

1 10A NCAC 09 .2102 is amended with changes as published in 40:06 NCR 505-506 as follows:

2
3 10A NCAC 09 .2102 USE OF CORPORAL PUNISHMENT

4 (a) Corporal punishment may be used in religious-sponsored child care facilities in accordance with G.S. 110-91(10),
5 ~~if:~~

6 (1) ~~the religious sponsored child care facility files a notice with the Division stating that corporal~~
7 ~~punishment is part of the religious training of its program; and~~

8 (2) ~~the religious sponsored child care facility states in its written policy of discipline that corporal~~
9 ~~punishment is part of the religious training of its program.~~

10 (b) The ~~facility's~~ discipline policy shall state when corporal punishment is used, what type of punishment is used,
11 ~~and~~ who will be administering the punishment, ~~[The discipline policy shall state]~~ ~~and~~ that parents will be informed
12 before and by the end of the day after their child has received corporal punishment ~~[and who will be administering the~~
13 ~~punishment]~~. The facility shall comply with their written discipline policy. If administered ~~[by facility staff]~~, corporal
14 punishment shall be limited to one swat by the hand on the buttocks of a child over the child's normal mode of dress
15 that does not result in any mark ~~on the skin~~ that lasts more than two hours or bruising. ~~[A]~~ ~~An additional staff member~~
16 ~~[witness]~~ shall be present when corporal punishment is administered. ~~[and]~~ Corporal punishment shall be administered
17 by the administrator or other designated staff member. A facility shall not administer corporal punishment more than
18 once a day per child. The facility's administrator shall complete an incident report whenever corporal punishment is
19 administered at the facility.

20 (c) The discipline policy shall be shared with all parents that have children enrolled at the facility and the facility shall
21 provide parents a copy of the policy for their records.

22 (d) If the facility's discipline policy changes, the new policy shall be shared with parents 14 days prior to the change
23 becoming effective. A copy of the revised discipline policy shall be submitted to the Division within 30 days of the
24 effective date of the revised policy.

25 (e) A discipline policy that meets the requirements of this Rule shall not preclude the investigation of a complaint ~~by~~
26 ~~the Department of Health and Human Services, Division of Child Development and Early Education,~~ alleging
27 inappropriate discipline of a child or child maltreatment as specified in G.S 110-105.3.

28
29 *History Note:* Authority G.S. 110-91(10); 110-106; ~~110-88; 110-85;~~

30 *Eff. October 1, 2017.*

31 *Amended Eff. May 1, 2026.*