

Division of Licensing

Family and Group Family Child Care Rule Summary for Parents

Minnesota Rules, parts 9502.0300 - 9502.0445, &
Minnesota Statutes, sections 245A.02, &
Minnesota Statutes, sections 245C.01

- A. Minnesota Rules, Parts 9502.0300 to 9502.0445 govern the provisions of licensing family and group family child care. Minnesota Statutes 245A govern licensed programs and may supersede some requirements in the family child care rule. Minnesota Statutes 245C govern background study processes in licensed programs.
- B. Headings of the rule and statute are as follows:
- 9502.0315 - **Definitions.** This defines terms in the licensing rule.
 - 245A.02 - **Definitions.** This defines terms in the statutes.
 - 9502.0325 - **Licensing of facilities for children family day care and group family day care homes.** This specifies which child care situations must be licensed.
 - 9502.0335 - **Licensing process.** This specifies the process for licensing, and describes which conditions may affect the licensing process.
 - 245A.04 - **Application procedures.** This specifies the process for licensing including the Commissioner's right of access.
 - 245A.05 - **Denial of application.** This specifies the reasons for denial of an application.
 - 245A.06 - **Correction order and conditional license.** This specifies the reasons for issuing correction orders and for issuing a conditional license.
 - 245A.07 - **Sanctions.** This specifies the reasons for issuing licensing sanctions such as suspensions, revocations, fines, and temporary immediate suspensions.
 - 9502.0345 - **Agency records.** This specifies which records must be maintained by the county social service or human service agency for each provider.
 - 9502.0355 - **Caregiver qualifications.** This specifies the qualifications of providers of family and group family day care.
 - 9502.0365 &
9502.0367 - **Licensed capacity, child/adult ratios, age distribution restrictions.** This specifies the requirements of the total number of children in care including children under school age and total number of infants and toddlers. It also specifies the number of required caregivers including whether a caregiver must be an adult.
 - 9502.0375 - **Reporting to agency.** This specifies which reports the provider must make to the licensing agency or police, including suspected abuse and neglect of children.
 - 9502.0395 - **Behavior guidance; discipline.** This specifies the methods of child guidance to be utilized in family and group family day care. It also specifies that corporal punishment and emotional abuse are prohibited.

- 9502.0405 - **Admissions; provider records; reporting.** This specifies what must be included in provider policies. It specifies what information the provider is required to maintain on each child in care including records for children with disabilities.
- 9502.0415 - **Activities and equipment.** This specifies the activities and equipment which must be provided to facilitate the physical, intellectual, emotional, and special development of children in day care.
- 245A.14 - **Special conditions for nonresidential programs.** This specifies additional requirements for special family child care homes - including additional requirements for wading pools, swimming pools, and attendance records.
- 9502.0425 - **Physical environment.** This specifies the physical environment requirements including indoor and outdoor play space, water hazards, means of escape, stairways, decks, sewage disposal, indoor temperature, fire extinguishers, smoke detection systems, etc. Also includes smoking prohibition
- 9502.0435 - **Sanitation and health.** This specifies sanitation and health requirements including toxic, substances, sanitation and cleanliness, firearms, emergency procedures, pets in the home, diapering procedures, care of ill children, and the administration of medication.
- 245A.1435 - **Reduction of risk of sudden unexpected infant death in licensed programs.** This specifies safe sleeping requirements for sleeping infants in care.
- 245A.146 - **Crib safety requirements.** This specifies requirements and standards for cribs used by infants in care including monthly crib safety inspections.
- 245A.147 - **Family child care infant sleep supervision requirements.** This specifies suggestions for in-person checks for sleeping infants and the use of monitors.
- 245A.148 - **Family child care diapering area disinfection.** This specifies requirements for the disinfecting of the diaper changing area.
- 245A.152 - **Child care license holder insurance.** This specifies requirements regarding liability insurance and parent notification by the license holder.
- 245A.18 - **Child passenger restraint systems.** This specifies requirements when transporting children in care.
- 245A.50 - **Family child care training requirements.** This specifies training requirements for applicants, license holders, caregivers and substitutes in a family child care home.
- 9502.0445 - **Water, food, and nutrition.** This specifies requirements for food storage, safe water, milk, meals, and snacks.
- 245C.03- **Background study; individuals to be studied.** This specifies requirements regarding who must have a background study completed.

C. A complete copy of MN Rules, part 9502.0300 to 9502.0445 and MN Statutes 245A and 245C may be viewed at the day care residence, the county agency, or the Minnesota Department of Human Services. It may also be viewed or printed by going to the website of the Minnesota Office of the Revisor of Statutes at www.revisor.leg.state.mn.us/