Date: Effective July 1, 2016.</p> <p>Implementation Plan: No plan of action necessary.</p>

<p>maximum group size at any one time during the day may not exceed the group size requirements of the older age group, as required by the child-to-caregiver ratio in 7 AAC 57.505(d).</p>	<p>receives care in a group in which all other children are in the next older age group, the maximum group size at any one time during the day may not exceed the group size requirements of the older age group, as required by the child-to-caregiver ratio in 7 AAC 57.505(c).</p>	
<p>7 AAC 57.520. Program. (e) The facility shall allow custodial parents free access to their children, and to all areas of a child care facility used by the children, to observe or participate. In this subsection, a custodial parent is an individual with the current legal right to physical custody of child under the provisions of state law or a court order granting physical custody of the child.</p>	<p>7 AAC 57.520. Program. (e) The facility shall encourage parental involvement and allow parents free access to their children, and to all areas of a child care facility used by the children, to observe or participate.</p>	<p>Summary of Changes: Added language requiring the facility to encourage parental involvement.</p> <p>Removed “Custodial” parent to allow parent as defined in 7 AAC 57.990(a)(24); Parent means a birth or adoptive parent or legal guardian.</p> <p>Implementation Date: Effective July 1, 2016.</p> <p>Implementation Plan: Implementation of this regulation change will occur starting July 1, 2016, when completing the licensing and monitoring processes, which includes on-site inspections and investigations and issuance of Provisional or Biennial licenses.</p>
<p>7 AAC 57.550. Health. (a) At or before admission of a child, a child care facility shall obtain from the child's parent</p> <p>(1) a valid immunization certificate; or</p> <p>(2) evidence that the child is exempt from immunization.</p> <p>(b) A valid immunization certificate is a copy of the child's original immunization record showing that, in a manner consistent with the timetable prescribed by the department's childhood immunization schedule, the child has received, or has begun and is continuing to receive, immunizations.</p>	<p>7 AAC 57.550. Health. (a) At or before admission of a child, a child care facility shall obtain from the child's parent a valid immunization certificate or evidence that the child is exempt from immunization.</p> <p>(b) A valid immunization certificate must be a copy of</p> <p>(1) the child's original immunization record showing that, in a manner consistent with the timetable prescribed by the department's childhood immunization schedule, the child has received, or has begun and is continuing to receive, immunizations; or</p>	<p>Summary of Changes: Revised language to better clarify the intent and match Division of Public Health, Epidemiology's (EPI's) language.</p> <p>Removed the requirement for an “<i>affidavit</i>” regarding an exemption related to church or religious denomination and added the requirement to submit on a form prescribed by the department. Information and exemption forms can be found on EPI's website at: http://dhss.alaska.gov/dph/Epi/iz/Pages/school.aspx</p> <p>Removed language allowing a one-day exemption for not submitting immunizations at enrollment and added language to expand the exemption timeframe for children who are homeless and/or in foster care/ protective services to align with DPA and meet the McKinney-Vento Homeless Assistance Act, as required in the new Child Care and Development Block Grant (CCDBG) law. Information about the McKinney Vento Homeless Assistance Act can be found on the U.S. Department of Education website at: http://www2.ed.gov/policy/elsec/leg/esea02/pg116.html</p>

<p>(c) The immunization record includes a statement or record by a physician, clinic, or health center indicating the date each required immunization was given.</p> <p>(d) Evidence of exemption from immunization must include</p> <p>(1) a statement signed by a doctor of medicine (M.D.), a doctor of osteopathy (D.O.), a physician assistant, or an advanced nurse practitioner, licensed in this state, stating that immunizations would, in that individual's professional opinion, be injurious to the health of the child or members of the child's family or household;</p> <p>(2) an affidavit signed by the child's parent or guardian, affirming that immunization conflicts with the tenets and practices of the church or religious denomination of which the parent or guardian is a member; or</p> <p>(3) an entry, for a one-day exemption, that the child is attending the child care facility for the first time.</p> <p>(e) A child care facility in a community where medical services are not available on at least a weekly basis may provisionally admit a child who does not have the immunization certificate or evidence of the exemption required under (a) of this section until the certificate or evidence can be obtained, but for no longer than 60 days.</p> <p>(f) A satisfactory immunization audit report from the department during the</p>	<p>(2) an immunization record that includes a statement or record by a physician, clinic, or health center indicating the date each required immunization was given.</p> <p>(c) Evidence that the child is exempt from immunization must be in one of the following forms:</p> <p>(1) a form prescribed by the department and signed by a medical doctor (M.D.), doctor of osteopathy (D.O.), advanced nurse practitioner (ANP), or physician assistant (PA) licensed in this state; the form must state that in the individual's professional opinion, immunizations would be injurious to the health of the child or members of the child's family or household;</p> <p>(2) a form prescribed by the department and signed by the child's parent or guardian, affirming that immunization conflicts with the tenets and practices of the church or religious denomination of which the parent or guardian is a member;</p> <p>(3) subject to (k) of this section, a form prescribed by the department and signed by the child's parent or legal guardian, stating the child is homeless within the meaning of 42 U.S.C 11434(a)(2) (McKinney-Vento Homeless Assistance Act) and does not have a record of the required immunizations;</p> <p>(4) subject to (k) of this section, a form prescribed by the</p>	<p>Revised language to only allow for a satisfactory immunization audit report from the department (Division Public Health, Epidemiology), conducted within the last 30 days, and only for children who were in care at the time of the audit to count for licensing compliance.</p> <p>Implementation Date: Effective July 1, 2016.</p> <p>Implementation Plan: Implementation of this regulation change will occur starting July 1, 2016, when completing the licensing and monitoring processes, which includes on-site inspections and investigations and issuance of Provisional or Biennial licenses.</p>
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previous 12 months will be accepted as evidence that the child care facility satisfied the requirements of (a) –(e) of this section.

(g) A child care facility may admit a mildly ill child or allow the child to remain in attendance if the child's needs do not compromise the care of other children.

(h) A child care facility that cares for a mildly ill child shall arrange a plan of care with the parent and provide a place where, under supervision, the child may rest or play quietly, apart from other children, if warranted.

(i) A child care facility may not admit a child who shows definite signs of a serious illness or of a highly communicable disease or allow the child to remain in attendance unless a medical provider approves the child's attendance.

(j) A child care facility shall provide an opportunity for supervised rest or sleep periods for each child under the age of five who is in care more than five hours, and for any other child, if desired by the child. For a child who is unable to sleep, the facility shall provide time and space for quiet play. The facility may place in a crib only an infant, a nonclimbing toddler, or a child identified as having special needs under 7 AAC 57.940, if appropriate.

department and signed by the child placement agency or workers, foster parent, or child's guardian, stating that the child is in foster care and does not have record of the required immunizations.

(d) Repealed 5/15/2016.

(e) A child care facility in a community where medical services are not available on at least a weekly basis may provisionally admit a child who does not have the immunization certificate or evidence of the exemption required under (a) of this section until the certificate or evidence can be obtained, but for no longer than 60 days.

(f) A satisfactory immunization audit report from the department, regarding an audit completed during the last 30 days for children that were in care at the time of the audit, will be accepted as evidence that the child care facility satisfies the requirements of (a) of this section.

(g) A child care facility may admit a mildly ill child or allow the child to remain in attendance if the child's needs do not compromise the care of other children.

(h) A child care facility that cares for a mildly ill child shall arrange a plan of care with the parent and provide a place where, under supervision, the child may rest or play quietly, apart from other children, if warranted.

(i) A child care facility may not

	<p>admit a child who shows definite signs of a serious illness or of a highly communicable disease or allow the child to remain in attendance unless a medical provider approves the child's attendance.</p> <p>(j) A child care facility shall provide an opportunity for supervised rest or sleep periods for each child under the age of five who is in care more than five hours, and for any other child, if desired by the child. For a child who is unable to sleep, the facility shall provide time and space for quiet play. The facility may place in a crib only an infant, a nonclimbing toddler, or a child identified as having special needs under 7 AAC 57.940, if appropriate.</p> <p>A child may be provisionally enrolled in a child care facility under (c)(3) or (4) of this section for not more than 30 days if the child's immunization records are not immediately available. If the immunization records are not located during the provisional enrollment period, or the records indicate that the child has not received the required immunizations, the child must be immunized as described in (b) of this section to continue attending the child care facility. (Eff. 6/23/2006, Register 178; am 5/15/2016, Register 218).</p>	
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<p>7 AAC 57.805. Nighttime care specialization.</p> <p>(f) Center staff counted for meeting caregiver-to-child ratio requirements in 7 AAC 57.505(d) must be awake at all times unless there are five or fewer children in nighttime care. (Eff. 6/23/2006, Register 178).</p>	<p>7 AAC 57.805. Nighttime care specialization.</p> <p>(f) Center staff counted for meeting caregiver-to-child ratio requirements in 7 AAC 57.505(c) must be awake at all times unless there are five or fewer children in nighttime care. (Eff. 6/23/2006, Register 178; am 5/15/2016, Register 218).</p>	<p>Summary of Changes: Changed the regulation citation to 7 AAC 57.505(c).</p> <p>Implementation Date: Effective July 1, 2016.</p> <p>Implementation Plan: No plan of action necessary.</p>
<p>7 AAC 57.920. Appeals.</p> <p>An appeal from a department decision under AS 47.32, 7 AAC 10.1000 – 7 AAC 10.1095, or this chapter is subject to the provisions of AS 47.32.150. A person who wishes to appeal a decision may do so using a form prescribed by the department. (Eff. 6/23/2006, Register 178).</p>	<p>7 AAC 57.920. Appeals.</p> <p>An appeal from a department decision under AS 47.32, 7 AAC 10.1000 – 7 AAC 10.1095, or this chapter is subject to the provisions of AS 47.32.140 and 47.32.150. A child care facility wishing to appeal an enforcement action may do so not later than 15 days after receipt of the notice of an enforcement action. The notice of appeal must be in writing and may use a form provided by the department. (Eff. 6/23/2006, Register 178; am 5/15/2016, Register 218).</p>	<p>Summary of Changes: Revised language to only allow a child care facility to appeal a decision from the department and incorporated the statutory timeframe of 15 days into regulation for appealing an enforcement action.</p> <p>Implementation Date: Effective July 1, 2016.</p> <p>Implementation Plan: Implementation of this regulation change will occur starting July 1, 2016, when completing the licensing and monitoring processes, which includes on-site inspections and investigations and issuance of Provisional or Biennial licenses.</p>

<p>7 AAC 57.990. Definitions.</p> <p>(a) In this chapter, unless the context requires otherwise,</p> <p>(15) "facility" means a child care facility;</p> <p>(30) "substance use disorder" means a diagnostic category that meets the criteria set out in the following documents, as amended from time to time and adopted by reference:</p> <p>(A) the American Psychiatric Association's <i>Diagnostic and Statistical Manual of Mental Disorders</i>, Fourth Edition, Text Revision, dated 2000 (<i>DSM-IV-TR</i>);</p> <p>(B) the <i>International Classification of Diseases - 9th Revision, Clinical Modification, 2006, (ICD-9-CM)</i>, based on information compiled by the United States Department of Health and Human Services, and published by the American Medical Association.</p>	<p>7 AAC 57.990. Definitions.</p> <p>(a) In this chapter, unless the context requires otherwise,</p> <p>(15) "facility" means a child care facility described in 7 AAC 57.010(b);</p> <p>(30) "substance use disorder" means a diagnostic category that meets the criteria set out in the following documents, as amended from time to time and adopted by reference:</p> <p>(A) the American Psychiatric Association's <i>Diagnostic and Statistical Manual of Mental Disorders</i>, Fifth Edition, dated June 2013 (<i>DSM-5</i>);</p> <p>(B) the <i>International Classification of Diseases - 10th Revision, Clinical Modification, 2016, (ICD-10-CM)</i>, based on information compiled by the United States Department of Health and Human Services, and published by the American Medical Association.</p> <p>(34) "on-site" means present in the child care facility as defined in 7 AAC 57.010(b)(3).</p>	<p>Summary of Changes: Added language to the definition of "facility" to incorporate the regulatory citation that defines "child care facility" and to align these two definitions.</p> <p>Updated the definition of "substance use disorder" to reflect the most current edition and revision of the documents listed in 7 AAC 57.990(a)(30)(A) and (B).</p> <p>Added a definition for "on-site."</p> <p>Implementation Date: Effective July 1, 2016.</p> <p>Implementation Plan: Implementation of this regulation change will occur starting July 1, 2016, when completing the licensing and monitoring processes, which includes on-site inspections and investigations and issuance of Provisional or Biennial licenses.</p>
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