

1 10A NCAC 09 .1718 has been amended with changes as published in 30 NCR 06 604-606 as follows:

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3 10A NCAC 09 .1718 REQUIREMENTS FOR DAILY OPERATIONS

4 ~~(4)~~ (a) Adequate supervision as described below: Children shall be adequately supervised at all times.

5 ~~[Adequate supervision]~~ “Adequate supervision” shall mean that:

6 ~~(a)~~ (1) For pre-school age children, the operator ~~[must]~~ shall be positioned in the indoor and outdoor  
7 environment to maximize ~~[their]~~ his or her ability to hear and see the children at all times and render  
8 immediate ~~assistance; or~~ assistance;

9 ~~(b)~~ (2) For school-age children, the operator ~~[must]~~ shall be positioned in the indoor and outdoor  
10 environment to maximize ~~[their]~~ his or her ability to hear or see the children at all times and render  
11 immediate ~~assistance; assistance;~~

12 (3) The operator ~~[must]~~ shall interact with the children while moving about the indoor or outdoor area;  
13 and

14 ~~(c)~~ (4) For children of all ages:

15 (i) the operator ~~[must]~~ shall know where each child is located and be aware of  
16 children's activities at all times;

17 (ii) the operator ~~[must]~~ shall provide supervision ~~[appropriate]~~ according to the individual age,  
18 ~~[needs]~~ needs, and capabilities of each child; and

19 (iii) all of the conditions in this Paragraph shall apply except when emergencies necessitate  
20 that ~~[direct]~~ adequate supervision is impossible for brief periods of time.

21 ~~[Documentation]~~ Written documentation of emergencies ~~stating the date, time, and~~  
22 ~~reason~~ shall be maintained and available for review by Division representatives upon  
23 request.

24 (A) ~~For children who are awake, staff shall interact with the children while moving about the~~  
25 ~~indoor or outdoor area, and shall be able to hear and see the children at all times, except~~  
26 ~~when emergencies necessitate that direct supervision is impossible for brief periods of~~  
27 ~~time; and~~

28 (B) ~~For children who are sleeping or napping, the staff are not required to visually~~  
29 ~~supervise them, but shall be able to hear and respond quickly to them. Children shall not~~  
30 ~~sleep or nap in a room with a closed door between the children and the supervising staff.~~  
31 ~~The staff shall be on the same level of the home where children are sleeping or napping.~~

32 ~~(a)~~ (b) The operator shall provide the following on a daily basis for all children in care:

33 (1) Developmentally appropriate equipment and materials for a variety of outdoor activities  
34 ~~which~~ that allow for vigorous play, large and small muscle development, and social,  
35 emotional, and intellectual development. ~~For purposes of this Rule “vigorous” means done with~~  
36 ~~force and energy.~~ Each child shall have the opportunity for outdoor play each day that weather

1 conditions permit. The operator shall provide space and time for vigorous indoor activities when  
2 children cannot play outdoors;

- 3 (2) An individual sleeping space such as a bed, crib, play pen, cot, mat, or sleeping bag with  
4 individual linens for each pre-school aged child in care for four hours or more, or for all  
5 children if overnight care is provided, to ~~rest.~~ ~~rest comfortably.~~ Individual sleep requirements  
6 for infants aged 12 months or younger shall be provided for as specified in 10A NCAC  
7 09 .1724(a)(2). Linens shall be changed weekly or whenever they become soiled or wet;

8 ~~(6)~~ (3) For children who are sleeping or napping, the operator is not required to visually supervise them,  
9 but shall be able to hear and respond ~~quickly~~ without delay to them. Children shall not sleep or  
10 nap in a room with a closed door between the children and the operator. The operator shall be on  
11 the same level of the home where children are sleeping or ~~napping;~~ napping;

- 12 ~~(5)~~ ~~(7)~~ (4) A safe sleep environment by ensuring that when a child is sleeping or napping, bedding or other  
13 objects shall not be placed in a manner that covers the child's face;

14 ~~(3)~~ (5) A quiet, separate area which that can be easily supervised pursuant to Paragraph (a) of this Rule for  
15 children who become ill to the extent that they can no longer participate in routine group activities.  
16 too sick to remain with other children. Parents shall be notified immediately if their child becomes  
17 too sick to remain in care;

18 ~~(8)~~ (6) The opportunity each day for each child under the age of 12 months to play while awake  
19 while positioned on his or her stomach;

20 ~~(9)~~ (7) Developmentally appropriate activities as planned on a written schedule. Materials or  
21 equipment shall be available indoors and outdoors to support the activities listed on the  
22 written schedule. The written schedule shall:

23 (A) ~~(a)~~ Show blocks of time usually assigned to types of activities and include periods of  
24 time for both active play and quiet play or rest;

25 (B) ~~(b)~~ Be displayed in a place where parents are able to view; view it;

26 (C) ~~(c)~~ Reflect daily opportunities for both free choice and guided activities;

27 (D) ~~(d)~~ Include a minimum of one hour of outdoor play throughout the day, if weather  
28 conditions permit; and

29 (E) ~~(e)~~ Include a daily gross motor activity which that may occur indoors or outdoors; and  
30 outdoors.

31 ~~(8)~~ ~~(10)~~ (c) When screen time, including videos, video games, and computer usage, is provided, it shall be:

32 ~~(A)~~ ~~(a)~~ (1) Offered only as a free choice activity, activity;

33 ~~(B)~~ ~~(b)~~ (2) Used to meet a developmental goal, goal; and

34 ~~(C)~~ ~~(c)~~ (3) Limited to no more than two and a half hours per week for each child two years  
35 of age and older.

36 Usage time periods may be extended for specific special events, projects, occasions such as a current  
37 event, homework, on-site computer classes, holiday; holiday, and birthday celebration. Screen time

1 is prohibited for children under the age of two years. The operator shall offer alternate activities for  
2 children under the age of two years.

3 ~~(S)~~ (d) Nothing contained in this Rule shall be construed to preclude a "qualified person with a disability,"  
4 as defined by G.S. 168A-3(9), or a "qualified individual," ~~individual with a disability,"~~ as defined by the  
5 Americans With Disabilities Act at 42 U.S.C. 12111(8), from working in a licensed child care facility.  
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7 *History Note:* Authority G.S. 110-85; 110-88; ~~110-91(2),(12);~~ 110-91(2); 110-91(12);  
8 *Eff. July 1, 1998;*  
9 *Amended Eff. May 1, 2016; December 1, 2012; July 1, 2010; March 1, 2006;*  
10 *May 1, 2004.*