



Exempt Action Final Regulation Agency Background Document

Agency name	Child Day-Care Council
Virginia Administrative Code (VAC) citation	22 VAC15 - 30
Regulation title	Standards for Licensed Child Day Centers
Action title	Implement medication administration requirements and recreational program exemption.
Final agency action date	May 10, 2007
Document preparation date	May 10, 2007

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the Virginia Administrative Process Act (APA), the agency is encouraged to provide information to the public on the Regulatory Town Hall using this form.

Note: While posting this form on the Town Hall is optional, the agency must comply with requirements of the Virginia Register Act, the *Virginia Register Form, Style, and Procedure Manual*, and Executive Orders 21 (02) and 58 (99).

Summary

Please provide a brief summary of all regulatory changes, including the rationale behind such changes. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.

The purpose of the exempt action is to amend the regulation so that it will conform to state law regarding:

- 1) the exemption to child day program licensure of a program of recreational activities offered by local governments, staffed by local government employees, and attended by school-age children, pursuant to § 63.2-1715 of the Code of Virginia as amended by Chapter 725 of the 2006 Acts of Assembly; and
- 2) the administration of prescription medication to a child in a licensed child day center, pursuant to § 54.1-3408 of the Code of Virginia as amended by Chapter 686 of the 2006 Acts of Assembly.

Statement of final agency action

Please provide a statement of the final action taken by the agency including (1) the date the action was taken, (2) the name of the agency taking the action, and (3) the title of the regulation.

The Child Day-Care Council took final action on the amendments to 22 VAC 15-30, Standards for Licensed Child Day Centers, on May 10, 2007

Family impact

Assess the impact of this regulatory action on the institution of the family and family stability.

With this regulatory action's exemption from licensure of programs of recreational activities offered by local governments for school-age children, parents no longer have the assurance that those programs are monitored to ensure the activities, services, and facilities are conducive to the welfare of the children.

The regulatory action would provide assurance to parents that in child day centers that choose to administer prescription medication to children, the prescription medication is only to be administered by a staff member authorized by the Virginia Drug Control Act to do so.

For centers that choose to administer prescription medication to children, if the cost of the Board of Nursing-approved medication administration training required by this regulatory action exceeds the cost of the Department of Social Services-approved medication administration training previously required in the regulation, this additional cost could be passed on to parents in terms of higher fees.