

## **Students**

BP 5148 (a)

### **CHILD CARE AND DEVELOPMENT**

The Governing Board desires to provide child care and development services which meet the developmental needs of children and offer a convenient child care alternative for parents/guardians in the community.

The Board shall enter into a contract with the California Department of Social Services (CDSS) for the provision of child care and development services by the district.

The district shall work cooperatively with the local child care and development planning council, public and private agencies, parents/guardians, and other community members to assess child care needs in the community, establish program priorities, obtain ongoing feedback on program quality, and supply information about child care options.

The Board shall approve for the district's child care and development program a written philosophical statement, goals, and objectives that reflect the cultural and linguistic characteristics of the families to be served and address the program components specified in 5 CCR 18272-18281 and the accompanying administrative regulation. (5 CCR 18271)

When a district child care program is physically closed by local or state public health order due to the COVID-19 pandemic, the district shall provide distance learning when required to do so as a condition of funding or when required by law.

#### **Eligibility and Enrollment**

Child care admissions policies and procedures shall be in writing and available to the public. Such policies and procedures shall include criteria designating those children whose needs can be met by the center's program and services, the ages of children who will be accepted, program activities, any supplementary services provided, any field trip provisions, any transportation arrangements, food service provisions, and health examination requirements. (5 CCR 18105; 22 CCR 101218)

The Superintendent or designee shall ensure that subsidized child care is provided to eligible families to the extent that state and/or federal funding is available and in accordance with enrollment priorities specified in Welfare and Institutions Code 10271 and 5 CCR 18106.

To the extent that space is available after the enrollment of children who are eligible for subsidized services, priority for admissions shall be given to district students, children of district students, and children of district employees.

A child's eligibility for transitional kindergarten enrollment shall not impact family eligibility for a childcare or preschool program. (Education Code 48000)

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Staffing

The Superintendent or designee shall ensure that individuals working in child care and development programs have the necessary qualifications and have satisfied all legal requirements.

Facilities

Upon recommendation of the Superintendent or designee, the Board may approve any of the following for the provision of child care and development services:

1. The use of existing district facilities that have capacity
2. Renovation or improvement of district facilities to make them suitable for such services
3. Purchase of relocatable child care facilities
4. Inclusion of child care facilities in any new construction
5. Agreement with a public agency or community organization for the use of community facilities

The Superintendent or designee shall ensure that facilities used for child care services meet all applicable health and safety standards. (5 CCR 18020; 22 CCR 101238-101239.2)

Complaints

For a licensed child care center, any complaint alleging health and safety violations shall be referred to CDSS. (5 CCR 4611).

Any other alleged violation of state or federal laws governing child care and development programs shall be investigated and resolved using the district's procedures in BP/AR 1312.3 - Uniform Complaint Procedures.

Program Evaluation

The Superintendent or designee shall annually conduct an evaluation of the district's child care and development services in accordance with state requirements. The results of the evaluation shall be used to develop an action plan which establishes program goals and objectives for the coming year and addresses any areas identified as needing improvement. (5 CCR 18279-18281)

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BP 5148 (c)

*State:*

22 CCR 101151-101239.2: General requirement, licensed child care centers  
22 CCR 101212-101231: Continuing requirements  
22 CCR 101237-101239.2: Facilities and equipment  
5 CCR 18000-18434: Child care and development programs  
5 CCR 18012-18122: General requirements  
5 CCR 18180-18192: Federal and state migrant programs  
5 CCR 18210-18213: Severely handicapped program  
5 CCR 18220-18231: Alternative payment program  
5 CCR 18240-18248: Resource and referral program  
5 CCR 18270-18281: Program quality, accountability  
5 CCR 18290-18292: Staffing ratios  
5 CCR 18295: Waiver of qualifications for site supervisor  
5 CCR 18300-18308: Appeals and dispute resolution  
5 CCR 4610-4687: Uniform complaint procedures  
5 CCR 80105-80125: Commission on Teacher Credentialing, child care and development permits  
Ed. Code 49540-49546: Child care food program  
Ed. Code 49570: National School Lunch program  
Ed. Code 56244: Staff development funding  
Ed. Code 8200-8209: General provisions for child care and development services  
Ed. Code 8200-8499.10: Child Care and Development Services Act  
Ed. Code 8210-8216: Resource and referral program  
Ed. Code 8220-8226: Alternative payment program  
Ed. Code 8230-8233: Migrant child care and development program  
Ed. Code 8235-8239: California state preschool program  
Ed. Code 8240-8244: General child care programs  
Ed. Code 8250-8252: Programs for children with special needs  
Ed. Code 8263: Eligibility and priorities for subsidized child development services  
Ed. Code 8263.3: Disenrollment of families due to reduced funding levels  
Ed. Code 8263.4: Enrollment of students ages 11-12 years  
Ed. Code 8273-8273.3: Fees  
Ed. Code 8278.3: Child Care Facilities Revolving Fund  
Ed. Code 8360-8370: Personnel qualifications  
Ed. Code 8400-8409: Contacts  
Ed. Code 8482-8484.65: After School Education and Safety Program  
Ed. Code 8484.7-8484.8: 21st Century community learning centers  
Ed. Code 8493-8498: Facilities  
Ed. Code 8499-8499.7: Local planning councils  
H&S Code 120325-120380: Immunization requirements  
H&S Code 1596.70-1596.895: California Child Day Care Act  
H&S Code 1596.90-1597.21: Day care centers

*Federal*

42 USC 1751-1769j: National School Lunch Program  
42 USC 9831-9852: Head Start programs  
42 USC 9858-9858q: Child care and development block grant  
45 CFR 98.2-98.93: Child care and development fund  
7 CFR 210.1-210.31: National School Lunch Program

*Management Resources*

California Department of Education Publication: Keeping Children Healthy in California's Child Care Environments: Recommendations to Improve Nutrition and Increase Physical Activity, 2010  
California Department of Education Publication: Uniform Complaint Procedures, 2014

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California Department of Education Publication: 12-07 Disenrollment due to Maximum Reimbursable Amount Reduction, Management Bulletin, July 2012

California Department of Education Publication: 14-03a Revised Child Care and Development Fee Schedule, Management Bulletin, September 2014

Court Decision: CBS Inc. v. The Superior Court of Los Angeles County, State Department of Social Services, (2001) 91 Cal.App.4th 892

Website: California Association for the Education of Young Children

Website: California Child Development Administrators Association

Website: California Department of Education, Early Education and Support Division

Website: California Department of Education, Early Education Management Bulletins

Website: California Department of Social Services, Licensing Information

Website: California Head Start Association

Website: California School-Age Consortium

Website: National Association for the Education of Young Children

Website: Commission on Teacher Credentialing

Website: CSBA

Website: U.S. Department of Education

Policy Adopted: 03/09/2022

ORCUTT UNION SCHOOL DISTRICT  
Orcutt, California