



Final Regulation Agency Background Document

Agency name	State Board of Social Services
Virginia Administrative Code (VAC) citation	22 VAC 40 - 170
Regulation title	Voluntary Registration of Family Day Homes – Requirements for Contracting Organizations
Action title	Amend Regulation as Result of Periodic Review
Document preparation date	December 15, 2004

This information is required for executive branch review and the Virginia Registrar of Regulations, pursuant to the Virginia Administrative Process Act (APA), Executive Orders 21 (2002) and 58 (1999), and the *Virginia Register Form, Style, and Procedure Manual*.

Brief summary

Please provide a brief summary (no more than 2 short paragraphs) of the proposed new regulation, proposed amendments to the existing regulation, or the regulation proposed to be repealed. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.

The regulation Voluntary Registration of Family Day Homes – Requirements for Contracting Organizations is amended to update statutory references throughout that have resulted from recodification of the licensing statute, Title 63.2, along with other revised statutory references since initial adoption. Requirements that have been found to be inefficient or burdensome including, but not limited to, the establishment and duties of the contracting organization's review committee are eliminated. Contracting organizations' responsibilities in areas including, but not limited to, training and complaint investigations are clarified. Requirements are added that establish time frames for submission of reports and for notification to the department of certain events and changes. Responsibilities for providing certain information to parents and for processing all aspects of adverse enforcement actions are transferred from contracting organizations to the department.

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 State Board of Social Services approved the final regulation 22 VAC 40-170, Voluntary Registration of Family Day Homes-Requirements for Contracting Organizations, on December 15, 2004.

Legal basis

Please identify the state and/or federal legal authority to promulgate this proposed regulation, including (1) the most relevant law and/or regulation, including Code of Virginia citation and General Assembly chapter numbers, if applicable, and (2) promulgating entity, i.e., agency, board, or person. Describe the legal authority and the extent to which the authority is mandatory or discretionary.

Sections 63.2-100, 63.2-217, 63.2-1704 and 63.2-1734 of the *Code of Virginia* provide the legal authority for the State Board of Social Services to adopt regulations and to establish requirements and qualifications for local agencies and community organizations to which a contract may be issued for the certification of family day homes as eligible for registration. Section 63.2-1704 specifically mandates adoption of regulations by the State Board of Social Services to implement this section.

Purpose

Please explain the need for the new or amended regulation. Describe the rationale or justification of the proposed regulatory action. Detail the specific reasons it is essential to protect the health, safety or welfare of citizens. Discuss the goals of the proposal and the problems the proposal is intended to solve.

Family day homes that care for fewer than 6 children may voluntarily register with the Department of Social Services. Community organizations contract with the Department of Social Services to certify family day homes as eligible for registration. This regulation establishes qualifications and requirements that agencies contracting with the department must meet and procedures that must be followed. There have been no significant changes to this regulation since it became effective in 1993. This amended regulation incorporates changes determined to be necessary after approximately ten years of operation of the voluntary registration program. The proposed changes are intended to update the regulation, to eliminate requirements that have been found to be inefficient, unenforceable or burdensome, to clarify certain requirements, and to add basic needed protections that are essential to the health, safety and welfare of children who receive care in homes certified as eligible for voluntary registration by contracting organizations.

Substance

Please identify and explain the new substantive provisions, the substantive changes to existing sections, or both where appropriate. A more detailed discussion is required under the "All changes made in this regulatory action" section.

The amended regulation includes the following substantive changes and new provisions:

1. Eliminates the contracting organization's review committee;
2. Clarifies the contracting organization's responsibility to provide training to registered providers as a requirement rather than an option, in accordance with the statute;

3. Clarifies the contracting organization's responsibility to provide information about, rather than encourage participation in, the United States Department of Agriculture's (USDA's) food program;
4. Eliminates the requirement that contracting organizations report to the division and to the local health department in the provider's municipality the occurrence of a communicable disease by the next working day after the contracting organization learns of the occurrence;
5. Adds the requirement for written follow-up notification within five (5) working days after oral notification of the department of certain events and changes;
6. Establishes a time frame for submission of quarterly reports to the department;
7. Adds to the information to be submitted on quarterly reports the requirement to include the total number of registered providers;
8. Eliminates the requirement to make chronological lists of events about providers on compliance and enforcement matters available for public review;
9. Eliminates the requirement that the executive director or administrator ensure that each provider operates in compliance with all applicable requirements for providers;
10. Separates the qualifications of persons providing evaluation, monitoring, support and technical assistance to providers from the qualifications of persons providing training;
11. Adds first aid and CPR appropriate to the ages of children in care to the list of suggested training topics;
12. Allows contracting organizations to collect a nonrefundable fee not to exceed \$50 when a provider moves to a new address;
13. Increases the fee that contracting organizations may assess for additional home visits to confirm corrective action from a maximum \$10 to a maximum \$20;
14. Clarifies contracting organizations' responsibilities upon receipt of a complaint involving a registered provider;
15. Transfers from the contracting organization to the department the responsibility for assuring that registered providers and parents have access to and review the Information to Parents Statement;
16. Clearly establishes authority for both the contracting organization and the department to visit a registered home during the home's hours of operation;
17. Moves all responsibilities related to adverse actions (denials, revocations, refusals to renew), including issuance of notices and appeal hearings from the contracting organizations to the department.

Issues

Please identify the issues associated with the proposed regulatory action, including:

- 1) the primary advantages and disadvantages to the public, such as individual private citizens or businesses, of implementing the new or amended provisions;*
- 2) the primary advantages and disadvantages to the agency or the Commonwealth; and*
- 3) other pertinent matters of interest to the regulated community, government officials, and the public.*

If there are no disadvantages to the public or the Commonwealth, please indicate.

Community organizations and agencies compete for the contract to certify family day homes as eligible for voluntary registration by the Department of Social Services. The proposed amendments, overall, are advantageous to competing organizations in that some requirements are being eliminated, and others have been identified as being more appropriately handled by the department.

The public benefits from the movement of activities related to adverse enforcement actions from the contracting organization to the department. This change eliminates steps and speeds up the process of removing a certificate of registration when necessary, by giving voluntarily registered providers the same rather than more opportunities for appeal than licensed providers.

There has been a modest increase in fees charged to providers for processing registration applications and making follow up visits to confirm compliance with the regulation for providers. The fee of up to \$50 assessed when a provider moves to a new location has been implemented in practice, but is now supported by the regulation. The fee for follow up visits has been increased from \$10 to a maximum \$20. Both of these changes are advantageous to contracting organizations.

The primary advantage to the agency of making the requirements less burdensome for contracting organizations is that the department does not have to assume the responsibility for implementing the program. The *Code of Virginia*, § 63.2-1704 B states that “if no qualified local agencies or community organizations are available, the Commissioner shall implement the provisions of this section.” There are financial incentives for community organizations that are also USDA food program sponsors to implement the program.

There are no disadvantages to the Commonwealth, the agency or the public as a result of this regulatory action.

Changes made since the proposed stage

Please describe all changes made to the text of the proposed regulation since the publication of the proposed stage. For the Registrar’s office, please put an asterisk next to any substantive changes.

Section number	Requirement at proposed stage	What has changed	Rationale for change
22 VAC 40-170-10. Definitions	In the definition of “Certificate of Registration,” the VAC number shown after “Voluntary Registration of Family Day Homes- Requirements for	The VAC number has been shortened to “22 VAC 40-180.” “Or the current regulation” added. “Family day provider” changed to “family day home provider.	Minor technical change, for consistency in VAC number. “Or the current regulation” added in anticipation of revision to the Requirements for Providers currently in

Section number	Requirement at proposed stage	What has changed	Rationale for change
	<p>Providers” is 22 VAC 40-180-10 et seq. Providers referred to as family day providers.</p> <p>“Division” means Division of Licensing Programs</p> <p>“Evaluate” or “evaluation” means the review of a family day provider....</p> <p>“Monitor” means to visit a registered family day provider....</p> <p>“Provider” or “registered family day provider”.... This person has primary responsibility in</p> <p>“Provider assistant” or “assistant” means a person designated by the family day provider....</p>	<p>Term and definition deleted.</p> <p>“Evaluate” or “evaluation” means the review of a family day “home” provider....</p> <p>“Monitor” means to visit a registered family day “home” provider....</p> <p>“Provider” or “registered family day “home” provider”.... This person has primary responsibility “for”</p> <p>“Provider assistant” or “assistant” means a person designated by the family day “home” provider....</p>	<p>effect, in order to assure continued accuracy once that regulation is revised. Term used to refer to care provider amended for accuracy.</p> <p>Term no longer used in regulation.</p> <p>Term used to refer to care provider amended for accuracy.</p> <p>Term used to refer to care provider amended for accuracy.</p> <p>Term used to refer to care provider amended for accuracy. Minor technical change.</p> <p>Term used to refer to care provider amended by the care provider amended for accuracy.</p>
22 VAC 40-170-30 B	Reference made to officers and agents of the contracting organization who have good character and reputation	“Who” changed to “that”	Minor technical change
22 VAC 40-170-30 B.2.b	Reference made to content of report prepared by independent auditor	Rewritten to read “A report ...which “indicates freedom from” material weakness....	Reworded for clarity.
22 VAC 40-170-30 B.4.b	References commissioner giving preference to contracting organizations which serve large geographic areas....	“Which” changed to “that”	Minor technical change.
22 VAC 40-170-30 B.6.d	Requires maintenance of list of providers who are voluntary registrants....	“Who” changed to “that”	Minor technical change.
22 VAC 40-170-30 B.7.a	The contracting organization shall monitor family day providers	The contracting organization shall monitor family day “home” providers....	Term used to refer to care provider amended for accuracy.
22 VAC 40-170-40 C	References the advisory committee that offers advice and counsel on the family day registration program.	“Home” added so standard reads “advice and counsel on the family day “home” registration program.	Technical correction.

Section number	Requirement at proposed stage	What has changed	Rationale for change
22 VAC 40-170-40 B and C	Require that minutes and attendance records of board and advisory committee meetings be maintained for review by the division.	"Division" changed to "department."	Consistency with other regulations.
22 VAC 40-170-60 A	Reference made to notify the state department's Child Protective Services office whenever there is reason to suspect that a child has been subjected to abuse or neglect....	Standard revised to require notification of the "department's toll-free child abuse and neglect hotline" whenever there is a reason to suspect that a child "in care" has been subjected to abuse or neglect....	Technical changes for accuracy and clarity.
22 VAC 40-170-60 B	Requires notification of the department of any imminent danger or dangers or hazard or hazards that threaten the health and safety of children....	Plural references, "dangers" and "hazards" deleted.	Minor technical change to conciseness.
22 VAC 40-170-60 C	Requires notification of the division of certain events within certain time frames.	"Division" changed to "department."	Consistency with other regulations.
22 VAC 40-170-60 C.8	Requires notification when the provider is exceeding the number of children allowed under registration.	"The" changed to "A"	Minor technical change.
22 VAC 40-170-60 D	Requires notification of the division of certain events within certain time frames.	"Division" changed to "department."	Consistency with other regulations.
22 VAC 40-170-70 A.3	Requires that records be kept on providers who have discontinued family day services.	Revised to add "home" – family day "home" services	Minor technical change.
22 VAC 40-170-80 B	Requires that the appeal process outlined in the Department of Social Services Division of Licensing Programs regulation General Procedures and Information for Licensure be followed if the contracting organization wishes to appeal an administrative decision that does not result in revocation of the contract.	"Department of Social Services Division of Licensing Programs" changed to "department."	Consistency with other regulations.

Section number	Requirement at proposed stage	What has changed	Rationale for change
22 VAC 40-170-110 C	Requires that staff involved in approving homes for USDA not approve homes for registration unless an alternative arrangement is made by the division.	"Division" changed to "department."	Consistency with other regulations.
22 VAC 40-170-110 D.2 and 3	Family day registration program referenced in both sections.	Revised to add "home" so that sections refer to family day "home" registration program in both sections.	Minor technical changes.
22 VAC 40-170-110 D.6	Requires development and implementation of a program of outreach, public relations, and technical assistance as directed by the division.	"Division" changed to "department."	Consistency with other regulations.
22 VAC 40-170-140	Evaluation of family day provider applicants.	Evaluation of family day "home" provider applicants	Term used to refer to care provider amended for accuracy.
22 VAC 40-170-140 A.7	Requires that applicants be provided forms and information as required by the division.	"Division" changed to "department."	Consistency with other regulations.
22 VAC 40-170-150	Training of family day providers.	Training of family day "home" providers	Term used to refer to care provider amended for accuracy.
22 VAC 40-170-190	Monitoring of family day providers	Monitoring of family day "home" providers	Term used to refer to care provider amended for accuracy.
22 VAC 40-170-200.A	References the contractor's responsibility to respond to providers' and parents' questions and concerns regarding family day-care	Hyphen removed from "day-care."	Minor technical correction.
22 VAC 40-170-200 C. 9	Requires that a copy of the Recommended Childhood and Adolescent Immunization Schedule – United States, 2003 be made available to providers.	Revised to add "or the most recent immunization schedule."	Change made to assure that the most recent schedule is used, in the event that changes are made in the future.
22 VAC 40-170-210 5	Requires that the information to parents statement indicate that parents may report complaints about the contractor to the division.	"Division" changed to "department."	Consistency with other regulations.
22 VAC 40-170-210 7	References parents being restricted to visiting only those areas of the home designated for day-care.	Hyphen removed from "day-care."	Minor technical change.

Public comment

Please summarize all comments received during the public comment period following the publication of the proposed stage, and provide the agency response. If no comment was received, please so indicate.

Commenter	Comment	Agency response
Representative of a child care organization	Supports clarification that contracting organizations are required to provide training.	No response necessary.
(same as above)	The regulation should go a step further and <i>require</i> homes to participate in the USDA Food Program so that children's nutritional needs are being fully addressed and supported. References recent studies that confirm concerns about childhood obesity. USDA food program participation would assist providers in supporting improved child nutrition.	Many providers who become voluntarily registered do so in order to participate in the USDA food program. As a condition of becoming voluntarily registered, all providers must agree to serve nutritious meals and snacks.
(same as above)	Supports the change to require quarterly reporting of the total number of registered providers. Adequate data is necessary to support funding requirements and proposed public policy.	No response necessary.
(same as above)	Supports the change to add first aid and CPR, as appropriate to the ages of children in care, to the training content for providers.	The regulation requires provision of training, but does not specify number of hours. The list of topic areas included in the regulation, including the addition of first aid and CPR, serves as a guide for training topics that are critical to health, safety and well-being of children in out-of-home care.
(same as above)	Supports clarification of the contracting organization's role in complaint investigations.	No response necessary.
(same as above)	Supports retention of language that establishes both the contracting organizations and department's authority to visit registered homes during the hours of operation. This is critical to oversight and enforcement of the regulation.	No response necessary.
(same as above)	"Continue to strengthen requirements for Family Day Homes so that they will indeed be increasingly improved settings for quality early care and education. Quality child care is in very short	No response necessary.

Commenter	Comment	Agency response
	supply; Virginia parents and children should be able to confidently use this form of care, knowing that it is indeed being adequately monitored and assessed for consistent quality.”	

All changes made in this regulatory action

Please detail all changes that are being proposed and the consequences of the proposed changes. Detail new provisions and/or all changes to existing sections.

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change and rationale
22 VAC 40-170-10. Definitions		<p>1. Term “Family day provider applicant” or provider applicant” defined as person at least 18 years of age who has applied for a certificate of registration, deleted.</p> <p>2. Definition of “certificate of registration” – refers to providers having met the Requirements for Providers (22 VAC 40-180-10 et seq.) under the Voluntary Registration Program for Family Day Homes. Providers referred to as “family day providers.”</p> <p>3. Definition of commissioner”-refers to Commissioner of Social Services.</p> <p>4. Definition of “contract” - currently references contracting agency.</p> <p>5. Definition of “contracting organization” – currently refers to</p>	<p>1. Term “applicant” added with similar definition, for simplicity. Means “a person 18 years of age or older who has applied for an initial certificate of registration.” Term clearly distinguishes the applicant for registration from the “provider” or “registered family day provider,” terms that are also included and defined in this section.</p> <p>2. Definition of “certificate of registration” – name of provider regulation revised for accuracy. VAC number shortened for consistency to 22 VAC 40-180. “Or current regulation” added in anticipation of revision to the regulation currently in effect, and in order to assure continued accuracy once the regulation is revised. Family day provider changed to “family day home provider” for accuracy of reference.</p> <p>3. Definition of “commissioner” – “of the Virginia Department of” added to Social Services, for accuracy.</p> <p>4. Definition of “contract” – term “agency” replaced with “organization” for consistency throughout regulation.</p> <p>5. Definition of “contracting organization” – amended to read “agency which “has contracted with” the Department, for</p>

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change and rationale
		<p>agency which has been selected by the Department to administer the voluntary registration program.</p> <p>6. Definition of “cooperative agreement” – refers to an agreement between contractors.</p> <p>7. Definition of department representative” - refers to an employee carrying out the responsibilities and duties specified in Chapter 10 (§ 63.1-195 et seq.) of Title 63.1 of the Code of Virginia.</p> <p>8. Definition of “division” – means Division of Licensing Programs.</p> <p>9. “Definition of evaluate,” or “evaluation” – refers to review of family day-care provider.</p> <p>10. Definition of “family day home” – currently addresses subjectivity requirements from July 1, 1993 until July 1, 1996.</p> <p>11. Definition of “good character and reputation”</p> <p>12. Definition of “monitor” or “monitoring visit”- currently refers only to</p>	<p>accuracy.</p> <p>6. Definition of “cooperative agreement” – amended to read “agreement between or among”, for clarity.</p> <p>7. Definition of “department representative” – amended to delete inaccurate statutory reference – for simplicity states “an employee or designee of the Virginia Department of Social Services, acting as the authorized agent of the commissioner.”</p> <p>8. Term and definition deleted. No longer used in regulation.</p> <p>9. Definition of “evaluate or “evaluation” – amended to delete “care.” Care no longer used in describing providers. Providers currently referred to as family day home providers.</p> <p>10. Definition of family day home-amended to reflect current statutory definition. Reference to subjectivity from July 1, 1993 until July 1, 1996 deleted. Requirement in law added that states “provider of a licensed or registered home shall disclose to the parents or guardians of the children in care the percentage of time per week that persons other than the provider will care for children.”</p> <p>11. Definition of “good character and reputation” – amended to more closely mirror language used in other child day care regulations (licensed child day centers, family day homes, and family day systems).</p> <p>12. Definition of “monitor” or “monitoring visit” – amended to add “visit to the contracting organization to review the</p>

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change and rationale
		<p>visits to a registered family day provider.</p> <p>13. Definition of “parent”</p> <p>14. Definition of “provider” or “registered family day provider” – currently means a person who has received an initial or renewed certificate of registration. This person has responsibility in providing care, protection, supervision... .</p> <p>15. Definition of “provider assistant” – refers currently to this person as assistant to family day provider.</p> <p>16. Definition of “registered family day home”</p> <p>17. Definition of “Requirements for Contracting Organizations”</p> <p>18. Definition of “Requirements for Providers”</p> <p>19. Definition of “revocation of certificate of registration” – term currently refers to removal of the certificate of registration.</p>	<p>organization’s compliance with the Requirements for Contracting Organizations (22 VAC 40-170-10 et seq.) and any other applicable requirements.” Amendment made for accuracy and completeness. Family day provider amended to family day “home” provider, for accuracy.</p> <p>13. Definition of “parent” – amended to be consistent with language used in other regulations for family day homes.</p> <p>14. Definition of “provider” or “registered family day provider” - amended to delete “initial” or “renewed,” for simplicity. Primary responsibility “in” changed to primary responsibility “for”. Minor technical change.</p> <p>15. Definition of “provider assistant” – amended to add “or assistant,” which is the term that may also be used to refer to this person, and to add that this person may also assist the “substitute provider.” Family day provider amended to family day “home” provider, for accuracy.</p> <p>16. Definition of “registered family day home” – amended to change “which” to “that.”</p> <p>17. Definition of “Requirements for Contracting Organizations” – term and definition deleted as unnecessary.</p> <p>18. Definition of “Requirements for Providers” – term and definition deleted as unnecessary.</p> <p>19. Definition of “revocation of certificate of registration” – amended to add “by the commissioner”, in order to clarify who has authority for this action.</p>

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change and rationale
		<p>20. Definition of “sponsoring organization”</p> <p>21. Definition of “substitute provider” – currently refers to person who meets Requirements for Providers and is available to provide substitute care in a registered provider’s home or in the substitute provider’s home.</p>	<p>20. Definition of “sponsoring organization” – technical edit, to accurately reference “USDA Child and Adult Care Food Program.”</p> <p>21. Definition of “substitute provider” – amended to clarify that this person must be at least 18 years of age and must be approved by the department as a registered provider, in order to provide substitute care in the provider’s home or care in the substitute’s home.</p> <p>22. “Surrender of a certificate of registration” – newly adds term and definition; means “voluntary termination of a certificate of registration by a provider prior to expiration.” Information of surrendered certificates is necessary to accurately account for and monitor providers in the program.</p>
22 VAC 40-170-20. Legal authority		Provides background information on voluntary registration, including when the provisions for the program were enacted into law.	Section deleted. Historical information will be included in a Forward to the regulation.
22 VAC 40-170-30. Eligibility and qualifications. B		Reference made to officers and agents of the contracting organization who have good character and reputation.	“Who” have good character and reputation changed to “that.” Minor technical change.
22 VAC 40-170-30. Eligibility and qualifications. B.2.b		Reference made to content of report prepared by independent auditor.	Rewritten as follows: A report ...which “indicates freedom from” material weakness... Reworded for clarity.
22 VAC 40-170-30. Eligibility and qualifications. B.4.b		References commissioner giving preference to contracting organizations which serve large geographic areas...	Revised to change “which” to “that.” Minor technical correction.
22 VAC 40-170-30. Eligibility and qualifications. B 5		Requires contracting organizations to provide training “or” educational information to providers.	Amendment requires contracting organizations to provide training “and” educational information. The contracting organization is required by statute at § 63.2-1704 C 4 to provide “technical

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change and rationale
			assistance, training and consultation.” Amendment makes requirement consistent with the statute.
22 VAC 40-170-30. Eligibility and qualifications. B.6.d.		Requires maintenance of list of providers who are voluntary registrants...	Revised to change “who” to “that.” Minor technical correction.
22 VAC 40-170-30. Eligibility and qualifications. B 6 e.		Reference made to Freedom of Information Act (§ 2.1-340 et seq.) of the Code of Virginia and Privacy Protection Act (§ 2.1-377 et seq. of the Code of Virginia).	Updated code citation for Freedom of Information Act to § 2.2-3700 et seq. Privacy Protection Act name changed to “Government Data Collection and Dissemination Practices Act” (§ 2.2-3800 et seq. of the <i>Code of Virginia</i>)
22 VAC 40-170-30. Eligibility and qualifications. B 7 a		Monitor family day providers for compliance with health and safety checklist (as described in 22 VAC 40-170-190)	Amended to require monitoring of family day home providers for compliance with “the Requirements for Providers” (as described in 22 VAC 40-170-190). All of the requirements providers must meet are not included on the health and safety checklist. Amendment clarifies that all of the requirements in the regulation for providers must be met. Also adds “home” to description of providers, for accuracy.
22 VAC 40-170-30. Eligibility and qualifications. B 7 d		Encourage provider participation in the USDA food program.	Amended to “provide information about” the USDA food program. Change makes requirement measurable.
22 VAC 40-170-40. Administrative responsibility. C		References the advisory committee that offers advice and counsel on the family day registration program.	Word “home” added so standard reads “advice and counsel on the family day home registration program. Technical correction.
22 VAC 40-170-40. Administrative responsibility. B and C		Requires that minutes and attendance records of board and advisory committee meetings be maintained for review by the division.	“Division” changed to “department” for consistency with other regulations.
22 VAC 40-170-40. Administrative responsibility. D		Requires the governing board of a private contracting organization or the director of a public contracting organization to appoint a review committee of at least 3 people who are responsible for reviewing recommendations to the	Deletes the requirement for a contracting organization review committee. This committee adds an unnecessary layer to the appeals process. Research indicates this requirement mirrors that of a state (New Jersey) where the contracting organization has authority to issue certificates of registration. Under these circumstances it is appropriate for the contracting organization to assure the due

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		<p>commissioner to deny, revoke, or refuse renewal of a certificate of registration, if requested by the provider. Persons responsible for making the recommendations are excluded from the committee. Findings of the review committee must be documented and maintained on file.</p>	<p>process rights of providers whose certificates are being revoked or denied. In Virginia, the authority for issuance or denial rests with the Commissioner, in accordance with the <i>Code of Virginia</i>. Therefore, a voluntarily registered provider has the same appeal rights as a licensed provider.</p> <p>See further discussion in 22 VAC 40-170-230.</p>
<p>22 VAC 40-170-40. Administrative responsibility. E</p>	<p>22 VAC 40-170-40 D</p>		<p>Change in subsection number.</p>
<p>22 VAC 40-170-50. Inspection and monitoring of contractors. E 2</p>		<p>Subdivision references “demonstrating of unfitness” or “inability to operate the program in accordance with the contract” as a reason for revocation or refusal to renew the contract.</p>	<p>Language changed to delete “of.” Change also made to add “or this regulation” – “Demonstrating unfitness or inability to operate ... in accordance with the contract or this regulation.” Change made in order to accurately reflect that both the requirements in the regulation and in the contract with the department must be met and maintained.</p>
<p>22 VAC 40-170-50. Inspection and monitoring of contractors. E 4</p>		<p>Reference made to any policies, procedures or conduct “which demonstrate”</p>	<p>“Which demonstrate” changed to “that demonstrate.” Technical correction.</p>
<p>22 VAC 40-170-60. Reporting requirements. A</p>		<p>Currently refers to Chapter 12 (§ 63.1-248.3 et seq.) of Title 63.1 of the Code of Virginia. Reference made to notifying the state department’s Child Protective Services office whenever there is reason to suspect that a child has been subjected to abuse or neglect....</p>	<p>Changed to reflect new Code citations – “Chapter 15 (§ 63.2-1509 et seq.) of Title 63.2 of the <i>Code of Virginia</i>.” Standard also revised to require notification of the “department’s toll-free child abuse and neglect hotline” whenever there is reason to suspect that a child “in care” has been subjected to abuse or neglect.... Changes made for accuracy and clarity.</p>
<p>22 VAC 40-170-60. Reporting requirements. B</p>		<p>Requires notification of the department of any imminent danger or dangers or hazard or hazards that threaten the health and safety of children....</p>	<p>Plural references, “dangers” and “hazards” deleted. Minor technical change for conciseness.</p>

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change and rationale
22 VAC 40-170-60. Reporting requirements. C		Requires the contracting organization to notify the division orally when certain changes occur and in writing within five work days.	"Division" changed to "department" for consistency with other regulations.
22 VAC 40-170-60. Reporting requirements. C.8		Requires notification when the provider is exceeding the number of children allowed under registration.	"The" changed to "a". Standard reads "a provider is exceeding.... Minor technical change.
22 VAC 40-170-60. Reporting requirements. D		Requires notification of the division by the next working day after the contracting organization learns of certain events or changes.	"Division" changed to "department" for consistency with other regulations.
22 VAC 40-170-60. Reporting requirements. D.1	22 VAC 40-170-60. Reporting requirements. C.1	Requires reporting of an injury that results in admission of a child to a hospital.	Subsection renumbered. Adds "emergency medical treatment." Addition recognizes the emergence of outpatient medical treatment facilities since the regulation was initially adopted. Revision reads as follows: Injury that results in emergency medical treatment or the admission of a child to a hospital while in the care of a provider..."
22 VAC 40-170-60. Reporting requirements. D 5	22 VAC 40-170-60. Reporting requirements. C 5	Requires reporting of any criminal charge or charges and their disposition or dispositions, as specified in § 63.1-198.1.	Subsection renumbered. Updates code citation to § 63.2-1719.
22 VAC 40-170-60. Reporting requirements. E	22 VAC 40-170-60. Reporting requirements. D	Requires contracting organization to notify division orally within 3 working days of any change in office location or director.	Updates to new subsection number. Adds requirement for written notification within 5 work days. Written notification provides added follow-up documentation that certain changes and events have been communicated.
22 VAC 40-170-60. Reporting requirements. F	22 VAC 40-170-60. Reporting requirements. E		Updates subsection number.
22 VAC 40-170-70. Contracting organization records. A 1 a and b.		Requires that contracting organization maintain in administrative records the "Requirements for Voluntary Registration of Family Day Homes" and "the document providing information to parents as specified in 22 VAC 40-	Requirements deleted. Not necessary to establish a standard that contracting organization maintain a copy of standards. The document providing information to parents should be maintained in individual provider records. The requirement for maintenance of provider records is located elsewhere in the regulation.

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change and rationale
22 VAC 40-170-70. Contracting organization records. A 1 c	22 VAC 40-170-70 A 1 a	170-210.	Renumbers subdivision.
22 VAC 40-170-70. Contracting organization record. A 1 d	22 VAC 40-170-70. Contracting organization records. A 1 b	Requires contracting organization administrative records to include of copy of the organizations insurance policies as specified "here and by the contract."	Subdivision renumbered. Revision made to delete "here and by contract." Rewritten as follows: "A copy of the contracting organization's insurance policies as specified by the contract and in 22 VAC 40-170-30 B 3
22 VAC 40-170-70. Contracting organization records. A 1 e – k	22 VAC 40 -170-70. Contracting organization records. A 1 c – i		Subdivisions renumbered.
22 VAC 40-170-70. Contracting organization records. A 1 h	22 VAC 40-170-70. Contracting organization records. A 1 f	Requires maintenance of files documenting recommended denials and nonrenewals of certificates of registration and appeals as specified in 22 VAC 40-170-230.	Revised to add surrenders and revocations to the recommendations that must be documented and maintained on file by the contracting organization. In addition to nonrenewals, certificates may be revoked and surrendered. Since appeals will no longer be conducted by the contracting organization, maintenance of records of appeals would no longer be necessary. Reference to appeals is deleted. Amended standard reads as follows: "Files documenting recommended denials, surrenders, revocations and nonrenewals of certificates of registration as specified in 22 VAC 40-170-230."
22 VAC 40-170-70. Contracting organization records. A.3		Requires that records be kept on providers who have discontinued family day services.	Revised to add "home" so that standard reads family day "home" services. Minor technical change.
22 VAC 40-170-70. Contracting organization records. B		Currently requires the contracting organization to submit quarterly narrative and statistical reports.	Amended to specify a time frame for submission of quarterly reports, which is consistent with what is required in the contract. Amended to read as follows: "The contracting organization shall, within 30 days after the end of each quarter, submit narrative and statistical reports..."
22 VAC 40-170-70. Contracting organization		Currently requires narrative and statistical reports to include the number of applications	New item added that requires reporting of total number of registered providers on the narrative and statistical report. The numbers provide information necessary to

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change and rationale
records. B 1		pending and withdrawn.	monitor the program.
22 VAC 40-170-70. Contracting organization records. B 1 – 5	22 VAC 40-170-70. Contracting organization records. B 1 – 6		Subdivisions renumbered.
22 VAC 40-170-80. Complaints against a contracting organization. A		States complaints against a contracting organization shall be investigated; an investigation shall be conducted to determine compliance with the contract and the Requirements for Contracting Organizations; and the contracting organization shall be notified of the findings by the department.	“Shall” changed to “will.” Technical language correction. Amended standard reads as follows: “Complaints against a contracting organization will be investigated by the department. An investigation will be conducted to determine compliance with the contract and the Requirements for Contracting Organizations. The contracting organization will be notified of the findings by the department.”
22 VAC 40-170-80. Complaints against a contracting organization. B		States the contracting organization may use the informal appeal process outlined in the Department of Social Services Division of Licensing Programs regulation General Procedures and Information for Licensure if it wishes to appeal a decision that does not result in revocation of the contract.	“May” changed to “shall.” “Current regulation” added to assure guidelines in the most recent version of General Procedures and Information for Licensure are followed. Amended standard reads as follows: “ If the contracting organization wishes to appeal an administrative decision that does not result in revocation of the contract by the department; the contractor shall follow an informal appeal process as outlined in the department’s current regulation, General Procedures and Information for Licensure (22 VAC 40-80-10 et seq.)”
22 VAC 40-170-80. Complaints against a contracting organization. C		References an appeal in accordance with the Administrative Process Act (§ 9-6:14:1 et seq. of the Code of Virginia.)	New Code citation for the Administrative Process Act added (§ 2.2-4000 A et seq. of the <i>Code of Virginia</i>).
22 VAC 40-170-90. Public access to records. A 8		Currently requires that the contracting organization make available for public review chronological lists of events about the provider on compliance and enforcement matters.	Requirement deleted. Chronological lists are not required anywhere else in the regulation. The Freedom of Information Act does not require the creation of documents for public release. This requirement creates an unnecessary burden for contracting organizations.
22 VAC 40-170-90. Public access to	22 VAC 40-170-90. Public access	Currently references information that is exempt from release in completed	Subdivision renumbered. Statutory reference updated to “Chapter 15 (§ 63.2-1500 et seq.) of Title 63.2 of the Code of

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change and rationale
records. A 9	to records A 8	complaint investigations of abuse and neglect, based on the requirements of Chapter 12 (§ 63.1-248.1 et seq.) of Title 63.1 of the Code of Virginia or other state law.	Virginia or other state law”
22 VAC 40-170-90. Public access to records. A 10.	22 VAC 40-170-90. Public access to records. A 9.		Subdivision renumbered.
22 VAC 40-170-90. Public access to records. B 1		Refers to records, reports or correspondence pertaining to child abuse and neglect investigations that must be kept confidential and not part of the public record, in accordance with the requirements of Chapter 12 (§ 63.1-248.1 et seq.) of Title 63.1 of the Code of Virginia or other state law	Statutory reference updated to “Chapter 15 (§ 63.2-1500 et seq.) of Title 63.2 of the <i>Code of Virginia</i> or other state law ... ”
22 VAC 40-170-90. Public access to records. D		Refers to charges for copies of information provided under the Freedom of Information Act (§ 2.1-340 et seq. of the Code of Virginia).	Statutory reference updated. Amended to read as follows: “Contractors may not charge more than provided under the Freedom of Information Act (§ 2.2-3700 et seq. of the <i>Code of Virginia</i>) for copies of public information.
22 VAC 40-170-90. Public access to records. E		Requires that contracting organizations maintain the information required in Part III (22 VAC 40-170-100 et seq.) of the regulation for the executive director or administrator and each staff person.	Requirement deleted as duplicative.
22 VAC 40-170-100. General staff requirements. B. 3		Currently references the requirement for criminal records checks and child protective services central registry checks for the applicant for executive director or administrator, and each staff applicant	Language updated consistent with changes in law and terms used. Amended section reads as follows: “Background checks in accordance with Chapter 63.2 of the <i>Code of Virginia</i> and the current regulation regarding background checks.”
22 VAC 40-170-100. General staff requirements.		Currently states that with the exception of crimes specified in § 63.1-198.1 of the Code of Virginia,	Code section updated to § 63.2-1719.

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F		evidence of conviction of a crime by an individual serving as executive director or administrator, corporate officer, partner or staff shall not automatically result in cancellation of the contract.	
22 VAC 40-170-110. Types and responsibilities of staff. C		Requires that staff involved in approving homes for USDA not approve homes for registration unless an alternative arrangement is made by the division.	"Division" changed to "department" for consistency with other regulations.
22 VAC 40-170-110. Types and responsibilities of staff. D 2		Requires that the executive director or administrator ensure that each provider operates in compliance with all applicable Requirements for Providers	Requirement deleted. Providers are responsible for ensuring compliance with applicable requirements. Unreasonable and unnecessary standard.
22 VAC 40-170-110. Types and responsibilities of staff. D 3 – 7.	22 VAC 40-170-110. Types and responsibilities of staff. D 2-6.		Subdivisions renumbered.
22 VAC 40-170-110. Types and responsibilities of staff. D.2 and 3		Family day registration referenced in both sections.	Revised to add "home" so that sections reference family day "home." Minor technical changes.
22 VAC 40-170-110. Types and responsibilities of staff. D.6		Requires development and implementation of a program of outreach, public relations, and technical assistance as directed by the division.	"Division" changed to "department" for consistency with other regulations.
22 VAC 40-170-120. Staff qualifications. B		Requires staff members responsible for provider evaluation, monitoring, support, technical assistance and training possess certain qualifications.	Amended to delete training from the duties of persons with the qualifications specified. Qualifications for trainers defined in a separate standard, 22 VAC 40-170-150 D
22 VAC 40-170-130. Staff training. 2 g		Requires that executive director or administrator ensure that staff is trained	"Division" changed to "department."

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change and rationale
		in recruiting providers for registration and promoting the program through public relations as directed or approved by the division.	
22 VAC 40-170-140. Evaluation of family day provider applicants			Evaluation of family day “home” provider applicants. “Home” added for accuracy of header.
22 VAC 40-170-140. Evaluation of family day provider applicants. A.7		Requires that applicants be provided forms and information as required by the division.	“Division” changed to “department” for consistency with other regulations.
22 VAC 40-170-140. Evaluation of family day provider applicants. E		States renewal application packet will be sent no later than 90 days prior to expiration date of current certificate of registration.	Technical change made. “Will” changed to “shall.”
22 VAC 40-170-150. Training of family day providers.			Training of family day “home” provider . “Home” added for accuracy of header.
22 VAC 40-170-150. Training of family day providers. C 3		States training or educational materials shall include safety, first aid and emergency evacuation procedures	“First aid” deleted from this section and included as a separate training item.
22 VAC 40-170-150. Training of family day providers. C 10		States training or educational materials shall include special needs training.	Requirement reworded to require training or educational materials in “serving children with disabilities.”
	22 VAC 40-170-150. Training of family day providers. C 11		Newly adds “first aid and CPR, as appropriate to the ages of children in care” to the list of training or educational materials to be supplied to each provider.
22 VAC 40-170-160. Issuance of the certificate of registration. C		Addresses the time frame for application for a certificate of registration after the certificate has been revoked, denied or	Cross-reference updated to “Chapter 17 (§ 63.2 et seq.) of Title 63.2 of the <i>Code of Virginia</i> .”

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change and rationale
		refused renewal, in accordance with Chapter 10 (§63.1-195 et seq.) of Title 63.1 of the Code of Virginia.	
	22 VAC 40-170-170. Collection of registration fees. C		Adds the requirement that contracting organizations may collect a nonrefundable fee not to exceed \$50 when a registered provider moves to a new address. Adds to the regulation an action that already occurs in practice among contracting organizations.
22 VAC 40-170-170. Collection of registration fees. C	22 VAC 40-170-170. Collection of registration fees. D	Allows the contracting organization to assess a fee not to exceed \$10 for an additional home visit if necessary to confirm corrective action.	Subsection renumbered. Increases fee from \$10 to “not to exceed \$20.” The increase is intended to encourage compliance to the extent that follow up visits to confirm corrective action will at a minimum. Amendment also generates a small amount of additional income for use by contracting organizations in administering the Voluntary Registration program.
22 VAC 40-170-170. Collection of registration fees. D - F	22 VAC 40-170-170. Collection of registration fees. E – G		Subsections renumbered.
22 VAC 40-170-180. Complaints and violations. A	22 VAC 40-170-180. Complaints and violations. A 1-2	Currently requires that complaints against a registered provider and alleged violations by a provider be referred to the appropriate agency within a timeframe specified by the division, to include referrals to Child Protective Services, health and safety officials, the appropriate sponsoring organization or USDA office, or the department’s regional licensing office if the complaint alleges the home is subject to licensure.	Subdivisions added. Clarifies contracting organization’s role and responsibility when a complaint is received alleging violations of the Requirements for Providers. Provides guidance on investigation of complaints alleging abuse or neglect. Specifies when referrals should be made to other agencies, including health, fire and USDA. Incorporates current practice into the regulation. Amendment reads as follows: “When the contracting organization receives a complaint of alleged violations of the Requirements for Providers, the contracting organization shall investigate the complaint and shall require the provider to abate any violations found. (1) Complaints of abuse or neglect of children in care shall be referred immediately to Child Protective Services and, where possible, shall be investigated jointly with the local department of social services protective services staff. (2) Issues not included in the Requirements

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change and rationale
			for Providers, including but not limited to sanitation, fire safety and food service issues, shall immediately be referred to the appropriate agency, including health and safety officials or USDA.”
22 VAC 40-170-180. Complaints and violations. B		References complaints being received by or referred to the contracting organization with procedures developed under the direction of the department.	Requirement deleted. See 22 VAC 40-170-180. Complaints and violations. A 1-2 above.
22 VAC 40-170-180. Complaints and violations. C	22 VAC 40-170-180. Complaints and violations. B	Addresses actions to be taken if the commissioner determines during the course of a complaint investigation that the certificate of registration should be revoked.	Subsection renumbered.
22 VAC 40-170-190. Monitoring of family day providers. A		Addresses the frequency, number and type of registered provider to be monitored by the contracting organization. Also states frequency of monitoring of providers who participate in the USDA food program.	Statement referring to the frequency of monitoring by USDA deleted. Statement previously included for information purposes only. Frequency of monitoring by USDA falls outside the authority of DSS regulation.
22 VAC 40-170-200. Technical assistance. A		Requires contracting organizations to respond to providers’ and parents’ questions concerning family day-care.	Amended to delete hyphen in ‘family day-care.’
22 VAC 40-170-200. Technical assistance. C 6 a.		Requires that the contracting organization provide a list of services to providers, to include participation in training sessions offered by or through the contracting organization.	Amendment adds “the department” to those who offer training.
22 VAC 40-170-200. Technical assistance. C 8.		Requires that contracting organization make available to providers information on how to identify children who are victims of abuse and neglect and “who” to contact if it is suspected.	Technical correction made to change “who” to “whom.”
	22 VAC 40-170-200.		Adds the requirement that a copy of the Department of Health’s current schedule

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change and rationale
	Technical assistance. C 9		of children’s immunizations be made available to providers. Monitoring of providers has identified lack of documentation of children’s immunizations as a major area of noncompliance. The immunization schedule provides information on which immunizations are due based on the age of the child. Also adds “or most recent immunization schedule” in order to assure the most recent schedule is used in the event that changes are made in the future.
22 VAC 40-170-210. Information to parents. A	22 VAC 40-170-210. Information to parents.	Requires that the contracting organization supply to providers sufficient copies of a written information to parents statement for the parents of all enrolled children.	Technical change made to delete “A” since there is no B. Section amended to state that the department will supply providers with a written information to parents statement that shall be posted in conspicuous location in the registered home. The information to parents statement is generated and issued by the department along with the certificate of registration. The department mails the certificate and statement to the provider with a copy to the contracting organization. Since the children in a registered home may change, there is no way to assure that each parent has received a copy of the statement. Distribution of copies results in costs to contracting organizations for copying and mailing. Posting increases the likelihood that parents of all enrolled children will be aware of the information included in the statement. Posting also allows a determination of compliance with the requirement by observation. Amendment reads as follows: “The department will supply to providers a written information to parents statement which shall be posted in a conspicuous location in the registered home”
22 VAC 40-170-210. Information to parents. 5		Requires that the information to parents statement indicate that parents may report complaints about the contractor to the division.	“Division” changed to “department” for consistency with other regulations.
22 VAC 40-170-210. Information to	22 VAC 40-170-210. Information to	Requires reporting of abuse and neglect in accordance with 63.1-	Subdivision renumbered. Statutory references updated to 63.2-1509 and 63.2-1510.

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change and rationale
parents. A 6	parents. 6	248.3 and 63.1-248.4	
22 VAC 40-170-210. Information to parents. 7		References parents being restricted to visiting only those areas of the home designated for day-care.	Hyphen removed from “day-care.” Minor technical change.
22 VAC 40-170-210. Information to parents. A 10.	22 VAC 40-170-210. Information to parents. 10.	Concludes list of information included in the information to parents statement by advising parents to ask their provider whether they carry liability insurance.	Subdivision renumbered. Technical change to delete period (“.”) and to add “and”.
	22 VAC 40-170-210. Information to parents. 11.		Adds to the information to parents statement the requirement that providers must inform parents of the percentage of time someone other than the provider will be caring for children. This addition results from the requirement in the <i>Code of Virginia</i> to provide this notification to parents.
22 VAC 40-170-230. Denials, revocations, refusals to renew, provider appeals procedures. A 5		States the contracting organization may recommend to the commissioner that a certificate of registration be revoked, denied or refused renewal for refusal to permit immediate admission to the home by the parent of an enrolled child who is present in the home or to an authorized representative of the contracting organization or department when any enrolled child is present.	Amended to require admission to the home by a representative of the contracting organization or department “during the home’s hours of operation.” This amendment clarifies that admission of contracting organization or agency representatives to a registered home is not limited to when children are in care. The hours the provider states the home is in operation determine when the requirements for voluntary registration are applicable, whether or not children are in care. During those times when children are not in care, inspections may be conducted to evaluate areas of the physical environment for health and safety.
22 VAC 40-170-230. Denials, revocations, refusals to renew, provider appeals procedures. D		Requires that the contracting organization provide written notification to the provider within five calendar days when it intends to recommend to the commissioner that a certificate of registration be denied, revoked or refused renewal. The notification must be either hand delivered or sent by certified mail with return receipt requested. The	This requirement is deleted as unnecessary and burdensome to contracting organizations. It provides voluntarily registered providers with additional levels of appeal not available to licensed providers. Voluntarily registered providers currently have access to the appeals procedures outlined in the Administrative Process Act, whether or not the contracting organization’s review committee upholds the decision to deny, revoke or refuse renewal. Because the certificate of registration is issued by the department, in accordance with the

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change and rationale
		notification must give the provider the opportunity to request a hearing, in writing. The hearing before the review committee must be conducted within 15 calendar days after receipt of the notice.	statute, it can only be revoked, denied or refused renewal by the department. In instances where the basis for revocation, denial or refusal to renew is a substantiated case of child abuse or neglect, or a criminal conviction that is a barrier to registration, review by the contracting organization’s review committee would only be a formality, since the committee could not change the outcome. A major concern in cases involving abuse or neglect, or barrier crimes is the potential for breaches of confidentiality, which must be maintained based on background clearance and child protective services statutes.
22 VAC 40-170-230. Denials, revocations, refusals to renew, provider appeals procedures. E		Requires the contracting organization’s review committee to hear provider appeals of recommendations to deny, revoke or refuse renewal and to issue a written report of its findings to the provider and the commissioner’s designee within five working days after completing its review.	Requirement deleted. Unnecessary paperwork for contracting organization. See explanation provided in 22 VAC 40-170-230 D.
22 VAC 40-170-230. Denials, revocations, refusals to renew, provider appeals procedures. F	22 VAC 40-170-230. Denials, revocations, refusals to renew, provider appeals procedures. D		Subsection renumbered.
22 VAC 40-170-230. Denials, revocations, refusals to renew, provider appeals procedures. G	22 VAC 40-170-230. Denials, revocations, refusals to renew, provider appeals procedures. E.	States the commissioner’s designee shall notify the provider of the decision to deny, revoke or refuse renewal of a certificate of registration in accordance with the Administrative Process Act (§ 9-6.14:1 et seq. of the Code of <i>Virginia</i>).	Subsection renumbered. “Shall” changed to “will.” Statutory reference to Administrative Process Act updated to § 2.2-4000 A et seq.
22 VAC 40-170-230. Denials,	22 VAC 40-170-230. Denials,	States the commissioner will issue the final order and that the order may be	Subsection renumbered. Statutory reference to Administrative Process Act updated to § 2.2-4000 A et seq.

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change and rationale
revocations, refusals to renew, provider appeals procedures. H	revocations, refusals to renew, provider appeals procedures. F	appealed in accordance with the Administrative Process Act (§ 9-6.14:1 et seq. of the <i>Code of Virginia</i>).	
22 VAC 40-170-230. Denials, revocations, refusals to renew, provider appeals procedures. I		Requires that the contracting organization request that the provider notify the parent of each enrolled child in the family day home within 10 calendar days if a certificate of registration is revoked or refused renewal.	Requirement deleted as unenforceable. Since registration is voluntary, and care may be provided to fewer than 6 children without a license, neither the contracting organization nor the department would have any authority to confirm that this requirement has been met.

Family impact

Please assess the impact of the proposed regulatory action on the institution of the family and family stability.

This proposed regulatory action will have no adverse impact on the institution of the family and family stability. Streamlining and simplification of the regulation has the potential to increase the availability of regulated care by making the operation of the voluntary registration program more appealing to community organizations and agencies.