

Title 19 – DEPARTMENT OF HEALTH and SENIOR SERVICES
Division 30 – Division of Regulation and Licensure
Chapter 61 – Licensing Rules for Family Day Care Homes

PROPOSED AMENDMENT

19 CSR 30-61.025 Organization and Administration. The department is amending sections (1), (2) and (3), and adding section (4).

PURPOSE: This amendment specifies that policies and procedures are to be written, changes references of Child Care Licensing Unit to the department and includes language to accommodate legal entities. This amendment also removes child abuse and neglect language in an effort to not conflict with section 210.1080, RSMo 2018.

(1) Each family day care home shall be organized according to **written** policies and procedures which clearly establish job responsibilities and lines of administrative authority.

(2) If a family day care home is *[incorporated, the corporation]* **owned by a legal entity, the legal entity** shall designate *[one (1) of the officers of the corporation]* **a person** to be responsible for the daily operation of the facility and to meet the requirements of the child care provider. *[When the responsibility for the operation of a family day care home rests with a board of directors, the Child Care Licensing Unit]* **The department** shall be notified **in writing** immediately if there is a change of the *[officer]* **person** designated to be responsible for the daily operation of the facility and to meet the requirements of the child care provider. *[References and child abuse/neglect screening information shall be provided as required by 19 CSR 40-61.045 Initial Licensing Information.]*

(3) The person(s) **or legal entity** *[operating]* **who owns** a family day care home shall be responsible for meeting all debts and obligations incurred by the facility and for maintaining compliance with all licensing rules for family day care homes.

(4) When the responsibility for the operation of a family day care home rests with a board of directors, the department shall be notified in writing immediately if there is a change of the board president or chairperson.

*AUTHORITY: section 210.221.1(3), RSMo [Supp. 1993] 2018. * This rule previously filed as 13 CSR 40-61.060, 13 CSR 40-61.025 and 19 CSR 40-61.025. Original rule filed March 29, 1991, effective Oct. 31, 1991. Changed to 19 CSR 40-61.025, effective Dec. 9, 1993. Changed to 19 CSR 30-61.025 July 30, 1998. Emergency amendment filed February 15, 2019, effective February 25, 2019, expires August 23, 2019. Amended: Filed February 15, 2019.*

**Original authority: 210.221.1(3), RSMo 1949, amended 1955, 1987, 1993.*

PUBLIC COST: This proposed amendment will cost state agencies or political subdivisions less than five hundred dollars (\$500.00) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500.00) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this amended rule with Sue Porting, Department of Health and Senior Services, Section for Child Care Regulation, PO Box 570, Jefferson City, MO 65102, by faxing 573-526-5345, or via e-mail at Sue.Porting@health.mo.gov . To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*