

TRANSMITTAL SHEET FOR  
NOTICE OF INTENDED ACTION

Control 660 Department or Agency Human Resources

Rule No. 660-5-27-.04

Rule Title: Homes

New  Amend  Repeal  Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? Yes

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? Yes

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? No

Are all facets of the rule making process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

\*\*\*\*\*

Does the proposed rule have an economic impact? Yes

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of § 41-22-23, ALA.CODE 1975.

\*\*\*\*\*

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, ALA.CODE 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service:

Signature of certifying officer:

Date: October 22, 2012 *Amy C. Gupton*

DATE FILED  
(STAMP)

Alabama Department of Human Resource  
Adult Protective Services

**NOTICE OF INTENDED ACTION**

RULE NO. & TITLE: 660-5-27-.04 Homes

INTENDED ACTION: To amend rule 660-5-27-.04

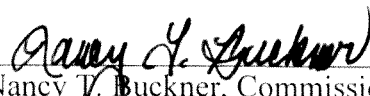
SUBSTANCE OF PROPOSED ACTION: The purpose of this rule amendment is to update the Alabama Administrative Code section referenced to coincide with Federal Mandatory Crib Standards effective December 28, 2012.

TIME, PLACE, MANNER OF PRESENTING VIEWS: All interested parties may submit data, views, or arguments respecting the proposed amendment by mail or in person through the close of business on December 5, 2012. Persons wishing to submit data, views, or arguments orally should contact the Department's Administrative Procedure Secretary between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday, excluding State holidays, at (334) 242-9330, or set up an appointment for such oral/in person presentations.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: December 5, 2012

CONTACT PERSON AT AGENCY:

Ms. Gail M. Grobe, APA Secretary  
State Department of Human Resources  
Gordon Persons Building  
50 Ripley Street, Room 2122  
Montgomery, Alabama 36130-4000

  
\_\_\_\_\_  
Nancy T. Buckner, Commissioner,  
Department of Human Resources

**ECONOMIC IMPACT STATEMENT  
FOR APA RULE  
(Section 41-22-23(f))**

Control No. 660 Department or Agency Human Resources

Rule No: 660-5-27-04

Rule Title: Homes

New  Amend  Repeal  Adopt by Reference

This rule has no economic impact.

This rule has an economic impact, as explained below:

1. NEED/EXPECTED BENEFIT OF RULE:

**On December 28, 2010, the U.S. Consumer Product Safety Commission (CPSC) voted unanimously to approve new mandatory standards for full-size and non-full-size baby cribs as mandated by the Consumer Product Safety Improvement Act of 2008 (CPSIA). Federal crib standards had not been updated in nearly 30 years and these new rules are expected to usher in a safer generation of cribs. Since the regulations mandate changes the crib standards, DHR must amend its Standards to comply with the law. The changes are effective December 28, 2012.**

2. COSTS/BENEFITS OF RULE AND WHY RULE IS THE MOST EFFECTIVE, EFFICIENT, AND FEASIBLE MEANS FOR ALLOCATING RESOURCES AND ACHIEVING THE STATED PURPOSE:

**Federal regulations that govern crib standards are effective December 28, 2012. These new standards will directly affect the childcare community. According to CPSC, these new rules are expected to stop the manufacture and sale of dangerous, traditional drop-size design; create stronger mattress supports and hardware; and establish better safety testing. Overall it is expected that the implementation of these standards will provides safer cribs for children in child care facilities.**

**A random sample of three major crib manufacturers was selected to get a projected cost of a crib, with a range of \$200-\$400. A telephone survey was also conducted with the following neighboring states (Georgia, Mississippi, Tennessee, Florida, and Louisiana), to get an average cost of cribs in their states that meets the new federal crib regulations. It was found that an average cost of \$262-\$381 is the cost of a compliance crib.**

3. EFFECT OF THIS RULE ON COMPETITION:

**Since this rule applies to all child care facilities in Alabama, it should not affect competition among child care facilities.**

4. EFFECT OF THIS RULE ON COST-OF-LIVING AND DOING BUSINESS IN THE GEOGRAPHICAL AREA WHERE THE RULE IS TO BE IMPLEMENTED:

**None.**

5. EFFECT OF THIS RULE ON EMPLOYMENT IN THE GEOGRAPHICAL AREA WHERE THE RULE IS TO BE IMPLEMENTED:

**No affect is anticipated.**

6. SOURCE OF REVENUE TO BE USED FOR IMPLEMENTING AND ENFORCING THIS RULE:

**There is no change in the cost of enforcing this rule.**

7. THE SHORT-TERM/LONG-TERM ECONOMIC IMPACT OF THIS RULE ON AFFECTED PERSONS, INCLUDING ANALYSIS OF PERSONS WHO WILL BEAR THE COSTS AND THOSE WHO WILL BENEFIT FROM THE RULE:

**The expected cost for providers is short-term in terms of purchasing a crib compliant with the federal standards. See also response to number 2 above. The benefit of safer cribs for children will be immediate.**

8. UNCERTAINTIES ASSOCIATED WITH THE ESTIMATED BENEFITS AND BURDENS OF THE RULE, INCLUDING QUALITATIVE/QUANTITATIVE BENEFITS AND BURDEN COMPARISON:

**The costs associated with the changes are one time only charges, which would entail replacing all existing cribs to comply with new safety regulations.**

9. THE EFFECT OF THIS RULE ON THE ENVIRONMENT AND PUBLIC HEALTH:

**\*\*Additional pages may be used if needed.**

**This rule will have a positive effect on the health and safety of infants and toddlers to further reduce the risk of injury associated with cribs.**

**10. DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE RULE IS NOT IMPLEMENTED:**

**According to information from the Consumer Product Safety Commission's Early Warning System ("EWS"), a pilot project monitored incident reports related to cribs and other infant sleep products reports the number of Fatalities-Between November 1, 2007 and April 11, 2010, a total of 147 fatalities associated with full-size cribs were reported to the commission, A majority of the deaths (107 out of 147, or almost 73 percent) were not related to any structural failure or design flaw of the crib. There were 35 fatalities attributable to structural problems of the crib. Nearly all (34 of the 35) were due to head/neck/body entrapments. More than half of these (18 out of 35) were related to drop-side failures. Almost all of the crib failures-whether they occurred due to detachments, disengagements, or breakages-created openings in which the infant became entrapped.**

**Nonfatal Injuries- Of the 3,520 incident reports involving full-size(and undetermined size) cribs. 1,675 reported a crib-related injury. The vast majority (97 percent) of these injuries were not serious enough to require hospitalization. Approximately half of those that did require hospitalization involved limb or skull fractures and other head injuries resulting from falls from cribs. Most of the remaining injuries resulted from children getting their limbs caught between crib slats, falling inside the crib and hitting the crib structure, or getting stuck in gaps created by structural failures.**

**\*\*Additional pages may be used if needed.**

ALABAMA DEPARTMENT OF HUMAN RESOURCES  
SOCIAL SERVICES DIVISION  
ADMINISTRATIVE CODE

CHAPTER 660-5-27  
DAY CARE LICENSURE – MINIMUM STANDARDS FOR  
FAMILY DAY CARE HOMES, FAMILY NIGHTTIME HOMES,  
GROUP DAY CARE HOMES, AND GROUP NIGHTTIME HOMES

TABLE OF CONTENTS

660-5-27-.01 Licensing Requirement  
660-5-27-.02 Definitions  
660-5-27-.03 Licensing Procedures  
660-5-27-.04 The Home  
660-5-27-.05 Licensee and Members of the Household  
660-5-27-.06 Care of the Children  
660-5-27-.07 Administration  
660-5-27-.08 Nighttime Homes  
660-5-27-.09 Group Day Care Homes  
660-5-27-.10 Group Nighttime Homes  
660-5-27-.11 Corrective/Adverse Actions  
660-5-27-.12 Hearings and Appeals  
660-5-27-.13 Equipment List  
660-5-27-.14 Meal and Snack Patterns

**660-5-27-.04 The Home.**

(1) Location.

(a) Each home licensed after the effective date of these regulations shall be the primary residence of the applicant/licensee. (Primary residence is determined by address, mortgage payment/rent, voting district, property taxes, etc.)

(b) Child care shall be provided within the family home, not in a separate building.

(c) If rental property is used, a written statement from the owner of the property granting permission for the applicant to operate a child care home, shall be obtained by the applicant and submitted to the Department at the time of initial application.

(d) At the time of initial application, a written statement of compliance with applicable zoning requirements shall be obtained and submitted to the Department. If no

zoning laws or ordinances are applicable, the applicant shall submit a written statement verifying he/she has checked with the local governing authority and there are no applicable zoning laws or ordinances.

(e) At the time of initial application, a written inspection report, with no violations cited, shall be obtained from the fire department with jurisdiction or from the state fire marshal, and submitted to the Department. The home shall comply with the fire code, building and safety codes adopted by the State Fire Marshal's Office.

(f) A written inspection report from the health department may be requested at the discretion of the Department at any time.

(g) Subsequent fire and health department inspection reports, after the initial inspection, may be requested by the Department and copies shall be submitted to the Department by the licensee.

(h) Homes licensed prior to the effective date of these regulations shall submit written statements and inspection reports listed in (c), (d), (e), and (g), above, at the time of the home's next license renewal.

(2) Indoor area. The home and grounds shall be maintained in a clean and safe condition.

(a) Injury prevention.

1. The home shall be free from apparent hazardous conditions.
2. The home shall have electricity, water, gas (if used for cooking/heating), and a waste disposal system (city sewage or septic tank).
3. The licensee shall have a working (land line service) telephone in the home.
4. All poisons, cleaning supplies, flammable and other dangerous substances shall be kept under lock and key or combination lock when not in use.

6. Animals in the home.

(i) Animals or breeds of animals that have shown aggressive behavior shall not be kept in the home or on the grounds.

(ii) Animals that are not aggressive but could pose a threat to the health and safety of the children shall be kept in an area away from the children.

(iii) Animals shall not be allowed in areas of food storage, food preparation or food service during the hours of child care.

(iv) A current certificate of rabies vaccination shall be on file in the home for any animal required by law to be vaccinated.

7. If fans are used for ventilation, blades within reach of children shall be enclosed for safety.

8. All exposed electrical outlets shall have protective covers. The covers shall be large enough to prevent being swallowed.

9. During hours of operation, all guns/firearms shall be unloaded and stored under lock and key or combination lock. Ammunition shall be stored separately from guns/firearms, under lock and key or combination lock.

10. All stairs used by the children shall have handrails within child's reach.

11. Smoking is prohibited during the hours of child care.

12. All medication shall be kept under lock and key or combination lock.

13. Clear glass doors, such as patio and storm doors, shall be plainly marked at child level, to prevent accidental impact.

14. Tools and machinery shall be kept in an area where the children cannot get to them.

15. Hot tubs shall be securely covered or drained during the hours of child care.

16. In the event of power failure or other emergency situations, the licensee shall have a flashlight in working condition, in a convenient location.

17. Consumption of alcohol is prohibited during hours of child care.

18. Non-prescription narcotic or illegal substances are prohibited in the home or on the grounds.

(b) Cleanliness and health.

1. The bathroom shall be clean.



2. Foot stools with non-skid legs shall be available for handwashing and toileting.
3. If potty chairs are used, they shall be promptly emptied into the toilet and washed and disinfected after each use.
4. The diapering area shall be a washable surface and shall be cleaned and disinfected after each use.
5. Sufficient clean, dry diapers and clothing shall be provided for each infant/toddler.
6. Wet or soiled diapers and other clothing shall be changed promptly.
7. Disposable diapers shall be placed in a covered, plastic-lined trash container inaccessible to children.
8. Reusable (cloth) diapers shall be rinsed in the toilet, placed in a plastic bag, and stored out of reach of children.
9. The licensee and each caregiver shall wash his/her hands with soap and warm running water after diapering each child, after assisting with toileting, and after contact with bodily fluids, even if gloves are used. Individual disposable paper towels shall be used for hand drying.
10. The licensee and each caregiver shall use single-use disposable gloves for diapering. Clean gloves shall be used for diapering each child. Used gloves shall be disposed of in a covered, plastic-lined container, inaccessible to children, and shall be disposed of daily.
11. Each child's hands shall be washed after diapering and toileting.
12. No child shall be left unattended while being diapered.
13. The diapering area shall be separate from areas used for serving, preparing, or storing food.
14. The home shall be maintained so as to prevent and eliminate rodent and insect infestation.
15. Garbage and trash shall be removed at intervals so as not to create a nuisance or a menace to health. Garbage shall be stored in fly-proof and watertight containers with tight fitting covers.

16. Bedding, toys, utensils, toilets, and sinks used by a sick child or household member shall be cleaned and disinfected before being used by another person.

17. All windows and doors used for ventilation shall be screened.

(c) Space.

1. There shall be at least thirty-two (32) square feet of usable indoor floor space for each child the home is licensed or permitted to serve. For homes licensed before the effective date of these regulations, the capacity of the home for licensing purposes shall be determined by the Department at the time of the home's next license renewal.

2. All rooms used for the care of children shall be well-lighted, adequately ventilated, and comfortably cooled or heated as appropriate to the season.

3. The home shall have space for providing privacy to a child as needed and to members of the licensee's household, whether for resting, studying, or other purposes.

4. Space shall be available for the temporary care and isolation of a sick child or members of the licensee's household.

5. The home shall have clean and appropriate facilities for the protection, storage, preparation, and serving of food.

6. Space shall be provided for storage of each child's personal belongings, such as, but not limited to boxes, plastic bins, milk crates, etc.

(d) Equipment and furnishings.

1. The licensee shall provide a crib, playpen, bed, or cot for each child who requires rest or sleep during the hours while in care.

2. No child shall sleep with an adult.

3. Each child younger than twelve (12) months of age shall sleep alone in a crib or play pen. If cribs are used, cribs manufactured with slats no more than 2 <sup>3</sup>/<sub>8</sub> inches apart shall be provided. A waterproof mattress which fits snugly against all sides of the crib shall be provided. Mattresses shall be in good condition, with no tears or exposed foam rubber or other stuffing.

(e) In accordance with the U.S. Consumer Product Safety Improvement Act of 2008, any crib provided by child care facilities and family child care homes must meet new and improved federal safety standards. To verify compliance with the federal standards for

all cribs, there shall be a certificate of compliance on file in the center and the crib must have a label attached showing the date of manufacture. (See Sample Form, Certificate of compliance, in Appendix M, page 90, for the required form).

4. In accordance with recommendations from the American Academy of Pediatrics, unless the infant has a note from a physician specifying otherwise, each infant shall be placed in a supine (on his/her back) position for sleeping to lower the risks of Sudden Infant Death Syndrome (SIDS).

5. In accordance with recommendations from the American Academy of Pediatrics, when an infant can easily turn over from the supine (back) to the prone (front) position, he/she shall be put down to sleep on his/her back, but allowed to adopt whatever position he/she prefers for sleep

6. In accordance with recommendations from the American Academy of Pediatrics, each infant (younger than twelve months) shall be placed in a prone (front) position part of the time he/she is awake and observed. “Tummy time” helps muscle development and reduces the tendency of back positioning to flatten the back of the infant’s head.

7. In accordance with recommendations from the American Academy of Pediatrics, unless a physician specifies the need for a positioning device that restricts movement within the child’s bed, such devices shall not be used.

8. In accordance with recommendations from the American Academy of Pediatrics, soft materials are prohibited in the infant’s sleeping environment.

(i) Soft materials or objects, such as pillows, quilts, comforters, or sheepskins, shall not be placed under a sleeping infant.

(ii) Soft objects, such as pillows, quilts, comforters, bumper pads, sheepskins, stuffed toys, and other gas-trapping objects shall be kept out of the infant’s sleeping environment.

9. No infant shall be put to sleep on a sofa, soft mattress, or other soft surface.

10. Each child between 12 and 18 months of age shall sleep alone in a crib or play pen or on a low cot.

11. Two children older than 18 months of age, of the same sex, may share a double or larger size bed, or may sleep alone on a cot or bed.

12. The beds, cots, cribs or play pens shall be clean and sanitary and free of hazards. They shall be maintained in good condition.

13. Bedding shall be adequate and appropriate to the season. Sheets and covers shall be laundered weekly or more often when soiled. Clean sheets shall be provided for use by each child. Clean covers shall be provided for use by each child older than twelve (12) months of age.

14. Beds, when not in use by household members, may be used for children in care provided that they are completely covered with clean linens before being used by the children.

15. Waterbeds shall not be used by a child at any time.

16. Upper or top bunk beds shall not be used by a child at any time.

17. No child shall sleep or nap on the floor.

18. The licensee shall provide a variety of toys, games, and other play equipment appropriate to the ages of children specified on the license/permit and to the interests of the children. The licensee shall provide at least two (2) items from each category for each age group for which the home is licensed or permitted, as listed in Rule 660-5-27-.13, the Equipment List. For homes licensed before the effective date of these regulations, required equipment shall be provided by August 31, 2003.

19. Video tapes shall be viewed by the licensee for appropriateness before being shown to children. Video tapes and reading materials with sexually explicit, frightening or violent content shall be kept in an area inaccessible to children.

20. First aid supplies shall be available for the treatment of minor cuts and abrasions and other minor injuries. Such supplies shall be stored out of the reach of children.

(3) Outdoor Area.

(a) Note: The Department of Human Resources does not inspect activities away from the home, including swimming and wading activities. The licensee shall assume full authority and responsibility for away from the home activities.

(b) If the licensee provides activities away from the home, a written statement, signed by each child's parent(s)/guardian(s), shall be on file in the home prior to the child's participation in such activities. The statement shall indicate that the parent(s)/guardian(s)

has/have been informed the Department of Human Resources does not inspect activities provided away from the home and that the licensee assumes full responsibility for such activities.

- (c) The home and grounds shall be maintained in a clean and safe condition.
- (d) Outdoor play area.
  - 1. Children shall be supervised at all times.
  - 2. The outdoor play area shall be free from apparent hazardous conditions.
  - 3. There shall be at least one outdoor play area of at least 300 square feet on the grounds. The outdoor play area shall be enclosed by a fence or wall at least four (4) feet in height, free from sharp, protruding edges, except where prohibited by federal regulations. Written documentation shall be submitted to the Department. Homes licensed before the effective date of these regulations, without a four (4) foot fence or wall, shall install a fence or wall at least four (4) feet in height by August 31, 2003, except as stated above.
  - 4. The licensee shall provide at least two (2) different items of active/outside play equipment listed in Rule 660-5-27-.13, Equipment List, for each age group specified on the license/permit. For homes licensed before the effective date of these regulations, required equipment shall be provided by August 31, 2003.
  - 5. Outdoor play equipment, which is not designed to be portable, shall be securely anchored so that it cannot be tipped over by an adult.
  - 6. Concrete or asphalt shall not be used under outdoor play equipment, except wheel toys.
  - 7. The outdoor play area shall be free of any stacked wood, construction materials, lumber, or firewood.
  - 8. Stairs or steps used by the children shall have handrails within child's reach.
- (b) Injury prevention.
  - 1. The home and grounds shall be free from apparent hazards including, but not limited to: abandoned automobiles; unused household appliances; uncovered wells and cisterns; stacked lumber with exposed nails; and explosives.
  - 2. Tools and machinery shall be inaccessible to the children in care.

3. All poisons shall be kept in a locked area (lock and key or combination lock).
4. Animals or breeds of animals that have shown aggressive behavior shall not be kept in the home or on the grounds.
5. Animals that are not aggressive but could pose a threat to the health and safety of the children shall be kept in an area away from the children.
6. A current certificate of rabies vaccination shall be on file in the home for any animal required by law to be vaccinated.
7. Water hazards on the grounds or adjacent to the grounds shall be inaccessible to the children.

(c) Swimming and wading.

1. Note: The Department of Human Resources does not inspect activities away from the home, including swimming and wading activities. The licensee shall assume full authority and responsibility for away from the home activities.

2. If the licensee provides activities away from the home, a written statement, signed by each child's parent(s)/guardian(s), shall be on file in the home prior to the child's participation in such activities. The statement shall indicate that the parent(s)/guardian(s) has/have been informed the Department of Human Resources does not inspect activities provided away from the home and that the licensee assumes full responsibility for such activities.

3. When a swimming pool (above ground or in-ground), two (2) feet or more in depth is accessible to the area used for child care, the pool shall be enclosed by a fence or a solid wall which has no doors, windows, or other openings. The sides of an above ground pool shall not be considered a fence or wall. The fence or wall shall be at least four (4) feet in height, with a locking gate. The gate and all areas of access shall remain locked at all times the pool is not in use.

(i) If children are allowed in the pool area, additional supervision shall be required. The adult to child ratio shall be: one adult caregiver for each child younger than 2½ years; one adult caregiver for every three (3) children, 2½ years up to 6 years of age; one adult caregiver to every five (5) children, 6 years of age and older.

(ii) A person with a current American Red Cross Lifeguard Training Certificate shall be in the pool area at all times when the pool is in use. A copy of the current American Red Cross Lifeguard Training Certificate shall be on file in the home.

- (iii) The pool shall be maintained in a clean and safe condition.
2. When a wading structure less than two (2) feet in depth is available to the children, there shall be continuous supervision by an adult caregiver. The wading pool shall be filled with clean water prior to each day's usage. The wading pool shall be emptied when not in use.
  3. The licensee shall be present during any swimming/wading activities.
  4. Written permission for participation in swimming/wading activities from each child's parent(s)/guardian(s) shall be on file in the home if swimming/wading is provided.
- (4) Transportation.
- (a) Note: The Department of Human Resources does not inspect activities away from the home. The licensee shall assume full authority and responsibility for away from the home activities.
  - (b) If the licensee provides activities away from the home, a written statement, signed by each child's parent(s)/guardian(s), shall be on file in the home prior to the child's participation in such activities. The statement shall indicate that the parent(s)/guardian(s) has/have been informed the Department of Human Resources does not inspect activities provided away from the home and that the licensee assumes full responsibility for such activities.
  - (c) The licensee shall be responsible for children whom they transport during the hours of care.
  - (d) When the licensee provides transportation to and from the home or another designated location, the licensee shall be responsible for picking the child up at the designated location and delivering the child to the care of the designated person.
  - (e) A transportation checklist shall be used any time children are transported, walking or by vehicle, to account for each child at every location.
  - (f) The licensee shall not transport any child in a vehicle without the written consent of the child's parent(s)/guardian(s).
  - (g) No child shall be left in a vehicle without adult supervision.
  - (h) The driver of the vehicle shall have a valid driver's license.

- (i) Doors of the vehicle shall be locked at all times when the vehicle is moving.
- (j) All passengers and the driver shall be secured in a seat belt or a child passenger restraint system.
  - i. Each child shall be properly secured using an aftermarket or integrated child passenger restraint system meeting applicable state and federal motor vehicle safety standards. Each child passenger restraint system shall be appropriate for the age and size of the child.
  - ii. Each child younger than one (1) year of age or weighing less than twenty (20) pounds shall be secured in an infant only or a convertible seat used in a rear facing position which is properly anchored to the vehicle, installed and used according to the manufacturer's instructions and maintained in good condition.
  - iii. Each child younger than five (5) years of age or weighing less than 40 pounds shall be properly secured in a convertible seat in the forward facing position or in a forward facing seat which is properly anchored to the vehicle, installed and used according to the manufacturer's instructions and maintained in good condition.
  - iv. Each child younger than six (6) years of age shall be properly secured in a booster seat which is properly anchored to the vehicle, installed and used according to the manufacturer's instructions and maintained in good condition.
  - v. Each child six (6) years of age and older shall be secured in an individual seat belt, as prescribed by law, which is properly anchored to the vehicle.
- (k) Children shall not be transported in the front seat of any vehicle with a passenger side air bag.
- (5) Emergency procedures.
  - (a) The licensee shall maintain a list of names and telephone numbers, posted by the telephone for emergency situations. The list shall include the name and telephone number of each child's parent(s)/guardian(s), each child's responsible relative, each child's doctor, law enforcement, fire department, hospital, poison control, Department of Human Resources, caregivers, and substitutes.
  - (b) A plan for the evacuation and care of the children in case of fire, tornado, serious accident or injury, or power failure shall be established and posted in a conspicuous place in the home. The licensee shall inform substitutes and all caregiver(s) of his/her duties and responsibilities in case of emergency. A written statement, signed by each



substitute and caregiver, verifying that he/she has been informed of emergency procedures shall be on file in the home.

(c) The licensee and each caregiver shall have a current Infant-Child (Pediatric) Cardiopulmonary Resuscitation Certificate (CPR) and a current First Aid Certificate. Copies of the certificates shall be on file in the home. On-line CPR and First Aid training are not acceptable.

Author: Barbara Green

Statutory Authority: Code of Alabama 1975 as amended (hereinafter referred to as Code), §§ 38-7-1 through 38-7-18, §§ 41-22-19, §§ 38-2-6(10), (12), (13), (15), §§ 26-14-3, §§ 26-14-4.

History: Permanent rule effective December 7, 2007. **Succedent Permanent**

**Amendment:** Filed December 6, 2012, effective January 11, 2013.

<b>III. APPENDICES.....</b>	<b>66</b>
A. Application for a license to operate a family/group day care/nighttime home .....	66
B. Mandatory Criminal History Check Notice.....	72
C. Medical report for persons giving care to children.....	73
D. Application form for staff.....	75
E. Reference form .....	78
F. Verification that staff persons/caregivers have read the <u>Minimum Standards</u> .....	80
G. Child's preadmission record .....	81
H. Authorization for administering medication.....	83
I. Injury/illness report form.....	84
J. Sign in/sign out form .....	85
K. Public notice form .....	86
L. Transportation checklists.....	87
<u>M. Certificate of Compliance.....</u>	<u>90</u>
N. Alabama Law.....	91
Title 38, Code of Alabama 1975, Chapter 7, Child Care .....	91
Title 26, Chapter 14, Reporting of Child Abuse or Neglect.....	102
Title 26, Chapter 15, Child Abuse Generally .....	107
Title 41, Chapter 22, State Government .....	108
Title 38, Chapter 13, Criminal History Checks .....	109

## M. Certificate of Compliance

### **CERTIFICATE OF COMPLIANCE CHECKLIST** **For full-size and non-full-size cribs**

The certificate of compliance states all of the following:

- Name and model number of the crib(s) covered by the certificate
  - Citation of each Consumer Product Safety Commission (CSPC) product safety regulation covered by the certificate (must include 16 CFR 1219 or 1220)
  - Name, full mailing address, and telephone number of the U.S. importer or domestic manufacturer certifying compliance of the product
  - Name, full mailing address, e-mail address, and telephone number of the person maintaining the records of the test results
  - Date (at least month and year) and place (at least city and country or administrative region) of manufacture. If the same manufacturer operates more than one location in the same city, the certificate should state the street address of the factory
  - Date and place where the compliance testing was done
  - Name, full mailing address and telephone number of any third-party laboratory that tested the product or conducted a testing program on which the certification is based
-