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14-542-63

Graeff, Melissa

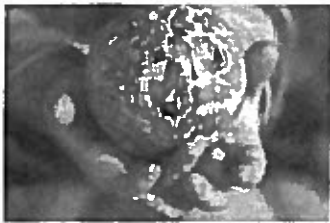
From: Wendy Wagner <wendy.wagner@firstup.org>
Sent: Tuesday, November 13, 2018 8:38 PM
To: PW, CC Reg Changes
Subject: Response to Proposed Regulation Revisions
Attachments: Response to Childcare Regulations Change- WSW.docx

Good evening,

Please find attached response to proposed regulation revisions.

Respectfully submitted,
Wendy Wagner
Early Learning Specialist
First Up
1608 Walnut Street, Suite 300
Philadelphia, PA 19103
P: (215) 893-0130 x234
F: (215) 893-0205
wendy.wagner@firstup.org

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Topic and Proposed Regulation	Comment
<p>Annual Unannounced Inspections</p> <p>3270.11(g), 3270.24(d)</p> <p>3280.11(h), 3280.23(d)</p> <p>3290.11(k), 3290.11(m)(2), 3290.21(d)</p>	<p>Yes, I support unannounced inspections. This will encourage caregivers to always do the right thing like they should be anyway, best practice in health and safety.</p>
<p>Certification of Family Childcare Homes</p>	<p>Yes I support that all family child care homes should be required to become certified and have an annual certificate of compliance. All children, no matter if they are enrolled in a FCC, Group or Center based setting, should have the same policies in place to ensure their health and safety.</p>
<p>Announced Pre-Certification Inspections</p> <p>3270.24(e)</p> <p>3280.23(e)</p> <p>3290.11(i) and (m)(1), 3290.21(e)</p>	<p>YES! A very important regulation. Pre-Certification Inspections will help ensure that applicants understand the regulations and ultimately ensure the health and safety of the children enrolled</p>
<p>One-Time Professional Development</p> <p>3270.11(c), 3270.31(f)</p> <p>3280.11(c), 3280.31(f)</p> <p>3290.11(e), 3290.31(g)</p>	<p>The requirement of one-time professional development and its inclusion in the regulation is necessary. Families and centers will have trusted environments for the enrolled children that protect their health and safety due to the ten health and safety trainings, and furthermore the inclusion of pediatric first-aid.</p>
<p>General Requirements for Facility Persons</p> <p>3270.33 (d)</p>	<p>In efforts to prevent intentionally putting a classroom out of ratio, a revision that addresses ratio retention is necessary. The current proposed regulation reads that one or more facility persons competent in pediatric first-aid and pediatric cardiopulmonary resuscitation techniques shall be at the facility when one or more children are in care. <i>At least two</i> staff members should be required in order to prevent a person currently serving in ratio from being pulled to help a child in a different classroom. To sustain the appropriate level of safety via ratios, the regulation could require there to be <i>at least one</i> facility person (not-in ratio) to be present all times. This facility person would be available to cover ratios or, if competent in pediatric first aid CPR, would be available to help child without having to call on a facility member to maintain ratios.</p>

<p>Emergency Plans</p> <p>3270.27(a)(5)(6) and (f)</p> <p>3280.26(a)(4)(5) and (f)</p> <p>3290.24(a),(5),(d) and (g)</p>	<p>Yes! I fully support the changes requiring annual drills and the requirement that emergency plans include provisions infants, toddlers, children with disabilities and children with chronic medical conditions. Also, I agree that the plan should be filed with local and county municipalities ensuring maximum accuracy.</p>
<p>Increased Annual Professional Development</p> <p>3270.31(e)</p> <p>3280.31(e)</p> <p>3290.31(f)</p>	<p>Yes, annual training hours should be increased from six to twelve.</p>
<p>Updating Terminology – “Day Care” to “Child Care”</p> <p>Throughout 3270, 3280 and 3290, as well as 3041.13</p>	<p>Yes, in support of NAEYC Power of the Profession, I agree with the change in terminology from Changing Day Care to Child Care.</p>
<p>Updated Clearance and Mandated Reporting Requirements</p> <p>3270.19(b)</p> <p>3280.11 (e), 3280.18(b)</p> <p>3290.11(h), 3290.16(b)</p>	<p>I agree with clarifying the provisions related to mandatory reporting.</p>
<p>Availability of certificate of compliance and applicable regulations</p> <p>3270.25 9(a)</p> <p>3280.24 (a)</p> <p>3290.22(b)</p>	<p>Yes, the information should be provided to families about how to access regulations and information on how to contact DHS representative.</p> <p>I strongly recommend that all references to “parents” throughout regulations should be changed to “family” in regards to terminology. This incorporates children who are not reared by their “parents” or whose care is shared with family members other than parents.</p>
<p>Pediatric CPR</p> <p>3270.33(d)</p> <p>3280.33(c)</p> <p>3290.32(d)</p>	<p>In efforts to prevent intentionally putting a classroom out of ratio, a revision that addresses ratio retention is necessary. The current proposed regulation reads that one or more facility persons competent in pediatric first-aid and pediatric cardiopulmonary resuscitation techniques shall be at the facility when one or more children are in care. <i>At least two</i> staff members should be required in order to prevent a person currently serving in ratio from being pulled to help a child in a different classroom. To sustain the appropriate level of safety via ratios,</p>

	the regulation could require there to be <i>at least one</i> facility person (not-in ratio) to be present all times. This facility person would be available to cover ratios or, if competent in pediatric first aid CPR, would be available to help child without having to call on a facility member to maintain ratios.
Identification of Staff 3270.34(c) 3280.34(a) 3290.31(a)(3)	I agree with the requirement for the program director, primary staff person or operator to present a photo ID at inspection.
Family Child Care Supervision of Children 3290.113(f)	I am in firm agreement with the Department is proposal that family child care home providers have monitors with a camera or other video or sight technology to use when the only child care staff person present is not able to directly supervise the children during a restroom break, kitchen activities or any other situation in which the children cannot be seen, heard, directed and assessed. Appropriate supervision is critical to the health and safety of children. When there is only one person present to supervise children, the Department recognizes that there are times when that person cannot properly supervise the children and needs a device to assist with supervision.
Work Hour Limits in Family Child Care 3290.113(g)	I agree with the Department proposal stating that no family child care staff person may work for a period of more than 16 hours in a 24-hour time. Also that family child care providers that operate 24hours a day should not work alone.
Human Milk 3270.166(7) 3280.166(7) 3290.166(7)	All regulations should be up to par with the American Academy of Pediatrics (AAP). I support banning the use of microwaves to warm human milk. Also, staff should be required to be trained in the handling of breast milk.
Adding Foster Mother/Father to Definition of Parent 3270.4 Definitions 3280.4 Definitions 3290.4 Definitions	I recommend adding foster mother/father to definition of parent. I strongly recommend that all references to "parents" throughout regulations should be changed to "family" in regards to terminology. This incorporates children who are not reared by their "parents" or whose care is shared with family members other than parents.
	I would also like DHS to consider the following changes.
Rest Equipment	I would like DHS to consider updating 3280.105 (j) to include blankets. Currently the regulation states: (j) Toys, bumper pads or pillows may

<p>3280.105 (j) 3290.105 (j) 3270.106 (j)</p>	<p>not be present in a crib while an infant is sleeping in the crib. Safe sleep practices as prepared by the American Academy of Pediatrics include not using blankets in cribs, bed or sleeping cots for children under 12 months of age.</p>												
<p>Ratios 3270.51, 3270.52 3280.52</p>	<p>I strongly encourage DHS to take a closer look and consider clarifying the definition regarding group size. Group size definition should be defined as the “maximum number of children within a defined physical space”, as it is by NAEYC accreditation. Currently, however, the current interpretation of the regulation allows programs to exceed the intended group size requirements as long as they still maintain ratios, meet licensing capacity in the classrooms and can validate the names of the staff and the children enrolled in each individual group within the classroom. For example, there is nothing to prevent a program from enrolling 20 or more children in a toddler classroom. Regulating Staff-child ratios and group size increase the likelihood that children’s care will be reliably sensitive to their individual needs and style and responsive to their bids for comfort, social interaction, and cognitive stimulation.</p>												
<p>Napping Ratios 3270.55</p>	<p>Changes to the regulations should include clarity around staff ratios when children are napping. Provide (see below) a more defined definition of when napping ratios apply and don’t apply.</p> <p style="text-align: center;">From a recent communication from OCDEL</p> <p style="text-align: center;">Ratios while children are napping.</p> <p>(a) While toddlers and preschoolers are napping, the following staff-child ratios apply:</p> <table border="1" data-bbox="678 1220 1320 1482"> <thead> <tr> <th>Similar Age Level</th> <th>Staff</th> <th>Children</th> </tr> </thead> <tbody> <tr> <td>Young toddler</td> <td>1</td> <td>10</td> </tr> <tr> <td>Older toddler</td> <td>1</td> <td>12</td> </tr> <tr> <td>Preschool</td> <td>1</td> <td>20</td> </tr> </tbody> </table> <p>in a recent communication, OCDEL clarified for providers when napping ratios apply and compliance will be based on:</p> <p>When do staff-child napping ratios apply?</p> <ol style="list-style-type: none"> 1. When children are sleeping on their sleep equipment, ratios apply. 	Similar Age Level	Staff	Children	Young toddler	1	10	Older toddler	1	12	Preschool	1	20
Similar Age Level	Staff	Children											
Young toddler	1	10											
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| | <ol style="list-style-type: none">2. When children are awake and on their sleep equipment, ratios apply.3. When one or more children are up and not on their sleep equipment, napping ratios no longer apply. The exception is when a child is up solely to use the bathroom and returns to his/her mat. |
|--|--|

Napping ratio clarification should be added to the Group Childcare Regulations. Currently 3280.52 does not include information on what napping ratios are. Nor does it define when ratios apply and don't apply.