

Day Care Centers and School Age Child Care Program Summary

Summary of bill number A.8827-A/S.3985-B.

Four- Year Licenses and Registrations

OCFS may now **renew licenses and registrations for up to four years**, as long as the provider remains in substantial compliance with law and regulation. All day care licenses/registrations periods will be assessed for the four-year licensing and registration term at your program’s next renewal cycle.

Fines

The law expands the list of violations for which the Office may seek a fine regardless of whether the provider corrects the violation. The list is commonly known as the list of “non-rectifiable violations.” The law expanded the list to include the following violations for which the OCFS may seek a sanction for an initial violation:

- i. A provider, assistant, employee, volunteer, or household member who: injures a child in care; unreasonably fails to obtain necessary medical attention for a child; or uses corporal punishment against a child; or
- ii. A provider, assistant, employee, or volunteer who: fails to report suspected child abuse and maltreatment when required to do so; or submits forged documents to OCFS.

Minimum Periods of Disqualification from Reapplying

The law prohibits the issuance of a license or registration to a child day care provider whose license or registration was revoked or terminated during the previous two years, unless OCFS determines that licensure or registration would not jeopardize the health, safety or welfare of children for whom care would be provided. This prohibition also applies to a child care program that is fined on two separate occasions for operating without a required license or registration, and a program that is facing enforcement action and surrenders its license or registration in order to avoid suspension, revocation, or termination.

Training on Shaken Baby Syndrome

The law removes the requirement that staff from school-age child care programs receive training in shaken baby syndrome. If school age child care staff have already completed training hours for this topic area, licensors and registrars will credit those hours toward the topic area: *principles of childhood development, including the appropriate supervision of children, meeting the needs of children enrolled in the program with physical or emotional challenges and behavior management and discipline.*

Your licensor or registrar has been informed of the new law and will be working with you to accommodate the changes. If you have any questions regarding the Law or how OCFS plans to implement the changes, please call the regional office in your area.

REGIONAL OFFICE	MANAGER	CONTACT NUMBER
Albany	Linda Somberger	(518) 402-3038
Buffalo	Robert Stoczynski	(716) 847-3828
Long Island	Robin Beller	(631) 342-7100
New York City	Patricia Lewis	(212) 383-1415
Rochester	Terry Chylinski	(585) 238-8531
Spring Valley	Frances Franco-Montero	(845) 708-2400
Syracuse	Dianne McLaughlin	(315) 423-1202

