

Members

Rep. William Crawford, Chairperson  
Rep. Mary Kay Budak  
Sen. Connie Lawson  
Sen. Rose Antich  
Marcia Hearn-Lindsey  
Carol Johnson  
Nathan Samuel  
Ellen Clippinger  
Cheryl Seelig  
Sven Schumacher  
Kimberly Tracy Armstrong  
Judith Ganser  
James Hmurovich  
Mara Snyder  
Judy Nevins  
Sharon Pierce



# BOARD FOR THE COORDINATION OF CHILD CARE REGULATION

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Authority: IC 12-17.2-3.1

## MEETING MINUTES<sup>1</sup>

**Meeting Date:** October 22, 2001  
**Meeting Time:** 9:00 A.M.  
**Meeting Place:** State House, 200 W. Washington St., Room 156B  
**Meeting City:** Indianapolis, Indiana  
**Meeting Number:** 6

**Members Present:** Rep. William Crawford, Chairperson; Rep. Mary Kay Budak; Sen. Connie Lawson; Sen. Rose Antich; Marcia Hearn-Lindsey; Carol Johnson; Nathan Samuel; Sven Schumacher; Kimberly Tracy Armstrong; Judith Ganser; James Hmurovich; Mara Snyder; Judy Nevins; Sharon Pierce.

**Members Absent:** Ellen Clippinger; Cheryl Seelig.

Rep. Crawford called the meeting to order at 9:05 A.M.

### Division of Family and Children Report

Jim Hmurovich, Director, Division of Family and Children (DFC), Family and Social Services Administration (FSSA) provided handouts to the members<sup>2</sup>. Mr. Hmurovich explained that the public notice requirements for proposed rules were followed in the rule making process for the proposed child care center rules (470 IAC 3-4.7, published in the

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<sup>1</sup> Exhibits and other materials referenced in these minutes can be inspected and copied in the Legislative Information Center in Room 230 of the State House in Indianapolis, Indiana. Requests for copies may be mailed to the Legislative Information Center, Legislative Services Agency, 200 West Washington Street, Indianapolis, IN 46204-2789. A fee of \$0.15 per page and mailing costs will be charged for copies. These minutes are also available on the Internet at the General Assembly homepage. The URL address of the General Assembly homepage is <http://www.ai.org/legislative/>. No fee is charged for viewing, downloading, or printing minutes from the Internet.

<sup>2</sup>See Exhibit 1.

September 1, 2001, Indiana Register). He explained, however, that simply meeting the legal requirements may have been insufficient in this particular circumstance and that additional comment from interested parties would be helpful. Mr. Hmurovich stated that DFC is committed to addressing the concerns of interested parties and that further comment on the proposed rules will be considered, possibly in another public meeting. He informed the Board that the proposed rules will be submitted to the Board before the proposed rules are finalized.

Rep. Crawford, Sen. Lawson, and Rep. Budak commended Mr. Hmurovich on his work as Director of the DFC and as a Board member.

### **Review and Adoption of the Final Report and Proposed Legislation**

Rep. Crawford requested that staff explain the draft final report. During the explanation, the Board made recommendations for amendments to the draft final report and approved the amended final report by voice vote.

The Board discussed the following issues and preliminary drafts of legislation:

#### *Activities Related to the Child Care and Development Fund (CCDF) Voucher Program*

PD 3330, concerning minimum eligibility standards for federal child care funding<sup>3</sup>. The Board discussed the PD and recommended: (a) prospective application of the fire safety provisions; (b) a determination of "age appropriate immunizations" by the Indiana State Department of Health (ISDH); (c) a provision that if drug testing is positive for illegal controlled substances, a provider is ineligible; and (d) language concerning use of child abuse and neglect information.

The Board adopted PD 3330, as amended, by a voice vote.

Patricia Cole, Healthy Child Care, Indiana, discussed sanitation concerns with regard to minimum standards. There was general discussion concerning this issue including the: (a) subjectivity of "cleanliness"; (b) use by the child care resource and referral agency (CCR), for monitoring purposes, of a list of child care health and safety standards<sup>4</sup> that is currently agreed to by providers; and (c) need for financial and legislative support for ongoing provider compliance monitoring by CCRs.

#### *Playground Equipment Safety*

There was general discussion concerning the playground equipment safety provisions of the proposed child care center rules including: (a) grant money to assist centers with compliance if the rules are adopted; (b) the federal source (Consumer Product Safety Division) of the provisions; and (c) the lack of playground equipment rules for child care homes and ministries. By a voice vote, the Board adopted a final report recommendation that the Board will develop a formal strategic plan to prioritize child care safety issues that should be addressed by statute or administrative rule.

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<sup>3</sup>See Exhibit 2.

<sup>4</sup>See Exhibit 3.

### *Quality of Care Provided in Child Care Facilities*

PD 3404, amending the statute concerning the Board<sup>5</sup>. The members discussed the provisions allowing the Board and subcommittees of the Board to meet throughout the year and requiring a subcommittee of the Board to be formed to work with public and private entities over three years to develop revisions to the child care system. The Board recommended that PD 3404 be amended to include a provision extending the Board through November 1, 2005.

The Board adopted PD 3404, as amended, by a voice vote.

PD 3433, concerning annual cardiopulmonary resuscitation certification in child care settings<sup>6</sup>, was discussed by the members. There was general discussion concerning: (a) the history of "current" certification; and (b) possible statutory language requiring annual certification of licensed home providers and ministry providers.

The Board adopted PD 3433 by a voice vote.

### *Role of Local Entities After Implementation of a Central Reimbursement Office*

The members discussed the issue and adopted, by voice vote, a final report recommendation that FSSA consider adopting administrative rules or issuing a nonrule policy document that clarifies the role of Step Ahead Councils and local entities in the CCDF voucher program.

### *Immunizations of Children in Child Care Settings*

The members discussed the issue, including PD 3442 requiring the ISDH to establish and maintain an immunization data registry<sup>7</sup>. PD 3442 will be considered in the October 24, 2001, meeting of the Health Finance Commission. The Board adopted, by voice vote, an additional statement in the final report that the Board encourages the Health Finance Commission to adopt PD 3442 for introduction in the 2002 session of the Indiana General Assembly.

### *Kinship Care in Relation to CCDF Voucher Funding*

The Board discussed the issue and adopted, by voice vote, a statement in the final report that a priority in Board activities during the 2002 interim is to achieve a balance in the Board's approach to child care regulation regarding: (1) child protection; (2) the relationship of children to relatives caring for them; and (3) the quality of child care provided by relatives.

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<sup>5</sup>See Exhibit 4.

<sup>6</sup>See Exhibit 5.

<sup>7</sup>See Exhibit 6.

**General Discussion**

Lois Mason, Hansel Child Development Center, South Bend, Indiana, requested direction for child care providers to assist the General Assembly in making decisions concerning child care regulation. The members emphasized: (a) contacting individual legislators; (b) educating legislators regarding the issues; (c) following legislation through the legislative process; and (d) following the issues throughout the year.

Ms. Cole informed the members that the Indiana Association for the Education of Young Children is establishing an email system to alert interested parties regarding legislative consideration of child care issues.

Ms. Snyder informed the members that the State Fire Marshal's office is starting a program, with FSSA funding, to focus on educating preschool children on fire safety. She stated that the "Learn Not To Burn" program is available to all child care providers and that information will be available through CCRRs.

With no further business to discuss, Rep. Crawford adjourned the meeting at approximately 11:00 A.M.