

Implementation Schedule for Changes to the Family Child Care Registration Regulations

Re-adopted August 25, 2009; Effective December 7, 2009

Section	Topic	Regulation	Implementation
SUBCHAPTER 1	GENERAL PROVISIONS		
1.1	Legal Authority		
1.1(b)		(b) Under N.J.S.A. 30:5B-16 et seq., the Department of Children and Families has the authority to:	Done
1.1(c)		(c) Responsibility for ensuring that a sponsoring organization complies with all applicable provisions of N.J.S.A. 30:5B-16 et seq., and of this chapter is delegated by the Department to the Office of Licensing , which shall:	Done
1.1. (d)5		A sponsoring organization is authorized to annually monitor no less than 20 percent of providers specified in (d) 4 above on a random basis in addition to their evaluation and monitoring every two years.	Done
1.2	DEFINITIONS		
1.2	Approved Caregiver	"Approved caregiver" means a person at least 18 years of age who has met all applicable requirements for a substitute provider or an alternate provider, as specified in N.J.A.C. 10:126-5 and 6.	Done
1.2	Department	"Department" means the New Jersey Department of Children and Families.	Done
1.2	Division	"Division" means the Division of Youth and Family Services, New Jersey Department of Children and Families.	Done
1.2	Family Child Care Home	"Family child care home" means the private residence of the family child care provider in which child care services are provided to no fewer than three and no more than five children at any one time for no fewer than 15 hours per week, except that the Department shall not exclude a family child care home with fewer than three children from voluntary registration.	Done
1.2	Family Child Care Sponsoring Organization	"Family child care sponsoring organization" or "sponsoring organization" means an agency or organization that contracts with the Department of Human Services to assist in the voluntary registration of family child care providers and that complies with all applicable requirements of the Manual of Requirements for Family Child Care Registration.	Done
1.2	Monitor	"Monitor" or "monitoring inspection" means to inspect a registered family child care provider to review the provider's compliance with the applicable requirements of the Manual of Requirements.	Immediate
1.2	Night Time Care	Night time care means child care provided in the evening and/or overnight between the hours of 8:00p.m and 6:00a.m.	Immediate
1.2	Office of Licensing or Office	"Office of Licensing" or "Office" means the Office of Licensing in the Department of Children and Families.	Done

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1.2	Substitute Provider	Substitute provider means a person at least 18 years of age designated by the provider and approved by the sponsoring organization who is readily available to provide child care on a temporary basis in the providers home when the provider can not be present. When the substitute provider cares for enrolled children for more than five consecutive days, or more than five days per month, a substitute provider shall meet the qualifications of an alternate provider.	Immediate
1.2	Supervision	Supervision means having awareness of and responsibility for the ongoing activity of each child, knowledge of activity requirements, children's needs and accountability for their care. Adequate supervision requires the provider, substitute, provider assistant, and/or alternate to be awake, and having immediate access to children as needed.	Immediate
1.3	APPROVAL REQUIREMENTS FOR SPONSORING ORGANIZATIONS		
1.3(a)		(a) A sponsoring organization shall obtain approval from the Office of Licensing pursuant to the legal authority specified in N.J.A.C. 10:126-1.1(c) upon execution of a contract with the Department of Human Services .	Done
1.3(b)		(b) The Office of Licensing will conduct a triennial comprehensive programmatic inspection of the sponsoring organization to determine compliance with the applicable provisions of this chapter.	Done
1.3 (c),(d), (e), (f), (g)		The Bureau changed to Office of Licensing	Done
1.3(h)1,2		Each approval period, which may include the issuance of one or more letters of temporary approval and/or one letter of approval, shall be three years. 1. In determining the expiration date of the first letter of approval, the Office of Licensing shall compute the three -year approval period from the date of issuance of the first letter of approval or temporary approval. 2. In determining the expiration date of a renewed approval, the Office of Licensing shall compute the three -year approval period from the date on which the sponsoring organization's previous letter of approval expired.	Done

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SUBCHAPTER 2	ADMINISTRATION OF SPONSORING ORGANIZATIONS		
2.3	REPORTING REQUIREMENTS		
2.3(a)		The sponsoring organization or any staff member shall notify verbally the State Central Registry (toll free) 1-877-652-2873 immediately when ever there is reasonable cause to believe that a child has been subjected to abuse/neglect by a provider or any other person,	Immediate
2.4(a)2-viii	SPONSORING ORGANIZATION RECORDS	A record of any complaints of alleged violations of the Manual of Requirements against the provider, as specified in N.J.A.C. 10:126-4.6(d) and the findings of each complaint investigation	Immediate
SUBCHAPTER 4	EVALUATION OF FAMILY CHILD CARE PROVIDER APPLICANTS		
4.1(a)1		The sponsoring organization shall provide to each applicant for a Certificate of Registration: 1. A copy of Chapter 126 The Manual of Requirements for Family Child Care Registration	Immediate
4.1		The sponsoring organization shall provide to each applicant for a Certificate of Registration the following:	Done
4.1(c)4		Health records submitted by the provider or applicant, the alternate provider, and provider assistant, if any, and any household members who are present during the care of enrolled children as specified in N.J.A.C.10:126-5.2(b) and (c);	Immediate for new applicants; cited for providers renewing prior to 12/31/2010
4.1(c) 7		Documentation for the applicant and alternate provider, if any, of current certification in Cardiopulmonary Resuscitation(CPR) and completion of a first aid course taken every three years if there is no expiration date: <ul style="list-style-type: none"> i. Cardiopulmonary Resuscitation (CPR) training will be certified through one of the following: American Heart Association; American Red Cross; National Safety Council; Infant and Toddler CPR (if care is limited to infants and toddlers) or Medic Pediatric Course; ii. The child care provider shall maintain current CPR and First Aid certification as long as the provider maintains their Certificate of Registration; iii. The First Aid training and CPR certification shall be applicable to any of the ages of the children enrolled in the Family Child Care Home at any given time; iv. The CPR card and First Aid Certificate will be available for review upon request. 	CPR / First Aid required prior to issuance of a certificate for new applicants after 1/31/2010 Cited immediately for renewing providers and new applicants prior to 1/31/2010.

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4.6	Complaints and violations		
4.6(a)		The sponsoring organization's investigation shall include an inspection of the home whenever such an inspection is necessary to substantiate the complaint.	Done
4.8	Technical assistance		
4.8 (c) 2 I, ii,iii		The sponsoring organization shall make the following information available to providers: 2. Guidelines for administration of medication which shall include that: <ul style="list-style-type: none"> i. All medication shall be kept in its original container; ii. The provider shall maintain at the home, documentation of the child's name and written authorization from the parent or legal guardian for the provider to administer medication or health care procedures; and iii. The provider shall maintain, at the home, documentation of the date and time medication or a health care procedure was administered to a child and the name of the person who administered it; 	Immediate
4.9	Information to parents	11. The provider shall notify the parents in writing when a substitute or alternate provider will be caring for the children, unless there is an emergency on a particular day, in which case the provider shall verbally notify the parent. (b) When an enrolled child has been identified as or is suspected of having a developmental delay or disability, the sponsoring organization shall: 2. For preschool special education services, refer the parent to the New Jersey Department of Education Project Child Find at 1-(800) 322-8174 (toll-free) in order to refer a child for an evaluation to determine eligibility, and if eligible, the development of an Individualized Education Plan to address the child's need for preschool education services; and 3. Refer the parent of a child under 13 years of age with special health care needs to the New Jersey Department of Health and Senior Services, Special Child Health and Early Intervention Services Program at (609) 777-7778 for information about programs and services.	Immediate

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SUBCHAPTER 5	PROVIDER REGISTRATION AND OPERATION PROCEDURES		
5.2(a)7	Application for Registration	7. A statement from the provider applicant indicating that all pets are domesticated, free from disease, non-aggressive and meet all applicable State and local codes or ordinances pertaining to the keeping of pets and, as applicable: i. All household pets shall be vaccinated; and ii. Proof of current vaccination(s) as documented by a veterinarian shall be kept on the premises;	Immediate
5.2(b)		(b) An applicant for an initial or renewal Certificate of Registration shall also submit to the sponsoring organization a health care provider's statement(s) for the applicant, the alternate provider and the provider assistant, if any, and the substitute provider, as applicable , verifying the applicant, the alternate provider, the provider assistant and the substitute provider are in good health, free from communicable disease and able to care for children. Such statement(s) shall be based on a medical examination conducted within the six months immediately preceding the submission of the application.	Immediate
5.2(f)		(f) The provider applicant shall permit and participate in an announced or unannounced evaluation of the applicant's home by the sponsoring organization.	Done
5.3(a)3	Child Abuse Record Information background check procedures	3. The provider shall inform the sponsoring organization of any additional persons at least 14 years of age who begin living or working in the home during the three-year registration period, and expect to remain in the home longer than 15 consecutive days, or on a frequent intermittent basis . The provider shall submit to the sponsoring organization a signed consent form as specified in (a) 1 above for each such person.	Immediate
5.3(a)3b		(b) If any person specified in (a) above refuses to consent to a CARI background check, the sponsoring organization shall deny the application or suspend, revoke or refuse to renew the Certificate of Registration, as applicable, in keeping with P.L. 1993 c. 350 . The applicant or provider may choose to remove or replace the person who refuses to consent to a CARI background check, if other than the applicant or provider, before the denial, suspension, revocation or nonrenewal takes effect. If the applicant or provider removes or replaces such person, and submits a signed statement attesting to the person's removal , the sponsoring organization shall continue the registration process.	Immediate

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5.4	Issuance of a Certificate Registration		
5.4(g)		(g) The provider shall permit and participate in all monitoring inspections by the sponsoring organization and by the Office of Licensing . Monitoring inspections shall be conducted at least once every two years.	Done
5.7(d)	Renewal of a Certificate of Registration	(d) The provider shall permit and participate in an inspection prior to renewal of the Certificate of Registration.	Done
5.7(e)		(e) Prior to the renewal of a Certificate of Registration, the provider and alternate shall provide documentation of attendance of 20 hours of in-service training, other than first aid or CPR training, provided or approved by the sponsoring organization, during the last three-year registration period.	For all providers with a registration cycle renewing after 9/30/2010.
5.8(h)	Denials, suspensions, revocations, nonrenewals and provider appeal procedures	(h) As long as the Department of Children and Families determines that children are not at risk and no serious or imminent hazards exist, a provider who has requested an appeal, as specified in (d) through (f) above, may be permitted to operate if the provider complies with monitoring inspections by the sponsoring organization until a final decision is rendered as a result of the appeal.	Immediate
5.10 (a)	Provider reporting requirements	(a) The provider shall verbally notify Services, Office of Child Department's State Central Registry at 1-877-NJ-ABUSE (1-877-652-2873) immediately whenever there is reasonable cause to believe that a child has been or is being subjected to any kind of child abuse/neglect by any person, pursuant to the State Child Abuse and Neglect Law (N.J.S.A. 9:6-8.9, 8.10, 8.13 and 8.14).	Immediate
5.10(c)		(c) A Certificate of Registration issued by the sponsoring organization to a provider is the property of the State of New Jersey. The provider shall surrender the Certificate of Registration to the sponsoring organization immediately if any of the following occurs or becomes effective: <ol style="list-style-type: none"> 1. The provider voluntarily closes the family child care home; 2. The registration is revoked; 3. The registration is suspended; or 4. The provider has not applied for a renewed registration. 	Immediate
5.11	Provider record requirements		
5.11(f)		(f) The provider shall ensure that daily attendance records are maintained for children, which identify the hours of the children's attendance each day.	Immediate
5.11(g)		(g) The provider shall maintain the records noted above for at least one year following the discontinuance of child care services for each child.	As of 1/01/10

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SUBCHAPTER 6	SAFETY, HEALTH, AND PROGRAM REQUIREMENTS FOR PROVIDERS		
6.1(c) 1,2,3,4,5,6	Maximum number of children	<p>(c) The sponsoring organization may restrict the maximum number of children who may be in care on a specific date or time in a family child care home when:</p> <ol style="list-style-type: none"> 1. The useable indoor and outdoor space does not permit safety and comfort; 2. There is insufficient equipment to meet the needs of the children; 3. The number and ages of the provider's own children limit the ability to provide adequate supervision; 4. There are additional responsibilities of the provider to care for another household member who may require special attention or care including, but not limited to, an elderly person or a child with a serious medical, physical, emotional or behavioral condition; 5. There are restrictions regarding the fire, zoning, health, environmental or other codes; or 6. Other factors that may cause a risk to a child's health, safety or welfare, such as damage to the home, construction or renovations. 	Immediate
6.3(a)1,ii	Physical Environment	<p>(a) The provider shall ensure that:</p> <ol style="list-style-type: none"> 1. Adequate floor space is available for the children's activities. <ol style="list-style-type: none"> i. The provider shall arrange the play space and the furniture within the family child care home in order to allow adequate room for active and quiet play and for individual and group activities. ii. Program space shall not include the food preparation areas within the kitchen, bathrooms, hallways, stairways, closets, laundry rooms or areas, furnace rooms and storage spaces; 	Immediate
6.3(a)10	Telephone	10. A telephone shall be in service in the home at all times when children are in care; and	Immediate
6.3(a)11(i,ii,iii)	Pesticides	<p>11. Pesticides for indoor and outdoor use shall be used according to the manufacturer's directions and in keeping with the applicable provisions specified in N.J.A.C. 7:30-10, Pesticide Control Code.</p> <ol style="list-style-type: none"> i. No pesticides shall be applied while children are present. ii. Before applying pesticides, all toys and play equipment shall be removed from the area. iii. Children shall be removed from the area until the pesticide has dried or as long as recommended on the label. 	Immediate

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6.4(a)1,2	Fire safety	<p>1. Fire/evacuation drills shall be practiced with the children on a monthly basis.</p> <p>2. Documentation of the fire/evacuation drills shall include date, time, total amount of time taken to evacuate the home and the number of children and adults present.</p>	Immediate
6.4(b)6-i,ii,ii,iv,v,vi		<p>(b) The provider shall ensure that:</p> <p>6. Stairways, hallways and exits from rooms and from the home are unobstructed, except for safety barriers.</p> <p>i. Each room used for child care has at least two means of egress.</p> <p>ii. The second means of egress may be an unobstructed, operable window not less than 820 square inches and large enough to allow all adults and children to escape.</p> <p>iii. The provider shall not allow rest and sleep in a basement unless there are two approved means of egress that meet the International Building Code and the New Jersey Uniform Fire Code as specified in N.J.A.C. 5:70.</p> <p>iv. Security bars, when present, must be hinged with a quick release mechanism inside the home that requires one motion to operate.</p> <p>v. Every stairway is maintained free of obstructions and provides safe passage.</p> <p>vi. Stairways within the exits with four or more steps have a railing;</p>	<p>Immediate for new providers.</p> <p>Immediate for existing provider.</p>
6.4(a)8		8. Major appliances shall be plugged directly into electric outlets; and	Immediate
6.4(a)9		9. Approved carbon monoxide detectors shall be located and installed on every level in the family child care home in accordance with the provisions of the State codes and guidelines.	Immediate
6.5(a)3	General Safety	3. Safety barriers are installed to prevent children from falling from stairs, ramps, balconies, porches (when used for child care activities), elevated play areas and any areas that subject children to falls;	Immediate
6.5(a)4		4. All electrical outlets that are accessible to the children are covered with safety caps, ground fault interrupters or have safety outlets installed;	Immediate
6.5(a)7		7. The home shall be free of exposed lead-based paint surfaces, which are flaking, peeling or chipped;	Immediate
6.5(a)8		8. Unfinished areas of the home including, but not limited to, attics, basements and additions shall not be used for the care of children; and	Immediate
6.5(a)9		9. Portable fans shall be kept out of reach of children.	Immediate

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6.6(b)	Outdoor Space	(b) Swimming pools, wading pools, hot tubs, whirlpools and other containers and natural bodies of water at the family child care home shall be physically inaccessible to children except when they are supervised as specified in (c) below and document that all local ordinances that apply to a swimming pool or natural bathing area have been met.	Immediate
6.6(C)1-i,ii,iii		(c) The following supervision requirements shall apply whenever enrolled children use a pool or other container or body of water at the family child care home or any other location: 1. For pools and other bodies of water that are 24 inches or more in depth: i. One person at least 18 years old shall directly supervise up to two children; ii. Two people, one of which is at least 18 years old shall directly supervise three or more children; and iii. Maintain a ring buoy with a rope, extension pole or other device that can be used to rescue a swimmer in distress;	Immediate
6.6(C)3		3. At least one person providing supervision shall be certified in Cardiopulmonary Resuscitation (CPR).	Immediate
6.6(e)		(e) The provider shall ensure that each child riding a bicycle, using roller skates, inline skates, skate boards or who is a passenger on a bicycle, or towed by a bicycle, wears a safety helmet, as specified in the State Bicycle Helmet Law, N.J.S.A. 39:4-10.1.	Immediate
6.6(f)1,2-i,ii,iii		(f) The provider shall ensure that outdoor equipment, such as swings, slides and climbing apparatus: 1. Are installed and in keeping with the manufacturer's specifications and instructions; and 2. Are in good repair and shall ensure that: i. Openings do not pose entrapment hazard; ii. Equipment and apparatus shall be used only by the children for whom it is developmentally appropriate; and iii. All fencing shall be maintained in good condition.	Immediate
6.6(g)		(g) All garbage and refuse will be collected, stored and disposed of in a manner, which will not attract rodents or insects.	Immediate
6.7	Transportation and trips	(a) Whenever the provider transports enrolled children, the provider shall comply with all applicable State laws and/or rules regarding:	Immediate
6.7(a)3		3. The possession of vehicle liability insurance.	Immediate

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6.7(b)1,2,(i,ii)3,4		<p>(b) The provider shall ensure that the parents of all enrolled children are informed when their children are taken on walks away from the home. The provider may utilize a blanket permission slip for taking children on walks only if:</p> <ol style="list-style-type: none"> 1. Walks are within the provider's neighborhood; 2. The provider makes arrangements for the handling of visits or calls from parents either by: <ol style="list-style-type: none"> i. Having someone remain at the home; or ii. Utilizing a cellular telephone or telephone answering machine, and posting a notice on the entrance door of the home to inform parents of the children's location; 3. The route of the walk involves no safety hazards; and 4. The walk involves no entrance into a facility unless the facility has been indicated on the blanket permission slip. 	Immediate
6.7(c)1,2,3		<p>(c) The provider shall inform the parent(s) of enrolled children in advance of any field trip(s), outing(s) or special event(s) involving the transportation of children away from the home, including whether a school bus, school vehicle or private passenger vehicle is used, and whether the driver will be a staff member, a parent or another person. Before taking a child on such a field trip, outing or special event, the provider shall either:</p> <ol style="list-style-type: none"> 1. Secure individual permission slips signed by a parent for his or her child(ren) for each proposed trip, outing or special event; 2. Post a notice of a proposed individual field trip, outing or special event in a place of prominence within the home, on which a parent shall be asked to sign consent for his or her child to attend; or 3. Issue to every parent a written schedule of all field trips, outings or special events to be taken during any given time frame (that is, weekly, monthly, yearly). A parent shall be asked to sign this schedule indicating his or her consent for any or all field trips, outings or special events listed. 	Immediate
6.7(d)		<p>(d) The provider shall maintain on file a record of blanket permission slips for walks and signed individual permission slips for field trips, outings or special events.</p>	Immediate

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6.8(a)3	Health examinations for children	3. An up-to-date immunization record in accordance with the recommended immunization schedule established by the Advisory Committee on Immunization Practice of the Center for Disease Control and Prevention, as provided by the New Jersey Department of Health and Senior Service at N.J.A.C. 8:57-4. The immunization record shall be appropriate to the child's age or shall document that the child is under a prescribed medical program to obtain immunizations and a timetable for doing so; and	Immediate
6.8(a)4 i, ii		4. For children enrolled in a public or private school, the provider shall obtain a written statement from each child's parent indicating: i. That the child is in good health and can participate in the normal activities of the program; and ii. Any conditions or specific needs that may require special accommodations.	Immediate
6.8(f)		(f) After admission, each child shall have an annual physical health examination, including age-appropriate screenings and up-to-date immunizations. Such examination shall be performed by a health care provider within the preceding year period.	Immediate
6.9(c)	Sick Children	(c) The provider shall inform the parents of all enrolled children when any person in the home has a communicable disease as indicated by the New Jersey Department of Health and Senior Services requiring such notification (a list of the communicable diseases and the reporting requirements can be found on New Jersey Department of Health and Senior Services web site at www.state.nj.us/health). The sponsoring organization shall make such information available to the providers.	Immediate
6.10(b)	Injury to a child while in the provider's care	(b) Basic first aid supplies shall be in the home, and shall be stored out of children's reach but readily accessible to the provider, and shall minimally include: adhesive tape, band-aids, gauze pads, gauze roller bandage, disposable, non-latex gloves, cold pack, scissors, tweezers and thermometer.	Immediate
6.11(f)	Environmental sanitation and personal hygiene	(f) The provider shall use disposable rubber gloves, which shall be discarded after each use, when cleaning up blood, vomit, urine, fecal matter or other body secretions.	Immediate
6.11(g)		(g) The provider shall ensure that areas in the home, bedding, furniture, carpeting and clothing that come into contact with blood, vomit, urine, fecal matter or other body or animal secretions are cleaned with soap and water and disinfected with a commercially prepared disinfectant. This solution shall be used in accordance with label instructions.	Immediate

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6.11(h)	Environmental sanitation and personal hygiene	(h) The following equipment items or surfaces shall be cleaned with soap and water and disinfected with commercially prepared disinfectant after an incident, as specified in (g) above occurs: <ol style="list-style-type: none"> 1. Toilet seats; 2. Sinks and faucets; 3. Mops that were used in the clean-up; 4. Washcloths, towels and sponges that were used in the clean-up; and 5. Thermometers. 	Immediate
6.12(b)2	Activities for children	2. Programs for infants and toddlers shall include the applicable items for (b)1 above, and a daily routine adapted to the individual needs of each infant and toddler that fits, as much as possible, into the schedule set up by the parent.	Immediate
6.12(b)3		3. The provider shall maintain on file a written schedule of daily activities and provide a copy for the parents.	Immediate
6.12(c)		(c) The provider shall ensure that children are supervised while in swings, high chairs or stationary activity centers and do not remain in such equipment for more than 30 consecutive minutes; and that the majority of every child's waking hours are spent out of cribs and playpens in a safe, clean place where he or she may move and explore freely.	Immediate
6.13(b)	Rest and sleep	(b) Children under 18 months old and any child unable to walk unassisted shall sleep in a crib, playpen, cot, bed with side rails or on a mat at least one inch thick placed on the floor.	Immediate
6.13(c)		(c) Cribs, port-a-cribs and playpen with more than 2 and 3/8 inches between slats or between the side and end panels are not permitted.	Immediate
6.13(d)		(d) Cribs with decorative cutout areas in crib-end panels or tall decorative knobs on the corner posts that can entrap the child's head or catch the child's clothing shall not be used.	Immediate
6.13(e)		(e) Mattresses shall be tight-fitting with no more than one inch between the mattress and crib.	Immediate
6.13(f)		(f) Drop-side latches shall hold sides securely and not be accessible by the child in the crib.	Immediate
6.13(g)		(g) Pillows, quilts, comforters, sheepskins, stuffed toys, bumper pads and other soft products shall not be permitted in infant cribs, playpens or port-a-cribs.	Immediate

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6.13(h)1,2,3	Rest and sleep	<p>(h) When a provider has one or more bunk beds for the use by enrolled children, the provider shall ensure that no child under seven years of age is placed in a top bunk:</p> <ol style="list-style-type: none"> 1. Guardrails are required on both sides of the upper bunk; 2. The upper edge of the guardrails shall be no less than five inches above the top surface of the mattress when a mattress of the maximum thickness specified by the bed manufacturer's instructions is on the bed; and 3. A ladder shall be used for entering or leaving the upper bunk. 	Immediate
6.13(l)		<p>(l) The provider shall ensure that each child below one year of age is placed on their back in a face-up sleeping position unless a different sleeping position is indicated in writing by the child's health care provider. Such documentation of these sleeping positions shall be maintained at the family child care home.</p>	Immediate
6.16(b)1,2,3,4,5	Toilet training and diaper changing	<p>(b) The provider shall ensure that:</p> <ol style="list-style-type: none"> 1. Diapers are changed promptly when wet or soiled; 2. A clean nonporous surface or pad is used for diaper changes and sanitized after each use; 3. Caregivers wash their hands thoroughly with soap and warm water after each diaper change; 4. Sufficient quantities of clean diapers are available; and 5. A container with a lid for soiled diapers is used. 	Immediate
6.16(c)		<p>(c) The diaper changing area and potty chairs shall be cleaned and disinfected after each use.</p>	Immediate
6.18(b)1,2	Children with special needs	<p>(b) When the provider enrolls a child with special needs:</p> <ol style="list-style-type: none"> 1. The provider shall request that the parent provide written recommendations from the child's physician or any other person who has evaluated or treated the child regarding the specialized care or accommodations that a child with special needs requires; and 2. The provider shall make reasonable accommodations to serve a child with special needs unless such accommodations impose an undue hardship on the family child care home. If the accommodations cause undue hardship, written notification shall be provided to the parent and the sponsoring organization regarding the reasons for not enrolling the child. A copy of which shall be maintained by the provider. 	Immediate

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6.19(b)	Supervision	(b) The provider shall not engage in any activity while on duty during operating hours that distracts his or her attention from providing family child care services. Such activities shall include, but not be limited to, other employment, volunteer services, recreation, hobbies or frequent or prolonged socialization with adults.	Immediate
6.19(c)		(c) The provider shall not leave the premise of the family child care home unless an approved caregiver is present with the children.	Immediate
6.19(e)		(e) When a family child care home operates 24 hours a day, an alternate provider is required. No caregiver may work more than 16 consecutive hours.	Immediate
6.19(h)2		No provider nor any other person in the home or while transporting children shall: 2. Smoke within sight of children or while supervising children.	Immediate
6.20(b) 9,10	Guidance and discipline	9. Physical or chemical restraints; or 10. Isolation in any area that cannot be seen and supervised by the provider.	Immediate
6.22(a)	Night time child care	(a) The provider, substitute or alternate provider shall be awake and alert to meet the needs of the children at all times.	Immediate
6.22(b)		(b) If a child is in the care of the provider after 6:00 P.M., the provider shall establish a bedtime routine, in consultation with that child's parent(s) or guardian(s) and taking into account the age and developmental needs of the child and the time of the child's scheduled pick-up from the home.	Immediate
6.22(c)		(c) The provider shall provide, or shall ensure that each enrolled child's parent(s) or guardian(s) provide, appropriate clothing for the child to wear while sleeping;	Immediate
6.22(d)		(d) If a provider has one or more bunk beds for the use of enrolled children, the provider shall ensure that no child under seven years of age is placed in a top bunk, and the bunk bed meets requirements as specified in N.J.A.C. 10:126-6.13(h).	Immediate
6.22(e)		(e) The provider shall ensure that no enrolled child shares a sleeping room with an adult.	Immediate
6.22(f)		(f) The provider shall ensure that all beds, cots, cribs and mattresses have firm surfaces and meet the standards established by the Consumer Product Safety Commission.	Immediate
6.22(g)		(g) Breakfast shall be served to each child who goes directly to school from nighttime care, unless breakfast is provided by the school or by the parent(s) or guardian.	Immediate