

**OCFS Division of Child Care Services  
Regulations for Face Coverings at Child Care Programs**

Parts 414, 415, 416, 417, and Sub-parts 418-1 and 418-2 of Title 18 of the Official Compilation of Codes, Rules and Regulations of the State of New York (NYCRR) are hereby amended to read as follows:

Paragraph (19) is added to subdivision (i) of section 414.11 of Title 18 NYCRR to read as follows:

(19) Face coverings to prevent the spread of the novel coronavirus identified as SARS-CoV-2 or COVID-19.

- (i) Any individual two years of age or older, who is able to medically tolerate a face covering, must wear a face covering when indoors, subject to applicable Centers for Disease Control and Prevention (CDC) standards and recommended exceptions.
- (ii) Any individual who claims that they are unable to medically tolerate a face covering must provide medical documentation of such to the Office upon demand.
- (iii) The violation of these regulations shall be a basis to deny, limit, suspend, revoke, or terminate a license or registration, pursuant to Social Services Law § 390 (10) and applicable regulations.

Subparagraph (vi) is added to paragraph (8) of subdivision (b) of section 415.13 of Title 18 NYCRR to read as follows:

(vi) Face coverings to prevent the spread of the novel coronavirus identified as SARS-CoV-2 or COVID-19 for legally exempt group programs.

- (a) Any individual two years of age or older, who is able to medically tolerate a face covering, must wear a face covering when indoors, subject to applicable Centers for Disease Control and Prevention (CDC) standards and recommended exceptions.
- (b) Any individual who claims that they are unable to medically tolerate a face covering must provide medical documentation of such to the Office upon demand.
- (c) The violation of these regulations shall be a basis to terminate or deny the enrollment.

Paragraph (33) is added to subdivision (i) of section 416.11 of Title 18 NYCRR is amended to read as follows:

(33) Face coverings to prevent the spread of the novel coronavirus identified as SARS-CoV-2 or COVID-19.

- (i) Any individual two years of age or older, who is able to medically tolerate a face covering, must wear a face covering when indoors, subject to applicable Centers for Disease Control and Prevention (CDC) standards and recommended exceptions.

(ii) Any individual who claims that they are unable to medically tolerate a face covering must provide medical documentation of such to the Office upon demand.

(iii) The violation of these regulations shall be a basis to deny, limit, suspend, revoke, or terminate a license or registration, pursuant to Social Services Law § 390 (10) and applicable regulations.

Paragraph (33) is added to subdivision (i) of section 417.11 of Title 18 NYCRR is amended to read as follows:

(33) Face coverings to prevent the spread of the novel coronavirus identified as SARS-CoV-2 or COVID-19.

(i) Any individual two years of age or older, who is able to medically tolerate a face covering, must wear a face covering when indoors, subject to applicable Centers for Disease Control and Prevention (CDC) standards and recommended exceptions.

(ii) Any individual who claims that they are unable to medically tolerate a face covering must provide medical documentation of such to the Office upon demand.

(iii) The violation of these regulations shall be a basis to deny, limit, suspend, revoke, or terminate a license or registration, pursuant to Social Services Law § 390 (10) and applicable regulations.

Paragraph (20) is added to subdivision (i) of section 418-1.11 of Title 18 NYCRR is amended to read as follows:

(20) Face coverings to prevent the spread of the novel coronavirus identified as SARS-CoV-2 or COVID-19.

(i) Any individual two years of age or older, who is able to medically tolerate a face covering, must wear a face covering when indoors, subject to applicable Centers for Disease Control and Prevention (CDC) standards and recommended exceptions.

(ii) Any individual who claims that they are unable to medically tolerate a face covering must provide medical documentation of such to the Office upon demand.

(iii) The violation of these regulations shall be a basis to deny, limit, suspend, revoke, or terminate a license or registration, pursuant to Social Services Law § 390 (10) and applicable regulations.

Paragraph (20) is added to subdivision (i) of section 418-2.11 of Title 18 NYCRR is amended to read as follows:

(20) Face coverings to prevent the spread of the novel coronavirus identified as SARS-CoV-2 or COVID-19.

(i) Any individual two years of age or older, who is able to medically tolerate a face covering, must wear a face covering when indoors, subject to applicable Centers for Disease Control and Prevention (CDC) standards and recommended exceptions.

(ii) Any individual who claims that they are unable to medically tolerate a face covering must provide medical documentation of such to the Office upon demand.

(iii) The violation of these regulations shall be a basis to deny, limit, suspend, revoke, or terminate a license or registration, pursuant to Social Services Law § 390 (10) and applicable regulations.