

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

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

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

The data in this chapter cover the following areas:

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

4.1 Licensing Regulations

A. Regulations Summary

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

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

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

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

B. Licensing Process

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

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

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

4.2 Licensed Small FCC Homes

A. Licensing Threshold

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

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

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

B. Maximum Number of Children Allowed in Small FCC Homes

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

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

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

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

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

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

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

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

C. Definition of Licensed Small FCC Homes

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

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

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

4.3 Provider Roles and Age Requirements

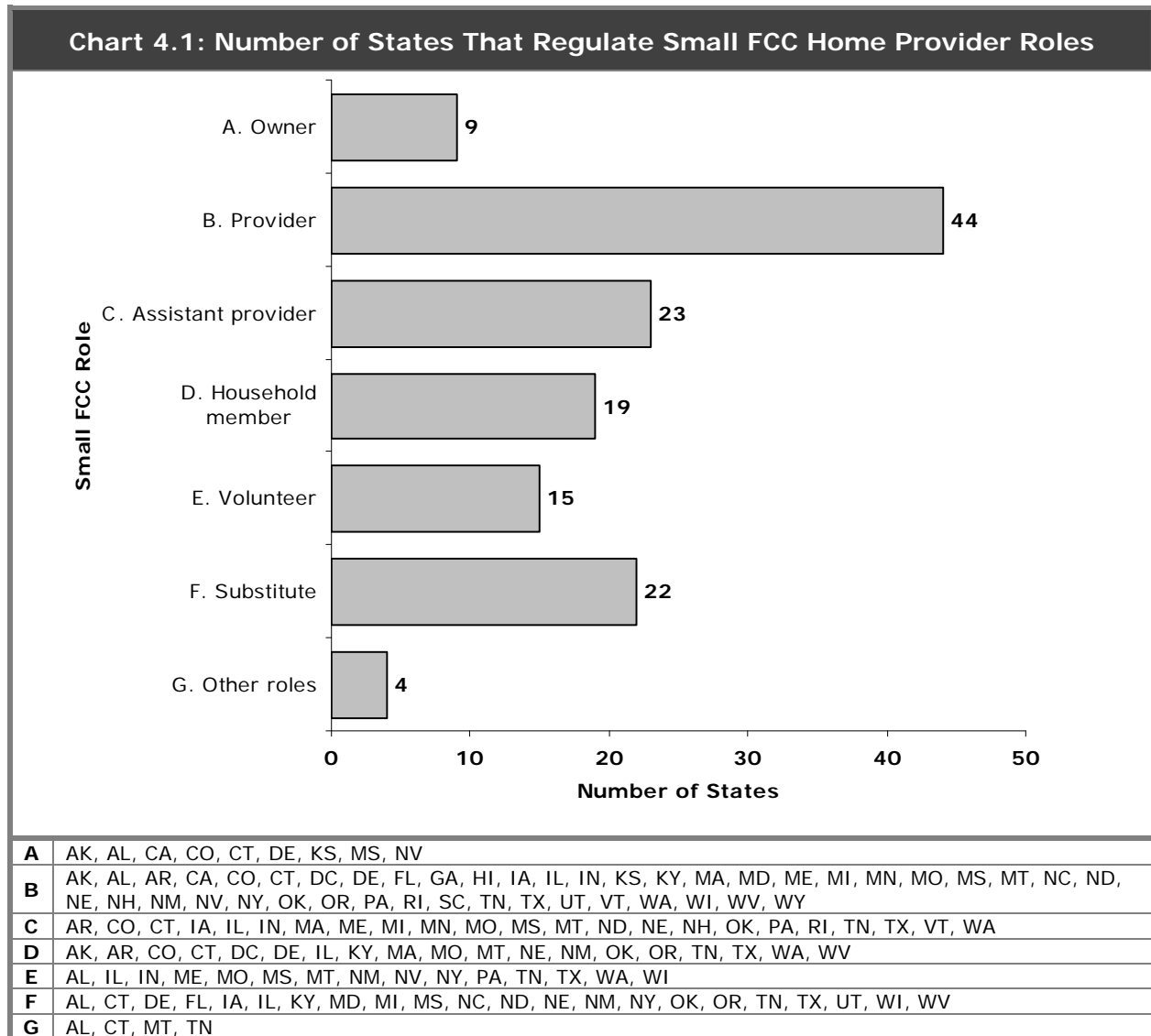
A. Provider Roles

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

Fast Fact

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

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



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

B. Minimum Age Requirements

Table 4.6 summarizes states' minimum age requirements for providers and assistant providers, including the range of ages that states reported and the most common age required for each role. In addition, *Table 47: Minimum Age Requirements for Small FCC Home Providers in 2007* in the 50-State Data Tables shows the specific age requirements for providers and assistant providers for all states.

Small FCC Provider Role	Number of States That Regulate Role	Range of Required Age	Most Common Age
Provider	44	16–21 years	18
Assistant provider	23	13–18 years	18

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

4.4 Provider Qualifications and Ongoing Training Requirements

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

Small FCC Provider Role	Number of States			
	Role Regulated	High School Diploma or GED	Preservice Qualifications	Ongoing Training
Provider	44	14	24	38
Assistant provider	23	2	3	13

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

Terminology

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

A. High School Diploma Requirements

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

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

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

B. Preservice Qualifications

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

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

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

Minimum Provider Preservice Qualifications

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

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

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

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

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

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

Types of Training in Qualification Alternatives

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

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

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

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

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

C. Experience Requirements

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

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

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

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

D. Ongoing Training

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

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

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

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

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

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

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

Small FCC Provider Role	Number of States That Require Ongoing Hours	Most Common Number of Required Hours	Median Number of Required Hours*	Lowest Number of Required Hours	Highest Number of Required Hours
Provider	38	12	12	4	24
Assistant provider	13	12	10	5	15

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

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

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

Small FCC Provider Role	Number of States		
	Require Ongoing Hours	Specify Content	Specify Approved Delivery Methods
Provider	38	31	16
Assistant provider	13	12	7

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

4.5 Provider Hiring Requirements

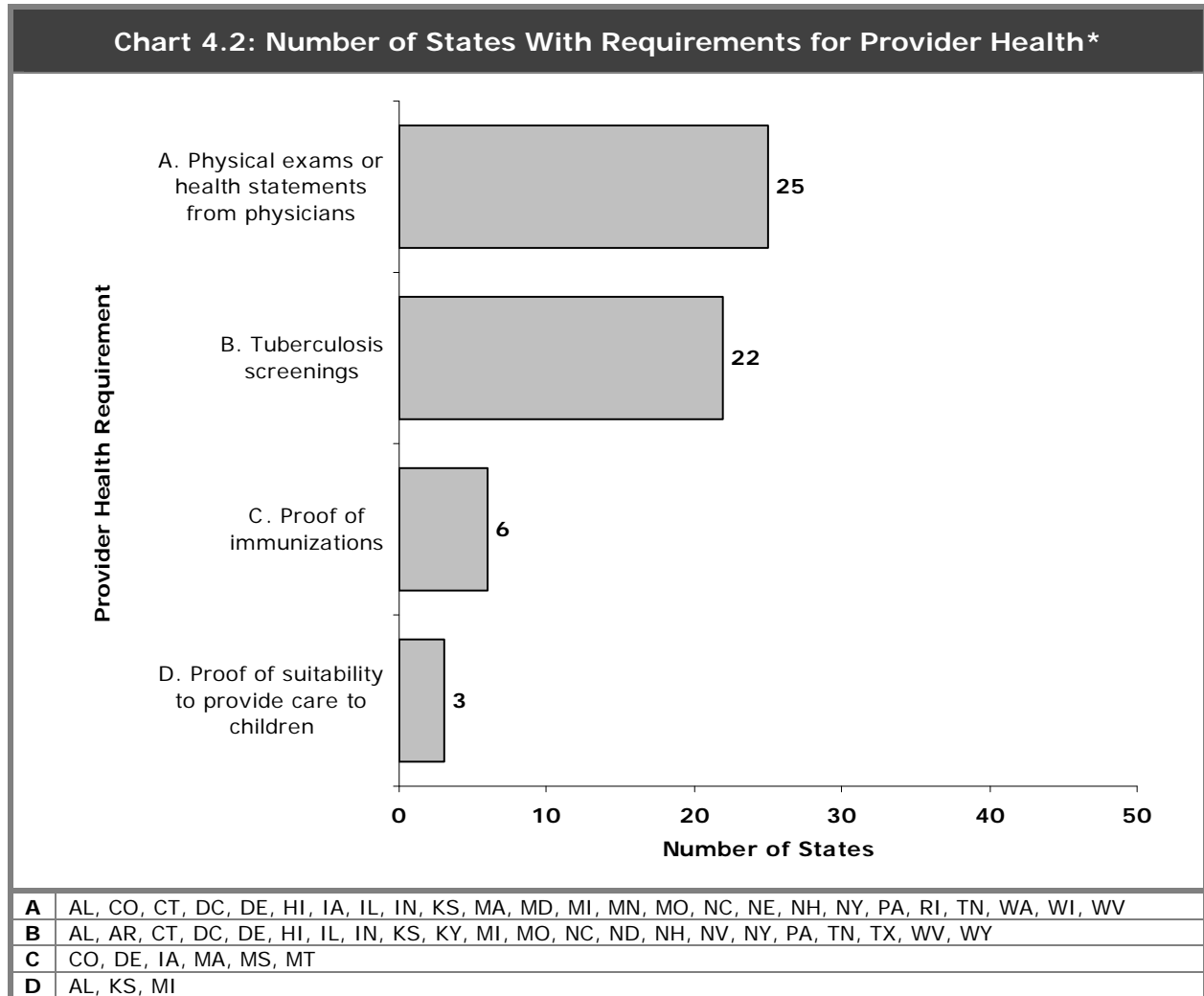
A. Provider Health Requirements

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

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

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

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



B. Background Checks

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

Types of Required Background Checks

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

Fast Fact

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

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

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

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

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

*Some states may have multiple requirements for background checks.

Frequency of Background Checks

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

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

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

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

Portability of Background Checks

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

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

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

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

C. References

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

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

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

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

4.6 Additional Provider Training Requirements

A. Orientation Training

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

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

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

*Some states have multiple types of orientation training.

B. Health and Safety Training

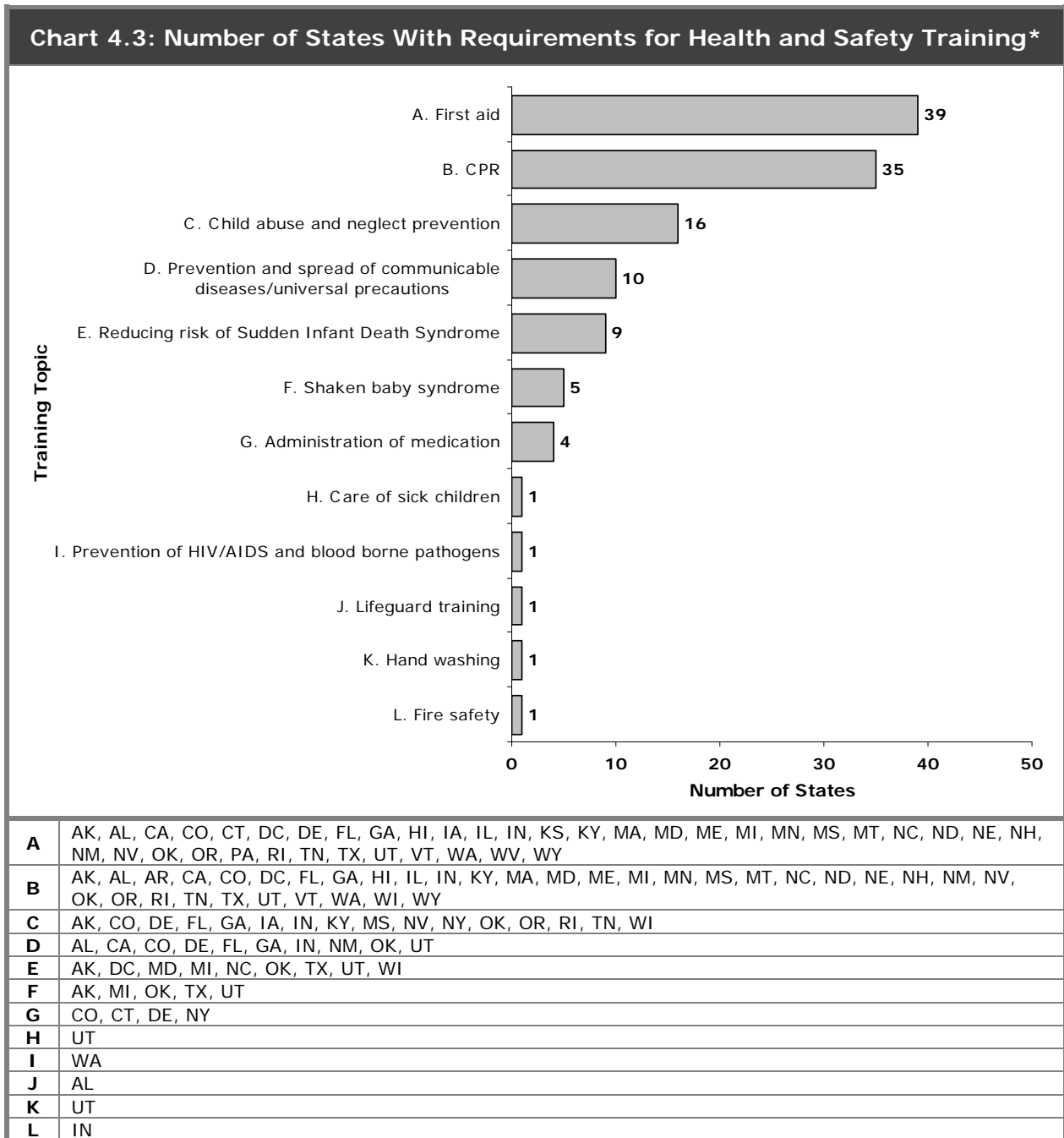
Of the 44 states that license small FCC homes, all except two (MO, SC) require providers to complete health and safety training, with most requiring CPR and first aid training.

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

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

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

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



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

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

4.7 Number of Children Allowed With One Provider

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

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

4.8 Supervision of Children

A. General Supervision Requirements

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

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

Supervision Requirement	Number of States	State
Providers must be alert/awake	6	AK, IL, ME, MI, RI, WI
Providers must be on the same floors as children	3	AK, MA, WA
Providers must be free of other duties	3	AL, CT, WI

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

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

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

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

B. Supervision During Specific Times/Activities

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

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

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

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

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

Naptime

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

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

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

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

Evening/Overnight Care

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

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

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

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

Outdoor Play

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

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

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

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

Swimming/Water Activities

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

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

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

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

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

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

Transporting Children in Vehicles

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

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

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

Table 4.28: States With Requirements for Supervision of Children Traveling in Vehicles (con.)*		
Supervision Requirement	Number of States	State
Emergency contact information for children must be taken on vehicles	11	DC, DE, MI, MO, NC, OK, PA, TX, WI, WV, WY
Providers or drivers must ensure that children are received by parents or other designated people	11	AK, AL, CO, IL, KY, MO, MS, MT, NV, TN, WI
Attendance records of children being transported must be kept	7	AL, AR, MO, OK, TN, TX, WA
Additional checks for children remaining on board must be conducted once vehicles are unloaded	3	AR, MO, TN

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

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

Field Trips

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

Table 4.29: States With Requirements for Supervision During Field Trips*		
Supervision Requirement	Number of States	State
State has requirements for the supervision of children during field trips	25	AK, CT, DC, DE, GA, HI, IA, IL, IN, KS, MA, MI, MO, MS, NH, NM, OR, PA, RI, TN, TX, VT, WA, WI, WY
Written permission from parents required	22	DE, GA, HI, IA, IL, IN, KS, MA, MI, MO, MS, NH, NM, OR, PA, RI, TN, TX, VT, WA, WI, WY
Specific child-staff ratio requirements	4	NH, PA, TN, TX

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

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

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

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

4.9 Care of Children

A. Health Requirements

Physical Exams and/or Health Statements

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

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

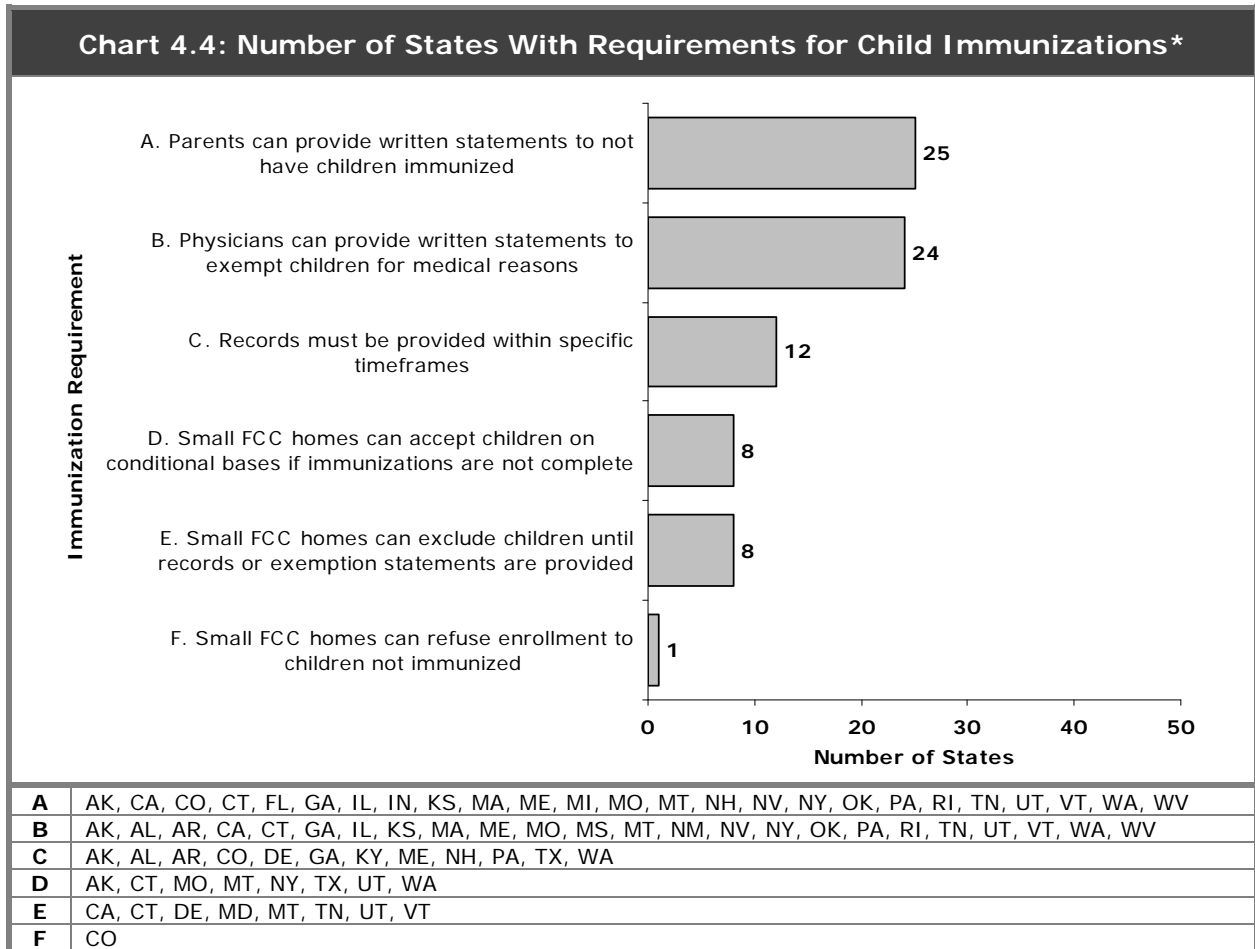
Requirement	Number of States	State
Children required to have physical exams or provide health statements to enroll in small FCC homes	24	CO, CT, DC, DE, FL, HI, IA, IL, IN, KY, MA, MD, MI, MO, NC, ND, NH, NV, NY, PA, RI, TX, WI, WV
Small FCC homes required to keep records of children's physical exams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

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

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

Immunizations

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



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

*Some states have multiple requirements for immunizations.

Additional Health Requirements

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

B. Nutrition

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

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

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

*Some states have multiple types of requirements for nutrition.

C. Behavior Guidance and Discipline

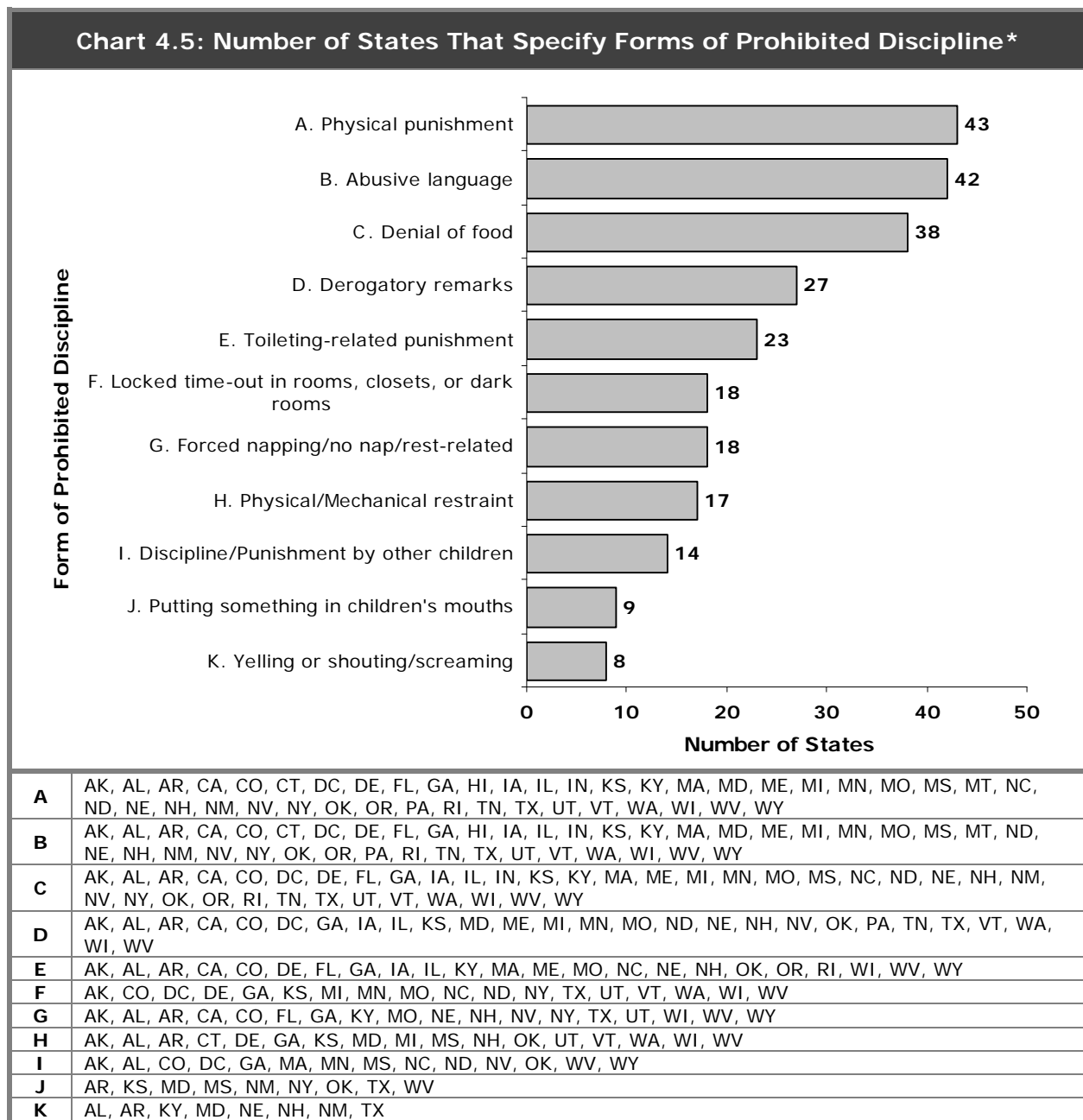
Of the 44 states that license small FCC homes, only one state (SC) does not have requirements in licensing regulations related to behavior guidance and/or discipline. Fourteen states (AK, DC, DE, FL, IN, KS, MI, MT, NC, NM, NY, OR, RI, WY) require small FCC homes to have written policies about behavior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

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

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

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

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



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

*Some states specify multiple forms of prohibited discipline.

D. Activities and Equipment/Materials

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

Schedule of Activities

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

Fast Facts	
<ul style="list-style-type: none"> • Most states specify types of activities that small FCC homes must include for children in the daily schedules. • More than half of states that license small FCC homes specify that the developmental needs of children must be addressed in the activities provided. 	

Types of Required Activities

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

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

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

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

*Some states require multiple types of activities for children.

Child Developmental Domains Addressed in Activities

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

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

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

*Some states address multiple developmental domains in their requirements.

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

Developmental Domain	Number of States	State
State requirements address child development in activities	26	AK, AR, CO, CT, DC, DE, GA, HI, IA, IL, KY, MA, MI, MN, MT, ND, NH, NV, NY, PA, RI, TN, TX, VT, WA, WI
State lists specific activities to address developmental domains	8	AK, HI, KY, MA, MN, TX, VT, WA
Physical development	8	AK, HI, KY, MA, MN, TX, VT, WA
Cognitive/Intellectual development	8	AK, HI, KY, MA, MN, TX, VT, WA
Social development	8	AK, HI, KY, MA, MN, TX, VT, WA
Emotional development	7	HI, KY, MA, MN, TX, VT, WA
Language/Literacy development	6	AK, MA, MN, TX, VT, WA
Cultural development	3	HI, VT, WA

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

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

Equipment and Materials

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

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

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

*Some states require multiple types of equipment and materials.

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

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

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

E. Parent Involvement

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

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

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

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

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

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

F. Specialized Care of Children

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

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

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

*Some states have multiple requirements for specialized care.

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

Additional Requirements for Infant and Toddler Care

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

Fast Fact

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

SIDS Risk Reduction

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

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

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

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

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

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

4.10 Facility Requirements

A. Zoning

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

B. Environmental Tests and Health Inspections

Environmental Tests

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

Note

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

Environmental Health Inspections

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

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

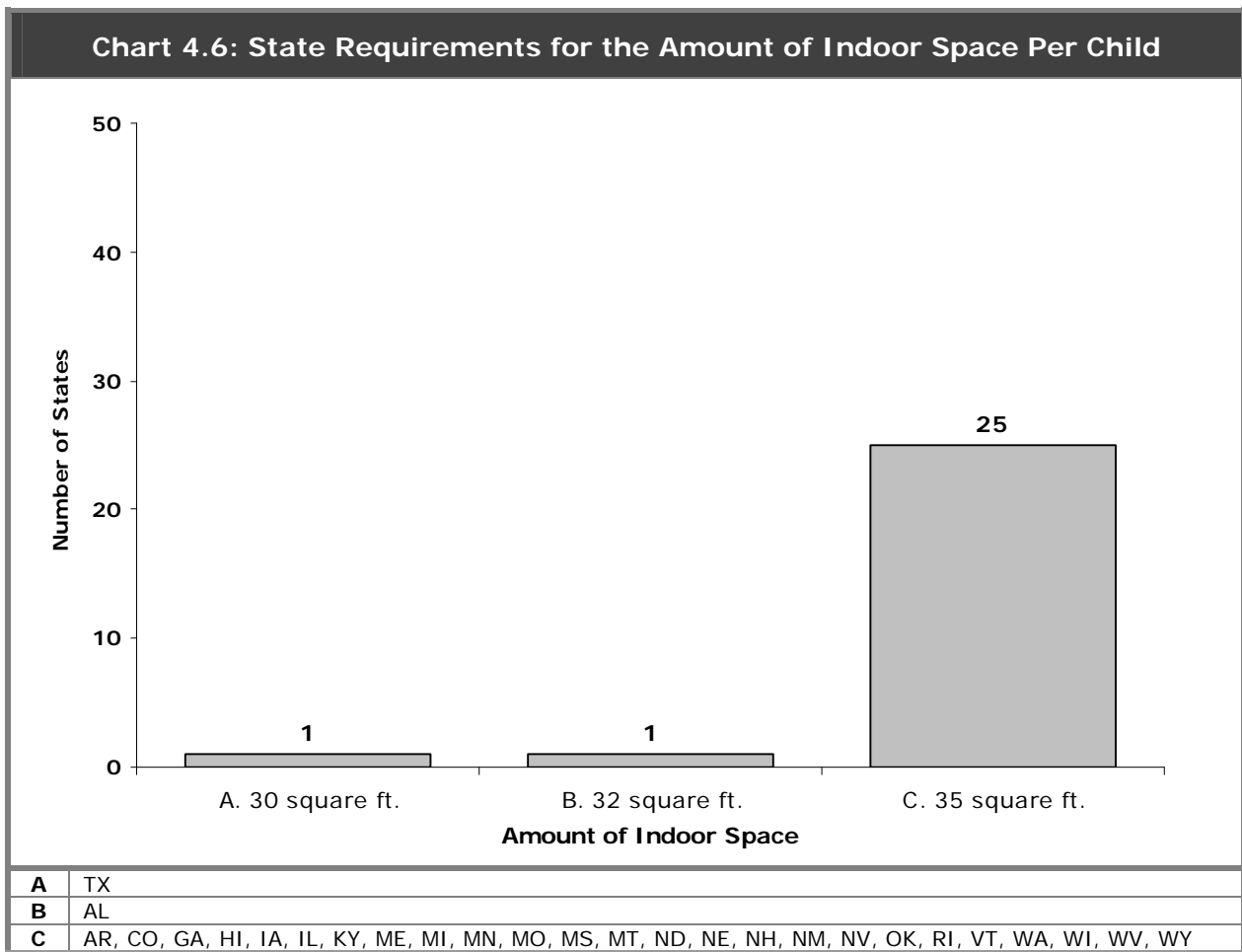
Requirement	Number of States	State
Environmental health inspections required	14	AK, AR, CT, DC, ME, MO, MS, NH, NV, TN, UT, WA, WI, WY
Once a year	9	AR, DC, ME, MO, MS, NV, TN, WI, WY
Once every 2 years	2	AK, UT
Once every 3 years	3	CT, NH, WA

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

C. Square Footage

Indoor Space Requirements

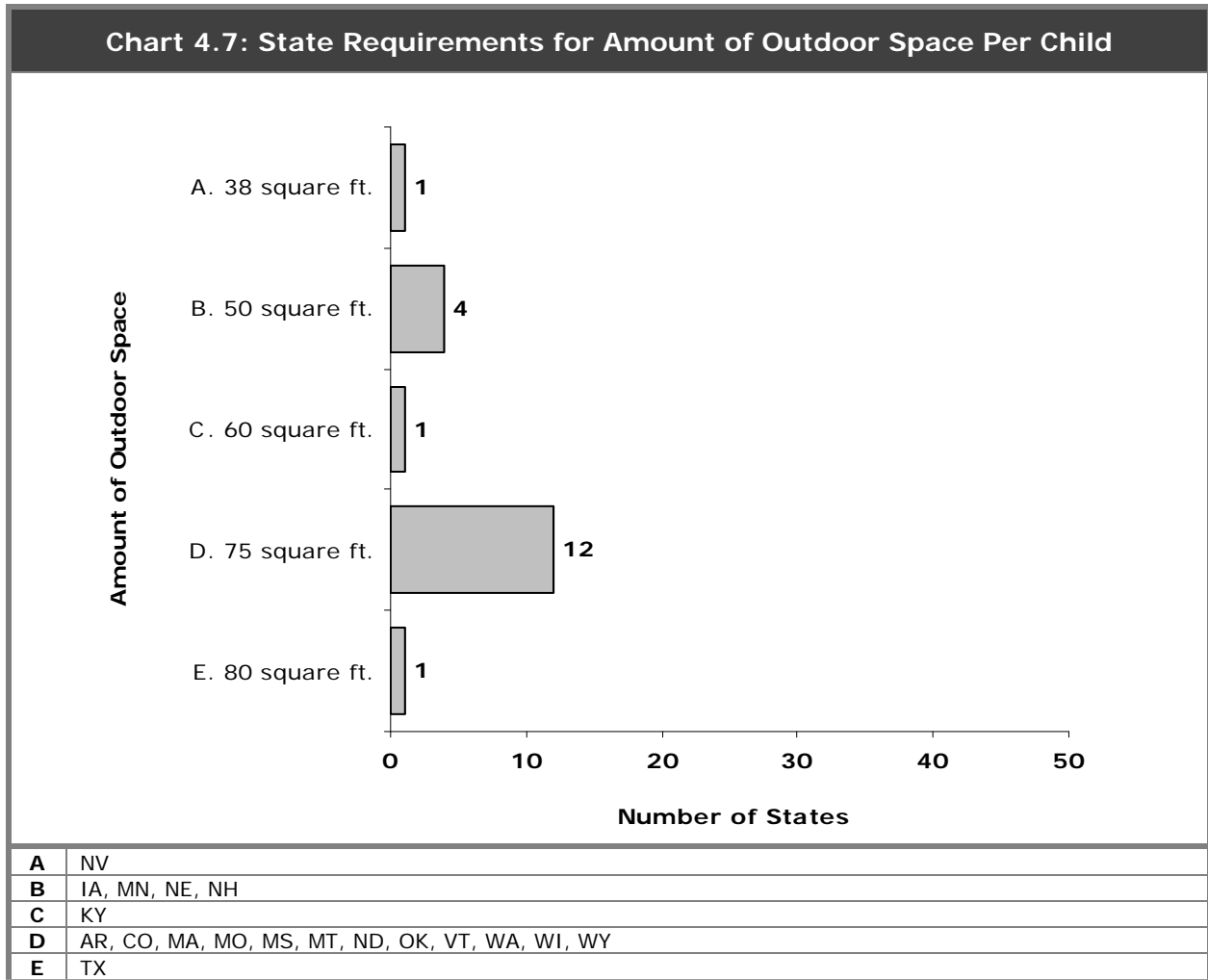
Of the 44 states that license small FCC homes, 27 (AL, AR, CO, GA, HI, IA, IL, KY, ME, MI, MN, MO, MS, MT, ND, NE, NH, NM, NV, OK, RI, TX, VT, WA, WI, WV, WY) have requirements for the amount of indoor space that must be provided for each child. As shown in Chart 4.6, most states require small FCC homes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



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

Outdoor Space Requirements

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



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

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

Minimum Requirement	State
150 square feet	HI
300 square feet	AL
400 square feet	MI

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

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

D. Condition of Facility and Equipment

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

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

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

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

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

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

E. Safety of Equipment

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

Table 4.43: States With Requirements for Equipment Safety*

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

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

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

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

F. Outdoor Space

Enclosures or Fencing

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

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

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

Bodies of Water

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

G. Fire Safety and Emergency Preparedness

Fire Inspections

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

Note

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

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

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

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

Fire Safety and Fire Drills

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

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

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

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

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

Smoke Detectors and Fire Extinguishers

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

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

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

General Emergency Plans

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

Emergency Preparedness

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

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

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

*Some states have multiple requirements for emergency preparedness.

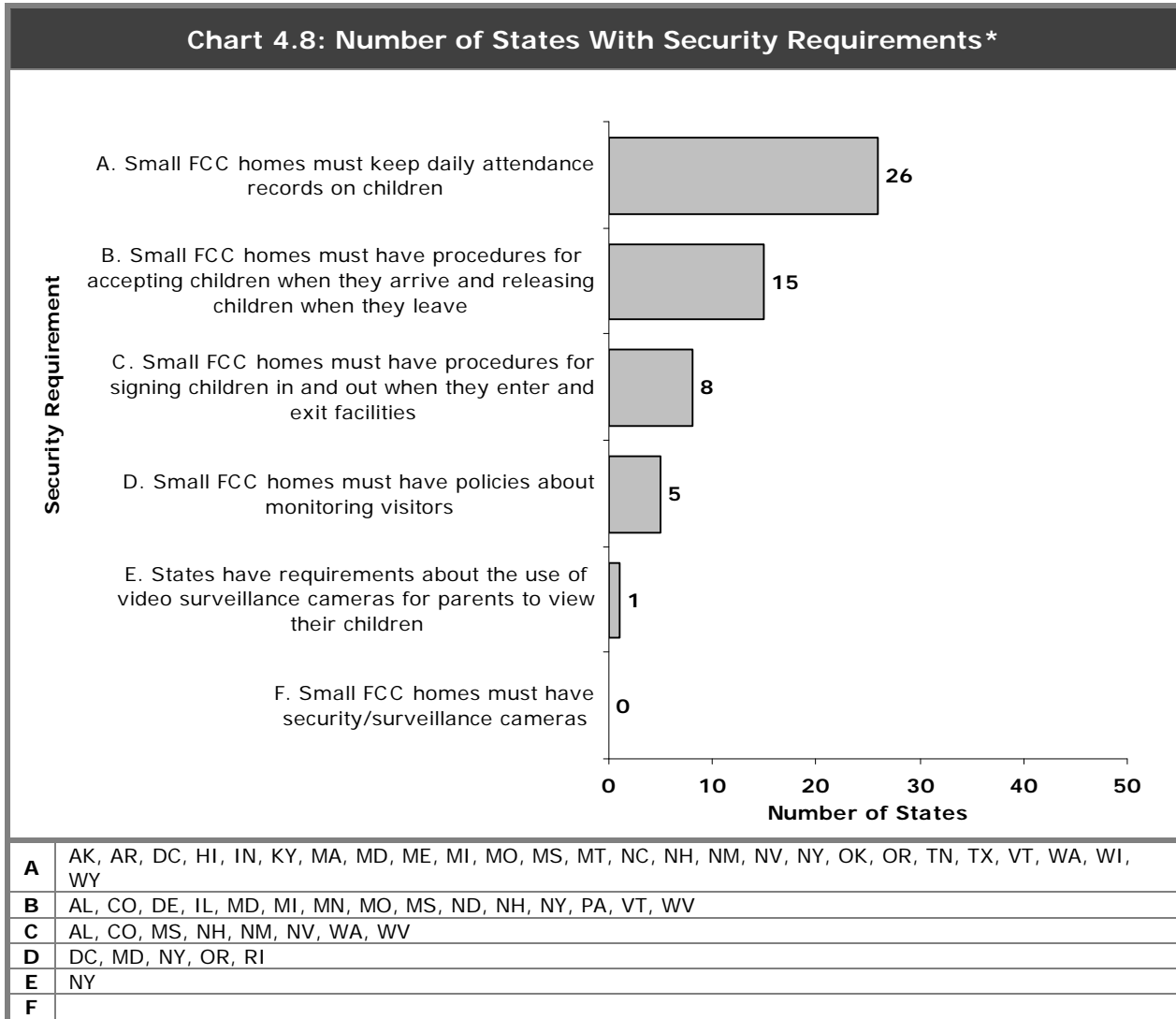
**"Intruders/Acts of violence" includes intruders within the home, intoxicated parents, lost or abducted children, threats of violence, man-made disasters, and others.

Fast Fact

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

H. Security

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



N=35 states, excluding AZ, CA, CT, FL, GA, IA, ID, KS, LA, NE, NJ, OH, SC, SD, UT, VA
 *Some states have multiple security requirements.

I. Transportation

General Requirements

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

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

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

*Some states have multiple types of requirements for transportation.

Vehicle Safety Restraints

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

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

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

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

J. Liability and Automobile Insurance

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

Requirement	Number of States	State
State requires insurance	22	AR, CT, DC, IL, IN, KS, KY, MI, MS, MT, ND, NH, NM, NV, OK, OR, PA, RI, TN, VT, WA, WV
Requires automobile insurance	21	AR, CT, DC, IL, IN, KS, KY, MI, MS, ND, NH, NM, NV, OK, OR, PA, RI, TN, VT, WA, WV
Requires general liability insurance	6	DC, MT, NV, RI, TN, VT

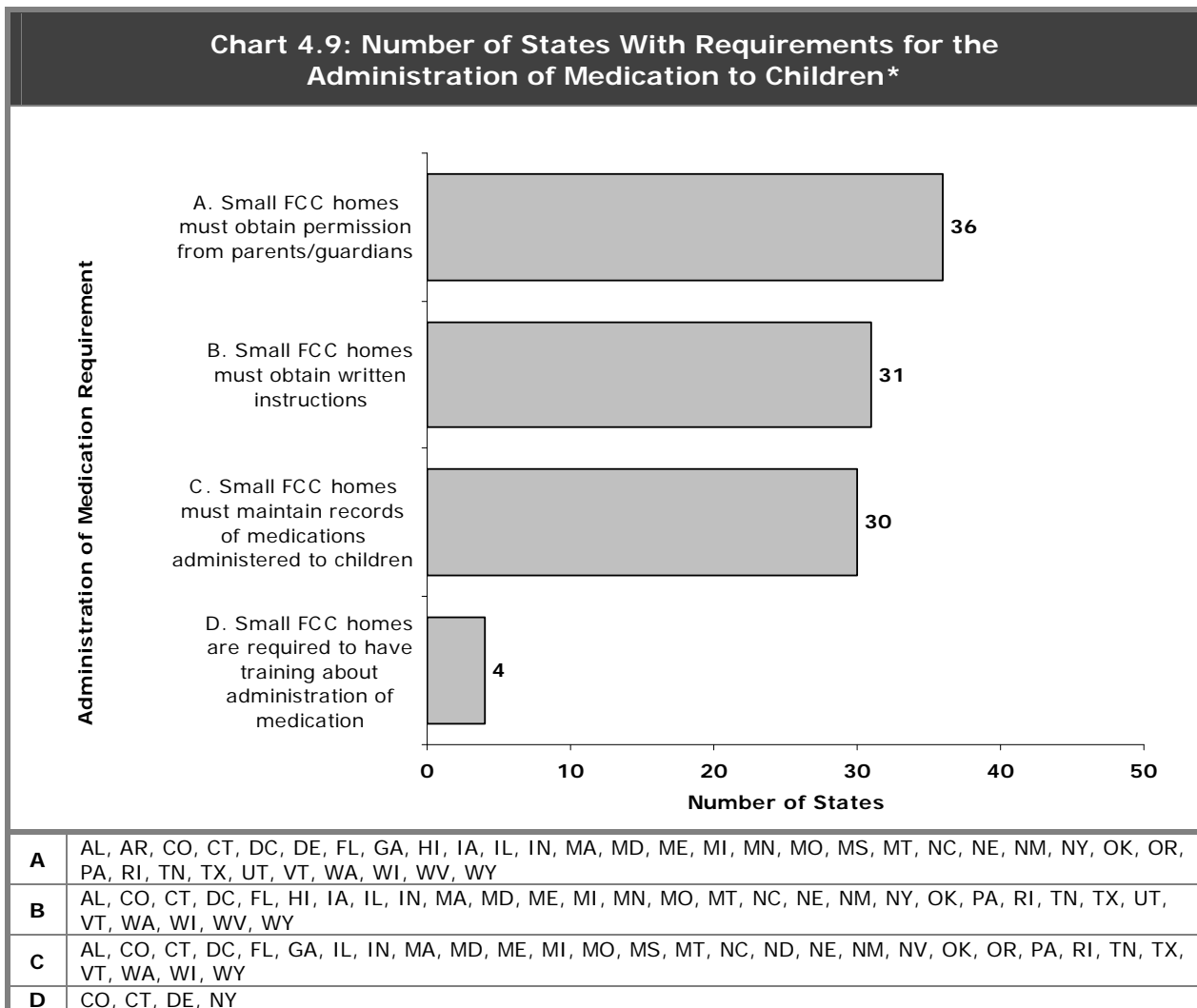
N=22 states, excluding AK, AL, AZ, CA, CO, DE, FL, GA, HI, IA, ID, LA, MA, MD, ME, MN, MO, NC, NE, NJ, NY, OH, SC, SD, TX, UT, VA, WI, WY

*Some states require multiple types of insurance.

K. Medical Care and Related Issues

Administration of Medication

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



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

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

Medical Procedures

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

Care of Ill Children

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

Fast Facts	
<ul style="list-style-type: none"> • Most of the states that license small FCC homes have requirements for the administration of medication to children. • Most of the states that license small FCC homes have requirements regarding the care of children who are mildly ill. 	

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

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

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

Incident Reporting

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

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

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

*Some states have multiple requirements for incident reporting.

Health Consultants

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

Terminology

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

First Aid Kits

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

L. Hand Washing

Requirements for Providers

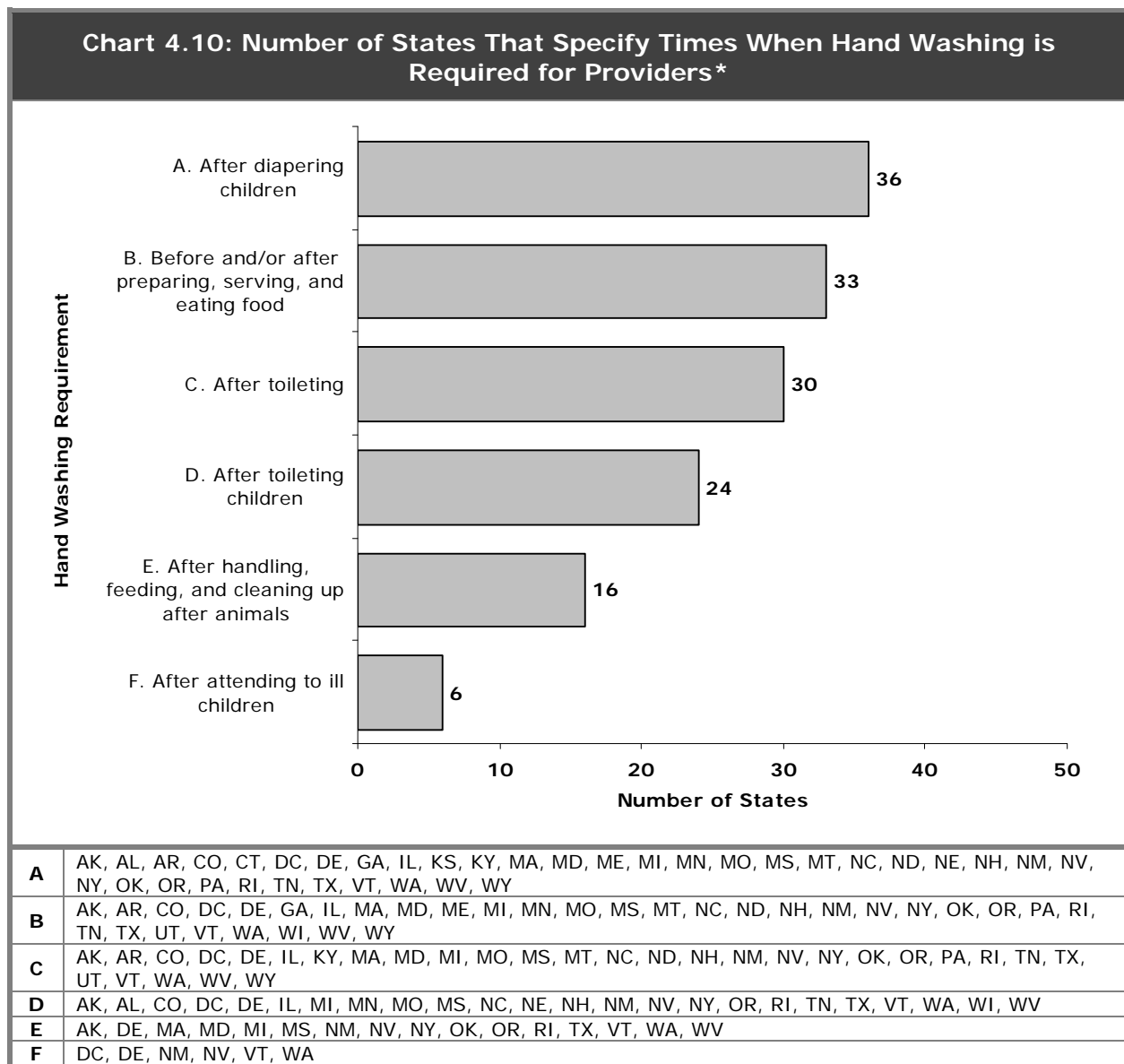
As shown in Table 4.54, most states have requirements for hand washing for providers. One state (UT) requires providers to complete training on this topic. In addition, 27 states (AK, AR, DE, HI, IN, KS, KY, ME, MI, MO, MS, MT, NC, NE, NH, NV, OK, OR, PA, RI, TN, TX, VT, WA, WI, WV, WY) have requirements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

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

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

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

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



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

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

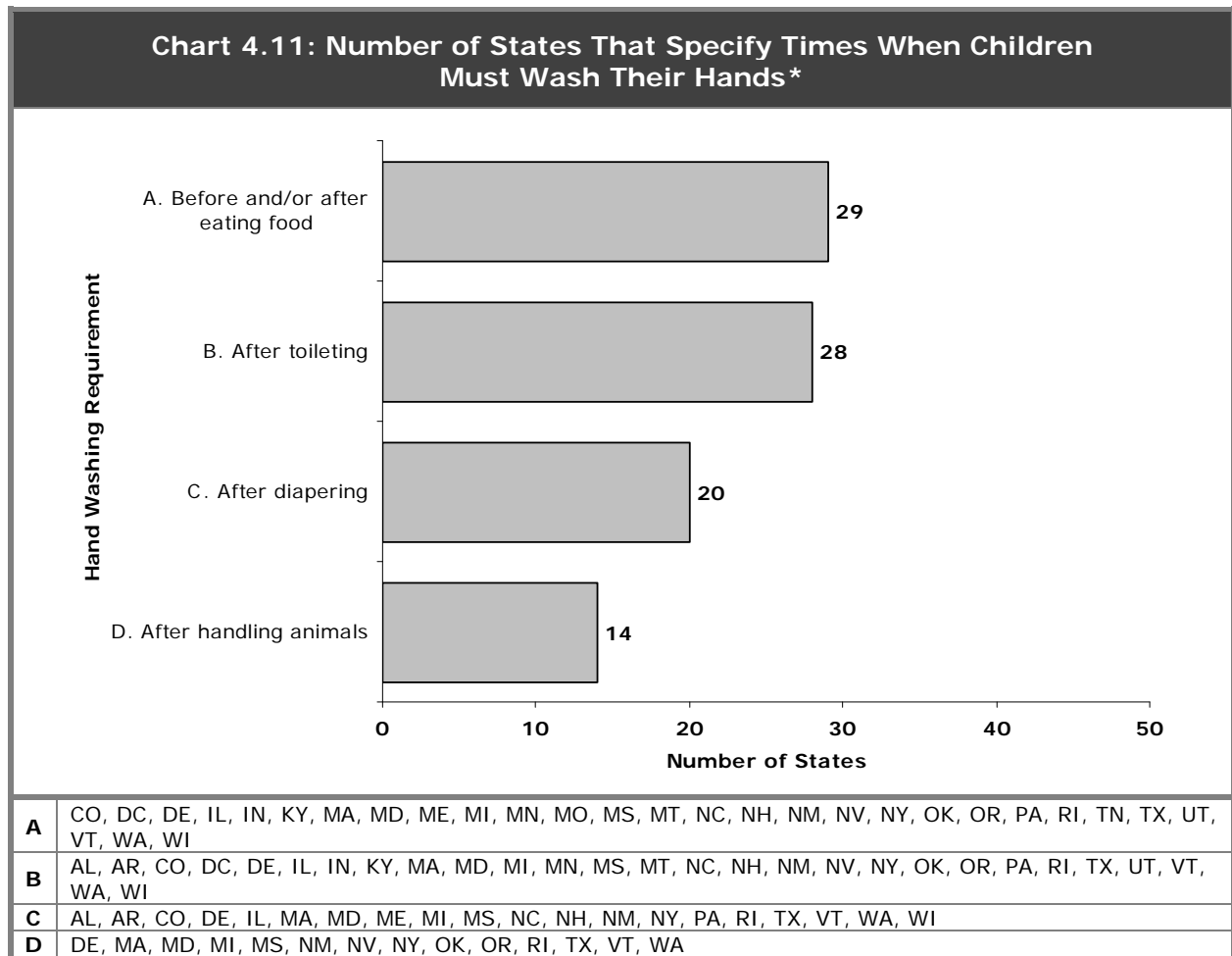
Requirements for Children

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

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

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

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

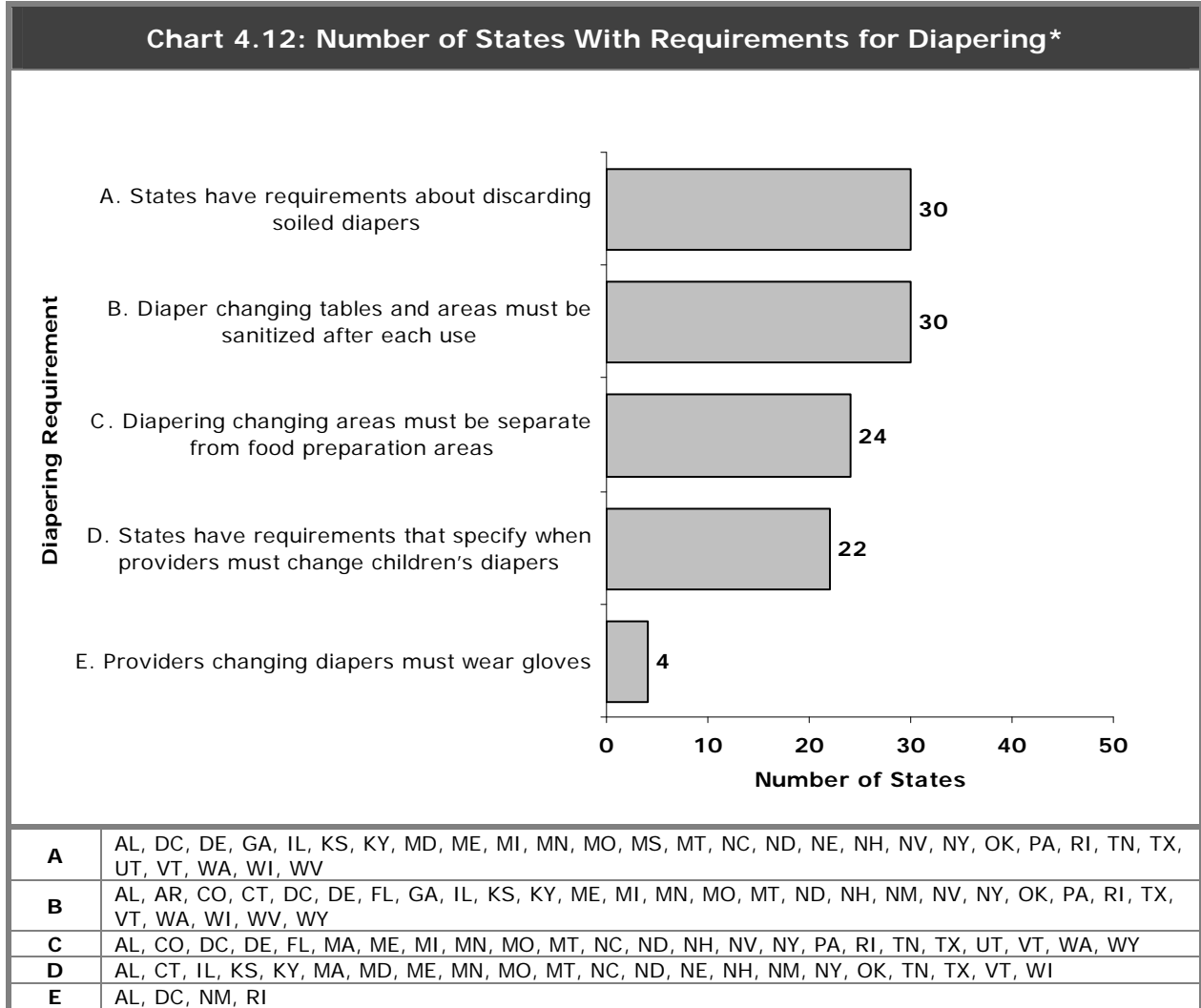


N=34 states, excluding AZ, CA, CT, GA, HI, IA, ID, KS, LA, ND, NE, NJ, OH, SC, VA, WY

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

M. Diapering

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



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

*Some states have multiple requirements for diapering.

N. Smoking Policies

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

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

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

*Some states have multiple types of requirements about smoking.

O. Hazardous Materials

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

P. Firearms

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

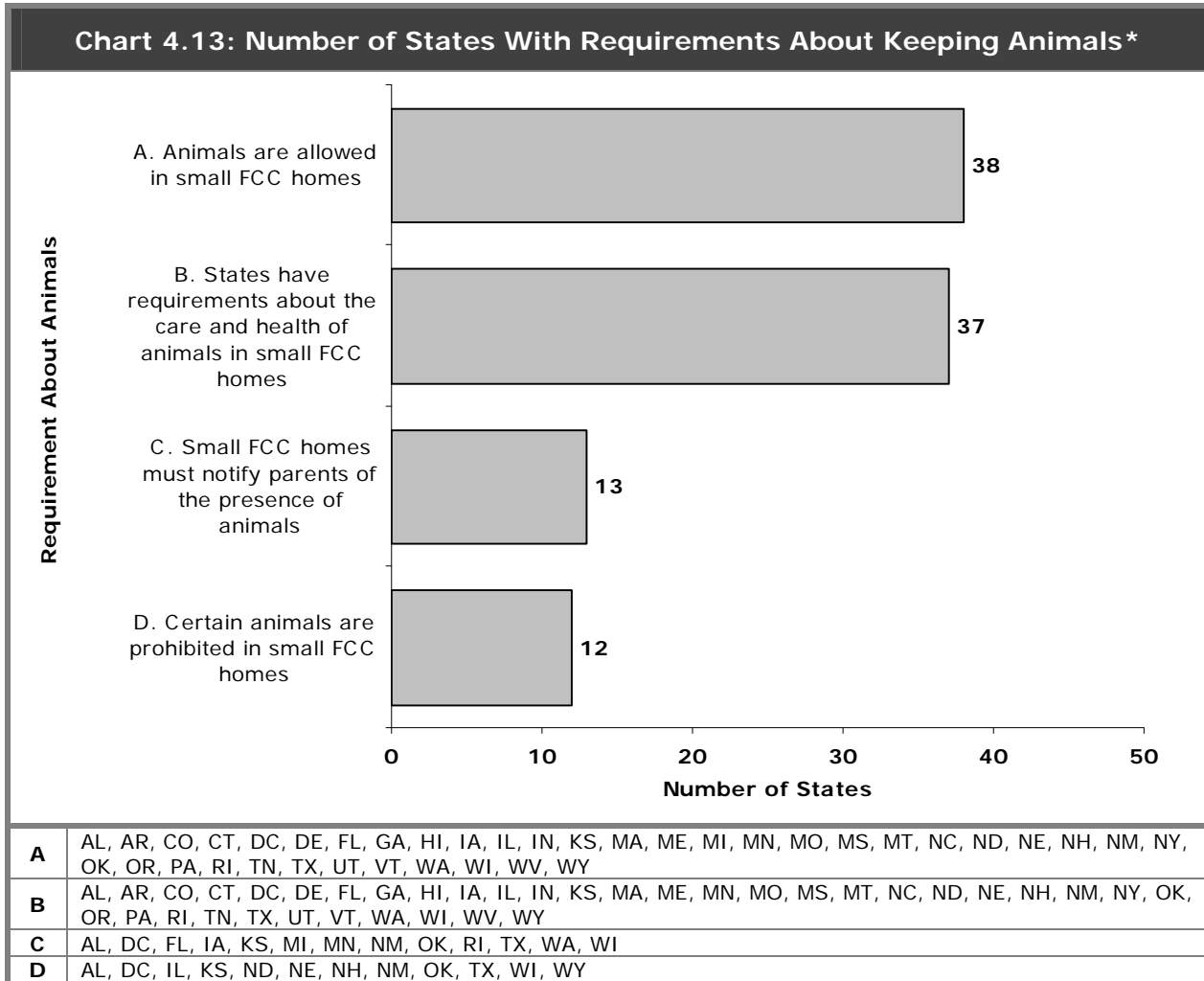
Requirement	Number of States	State
State has requirements about the presence of firearms in small FCC homes	36	AL, AR, CA, CO, CT, DC, DE, FL, HI, IL, IN, KY, MA, MD, ME, MI, MN, MO, MS, MT, NC, ND, NE, NH, NM, OK, OR, PA, RI, TN, TX, UT, WA, WI, WV, WY
Allows firearms in homes, but requires them to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

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

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

Q. Animals in Facilities

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



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

*Some states have multiple requirements about keeping animals.