



Office of Child Care Health and Safety :

Statewide Introductory Information Session: Revised Standards for Licensed Child Day Centers (Effective September 21, 2021)

August 17, 2021



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Oversight of Child Care Moves to VDOE - House Bill 1012

- Early Childhood Unification Law (House Bill 1012) passed in the 2020 General Assembly and moved oversight of child care to the Virginia Department of Education.
- The Early Childhood Advisory Council was established to inform decisions made on regulatory changes for child care programs and make recommendations to the Board of Education.
- The Office of Child Care Health and Safety will continue regulating programs for health and safety requirements and carry out the vision for early childhood education in Virginia.
- The purpose of this webinar is to provide an overview of the changes made in the action to amend the Standards for Licensed Child Day Centers. More in-depth training will be provided for each region. A notice was sent to providers on August 6, 2021.



Level-Setting and the Training Plan

- Child care subsidy fund recipients are already meeting most of the new requirements
- Inspectors with subsidy providers are familiar with the requirements. However, the revised requirements will be new to some inspectors.
- The purpose of this webinar is to provide a high level overview of changes in the revised regulation. Today is not a time for questions and answers.
- The trainings next week and the week after will dive deep into the regulation changes. If you have questions after attending or viewing one of those trainings you will be given the opportunity to send in your questions. In order to get the most out of the in -depth trainings next week, you should review the regulations prior to the training.
- On September 14th, we will release a copy of “Q & A” document a based on the questions you send.



Standards for Licensed Child Day Centers (8VAC20 -780*)

Action to Amend Standards for Licensed Child
Day Centers to Address Federal Health and
Safety Requirements

Office of Child Care Health and Safety



Regulatory Process and Overview:

- Action to amend the Standards for Licensed Child Day Centers was initiated in 2015 by the Virginia Department of Social Services (VDSS).
- Amendments are limited to align requirements with federal requirements in the Child Care and Development Block Grant of 2014 (CCDBG). The regulatory process began in 2015-
Notice of Intended Regulatory Action (NOIRA) ➡ Proposed Regulation ➡ Final Regulation
- Over 1,000 public comments were received on the proposed regulation.
- The final draft was approved by VDSS in 2018, as well as the the Governor in 2021. The regulation was adopted by the Virginia Board of Education 2021.



Regulatory Process and Overview:

- Regulation becomes effective on September 21, 2021.
- The final draft available on Virginia Regulatory Town Hall reflects the regulation under the Board of Social Services, 22VAC40-185. The regulation that becomes effective on September 21, 2021 will be 8VAC20-780, under the Board of Education, and include all of the changes.
- Link to Town Hall Documents and final regulation for the Standards for Licensed Child Day Centers <https://townhall.virginia.gov/L/ViewAction.cfm?actionid=4492> . The final regulation on Virginia Regulatory Town Hall, is located at <https://townhall.virginia.gov/L/ViewXML.cfm?textid=15030>



2014 Child Care and Development Block Grant(CCDBG) Included the following Health and Safety Topics: :

- Preventing the spread of disease
- Prevention of sudden infant death syndrome and use of safe sleeping practices
- Administration of medication
- Prevention of and response to emergencies due to food and allergic reactions
- Building and physical premises safety
- Prevention of shaken baby syndrome and abusive head trauma
- Emergency preparedness and response planning
- Handling and storage of hazardous materials and the appropriate disposal of biocontaminants
- Precautions in transporting children
- First Aid and CPR



Substantive Changes- Topic Areas

- Reports and Records
- Tuberculosis Screening
- Immunization and Physical Exam Requirements
- Prevention of and Response to Food and Allergic Reactions
- Prevention of Shaken Baby Syndrome and Abusive Head Trauma
- Emergency Preparedness
- Orientation
- Annual Training
- Group Size and Supervision
- CPR and First Aid
- Staff age requirements



New Substantive Changes: Reports and Records

- Requires a written record of a child in attendance as arrival and departure occurs for each group of children. (8VAC20-780-80)
- Providers must contact the department when child care services have been suspended or terminated for more than 24 hours as a result of an emergency situation, and when care is resumed. (8VAC20-780-80)
- Providers must contact the department as soon as practicable but not to exceed two business days of an injury to a child in care that requires outside medical attention. (8VAC20-780-80)



New Substantive Changes: Tuberculosis Screening

- Documentation of tuberculosis screening to be submitted at the time of employment and prior to coming in contact with children. (8VAC20-780-160)
- Tuberculosis screening must have been completed within 30 calendar days prior to employment. (8VAC20-780-160)



New Substantive Changes: Immunization and Physical Exams

- Establishes 90 day grace period for immunization/physical exam requirements for homeless children and children in foster care. (8VAC20-780 130 and 8VAC20-780-140)
- Documentation of enrollment of homeless children and children in foster care required in the child's file. (8VAC20-780-60)



New Substantive Changes: Prevention of and Response to Emergencies Due to Food and Allergic Reactions

- Staff must be informed of children's allergies, sensitivities, and dietary restrictions (8VAC20-780-40)
- List of allergies, sensitivities, and dietary restrictions is required in each room or area where children are present (8VAC20-780-40)
- A written care plan must be in the child's record and taken while transporting children (8VAC20-780-60 and 8VAC20-780-580)
- The provider must notify the parent of a confirmed or suspected allergic reaction and ingestion or contact with a food identified in the written care plan. (8VAC20-780-550)
- Requirements added to avoid cross-contamination.(8VAC20-780-560)



New Substantive Changes: Prevention of Shaken Baby Syndrome and Abusive Head Trauma

- Written procedures required for prevention of shaken baby syndrome or abusive head trauma, coping with crying, safe sleep practices and sudden infant death syndrome. (8VAC20-780-40)
- Orientation training on shaken baby syndrome is required. (8VAC20-780-240)

*Clarification- Abusive head trauma is physical child abuse that results in an injury to the brain of a child. Even if your program does not serve infants and toddlers, young children are subject to the impact of abusive head trauma.



New Substantive Changes: Emergency Preparedness

- Procedures required for relocation, lockdown, fire, severe storms, loss of utilities, and violence at or near the facility. (8VAC20 -780-550)
- Annual lockdown drills are required. (8VAC20 -780-550)
- Accommodations or special requirements for infants, toddlers, and children with special needs to be included in emergency plan. (8VAC20 -780-550)
- A procedure to reunite children with their parent is required. (8VAC20 -780-550)



New Substantive Changes: Emergency Preparedness

- Procedures required for parents/guardians to pick up their child in the event of a man-made disaster. (8VAC20-780-550)
- Continuity of operations to be included in the emergency preparedness plan. (8VAC20 -780-550)
- Orientation and annual training on emergency preparedness is required. (8VAC20 -780-240 and 8VAC20-780-245)
- Volunteers who work more than six hours per week must receive training on the center's emergency procedures within the first week of volunteering. (8VAC20 -780-240)



New Substantive Changes: Orientation Training

New Orientation training to be completed within 7 days of assuming job responsibilities (*unless otherwise noted):

- Virginia Department of Education Orientation Course - Better Kid Care Pre-service (*within 90 days)
- Center Policy on Administering Medication
- Infection Disease Prevention and Control
- SIDS Prevention and Safe Sleep
- Shaken Baby Syndrome Prevention
- Emergencies Due to Food and Allergic Reactions
- Precautions in Transporting Children
- Emergency Preparedness and Response Planning
- CPR and First Aid (* training only, within 30 days)

(8VAC20-780-240)



New Substantive Changes: Annual Training

Annual training relevant to staff's job responsibilities and the care of children, must include topics such as:

- Child Development
- Behavior Management
- Infection Disease Prevention and Control
- SIDS Prevention and Safe Sleep
- Shaken Baby Syndrome Prevention
- Emergency Preparedness and Response Planning
- CPR and First Aid (Training only)
- Precautions when Transporting Children
- Allergy Emergency Prevention and Response
- Center Policies and Procedures on Administering Medication
- Building and Physical Premises Safety
- Signs and Symptoms of Child Abuse and Neglect
- Handling and Storage of Hazardous Materials
- Care Recommendations for Children with Special Needs

(8VAC20-780-245)



New Substantive Changes: Group Size and Supervision

- Group size means the number of children assigned to a staff member or team of staff members occupying an individual room or area. (8VAC20-780-10)
- Requires licensees to formulate and implement a plan to ensure that children receive care by consistent staff. (8VAC20-780-350)
- Institutes new group size restrictions that establish the maximum number of children that can be **assigned to the care of a staff member or team of staff members.** (8VAC20-780-350)



New Substantive Changes: CPR and First Aid Certification

- Requires at least one staff member who is CPR/First Aid -certified to be in each classroom or area where children are present within 90 days (8VAC20 -780-530)
- At least two staff certified in CPR and First Aid must always be present at the center wherever children are in care (8VAC20 -780-530)

**Note: all hours of CPR and First Aid certification training count toward annual training hours*

- CPR and First Aid orientation and annual training is a lower level of training than certification. There is flexibility on how this training is obtained and the specifics of what is covered. More information will be provided in the training.



New Substantive Changes: Staff Age Requirements

- Staff who administer medication must be 18 years or older (8VAC20 -780-510)
- Staff who transport children to be 18 years of age or older (8VAC20 -780-580)



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Concluding Remarks



Additional Training Opportunities

In Person/Virtual In -depth Training:

- August 23rd, 1:00-3:00 p.m. - Eastern Region
- August 24th, 1:00-3:00 p.m. - Peninsula Region
- August 26th, 1:00-3:00 p.m. - Western Region
- August 27th, 1:00-3:00 p.m. - Piedmont Region
- August 30th, 1:00-3:00 p.m. - Valley Region
- August 31st, 1:00-3:00 p.m. - Northern Region
- September 1, 1:00-3:00 p.m. - Fairfax Region
- September 3rd, 1:00-3:00 p.m. Central Region

September 14th, 1:00-3:00 p.m. - Statewide Webinar to present the Question and Answer (Q&A) Document following the training presentations on the Standards



Please review the final regulation on Virginia Regulatory Town Hall, located at <https://townhall.virginia.gov/L/ViewXML.cfm?textid=15030> prior to attending the next training.

A link to a recording of today's webinar, a regional training session, and the Q & A webinar will be provided at the conclusion of the training and information sessions and posted on the Child Care VA website.