

Regulation Rule	Why it doesn't fit Public School	Suggestion
<p>7.3.1.3 The program director of a CBCCPP licensed to serve thirteen (13) – fifty-nine (59) children shall be qualified as a teacher associate, and shall have completed either: A Vermont Early Childhood and Afterschool Program Director Step One (1) Certificate; or 90 Successful completion of a three (3) college credit course in program management for early care and education or for school age care and education, or in staff supervision related to early care and education of children; and a three (3) college credit course in curriculum.</p>	<p><i>This does not fit into the public school structure. Because the "director" is required to be in the program more than 60% of the time, our classroom teachers are designated as directors. Our early childhood coordinators, (who are the directors and supervisors), are managing programs in several public school buildings and therefore cannot be listed as the directors. Our teachers listed as directors are not supervisors, as defined in the regulations.</i></p>	
<p>6.2.4.1 The licensee shall ensure that the CBCCPP has at least one (1) staff member who meets the qualification for the position of program director and that the program director is present at the CBCCPP at least 60% of the hours of operation.</p>	<p><i>In a public school system, preschool classrooms are in different buildings and different towns. The person designated as the Director of Early Childhood programs, who would supervise the classroom teachers is NOT located in the schools. They cannot be physically in each school building 60% of the time. They can be present in their job, but not on location.</i></p>	
<p>Role of the public school Principal</p>	<p><i>While it makes sense to outline the qualifications of an administrator in a child care center, public schools already have a qualified principal and or assistant principal and usually a facilities manager on site and/or an Early Childhood Director/Coordinator. It is a given that these administrators are licensed as administrators and, therefore, it should be assumed that this meets the intention of highly qualified administrators. Principals should be automatically counted as the administrator and be exempt from having to enter all their information into the BFIS system and be required to keep this additional account up to date. They</i></p>	

	<p><i>already do this for AOE license.</i></p> <p><i>Furthermore, the suggestion of having the public school preschool teacher take additional courses to meet this administration requirements is excessive. The amount of coursework needed would put them on the path to becoming an administrator, which is not their desired career path. These professionals are on a public school master contract and cannot be required to take administration coursework.</i></p> <p><i>One of the required courses is supervision, which they will not do as classroom teachers.</i></p> <p><i>Another requirement is a business management course, which does not apply as public schools have business managers.</i></p>	
<p>7.2.2 Background checks The licensee shall ensure that all new staff and auxiliary staff, prior to working with children in the CBCCPP; and any new individual designated as the representative of the licensee shall submit a Records Check Authorization form to the Division and shall submit to fingerprinting at a location designated by the Division after having received the Fingerprinting Authorization Certificate by the Division.</p>	<p><i>Should not be required as all public school staff are already fingerprinted. In addition, the categories to choose from do not apply to public school roles:</i></p>	<p><i>It would be helpful if we could have the form immediately upon hire so that the public school employees can bring BOTH the AOE form AND the AHS form when getting fingerprinted. As a director, I am aware of who will be in contact with the students and need the have the fingerprinting done. When we have to wait for you to send us the determination, then we must send staff out to police station a SECOND time for a second fingerprinting fee.</i></p>
<p>7.2.2 Background checks</p>	<p>Determining the actual roles is challenging as some employees have contracts with the SU and others with the local school board, which would be different employers, so while they are all in the same program, they are technically employed by different employers, which changes their category.</p>	<p>Public school should not have to do a background checks for AHS.</p>

	<p>Because our support staff (paras) are under an SU contract, they can work in any of the public school preschool classrooms, and often sub for each other when needed. Therefore they must be listed on every single site in the SU. We are often questioned why there are so many people listed for each site.</p>	
<p>2.3.8.8. Building requirements The prospective licensee shall ensure that the drinking water system complies with the testing requirements in the Vermont Water Supply Rule and have a first draw test for lead analyzed by a Drinking Water Laboratory certified by the State of Vermont according to 18 V.S.A. §501b.</p>	<p><i>Public school buildings already have been inspected for fire codes, water safety, etc. and this should not have to be resubmitted to CCL.</i></p>	<p>Exempt from this rule</p>
<p>7.4.1 The program director shall ensure within six (6) months of starting work in the CBCCPP, staff shall have an Individual Professional Development Plan (IPDP). This shall be documented in the individual's BFIS Quality and Credential Account or in the staff file on site. IPDPs shall be updated at least once every 365 days. BFIS System</p>	<p><i>Public school employees already show professional development to the AOE for renewal, so it is redundant to force them to use the BFIS system.</i></p> <p>Many of the presenters of the trainings public schools attend are not in the BFIS system as a Northern Lights Instructor.</p> <p>Professionals, like SLPs, must maintain a higher standard of renewal to ASHA and should therefore be exempt from maintaining a BFIS profile. We have been told they should be listed as "teacher" as they cannot be partner or auxiliary staff. As teacher they are forced to maintain a BFIS file, which is the third professional place they need to maintain files.</p>	<p>Exempt</p>
<p>4.2 Visits and Access to Children The program director shall ensure that parents have access to the CBCCPP, staff primarily involved with their children, and to their children without delay at any time children are in attendance and without prior approval. This does not prohibit CBCCPP from locking their doors for security purposes or</p>	<p><i>Some public school have different policies regarding when and how parents are allowed in the building that contradicts these rules.</i></p>	

checking parent's identification.		
5.10.3 Outdoor Play area	<i>Often school playgrounds double as public parks and are maintained by the city or town. Preschools, therefore, have very little control over the budget and purchasing control to have these parks meet licensing regulations.</i>	Exempt
5.10.4.4 Bathrooms	<i>Public school buildings cannot always guarantee that there will be a bathroom in the classroom or conveniently located.</i>	Exempt
5.10.4.4.3 The licensee shall ensure the bathroom is equipped with properly functioning toilet(s) and hand sink(s) that meet criteria in the rule 5.2.1.5 of these regulations.	<i>Public schools cannot guarantee there will be a sink in the bathroom. Sometimes there is a toilet, but the student must come out of the classroom for the sink. This is the ONLY sink in the program and must be used for all purposes (food and toileting).</i>	Exempt
5.2.1.5 Sinks used for hand washing shall have hot and cold running water that comes from a single spigot. The hot water shall not exceed 120°F.	<i>This is determined by the school building, not the program.</i>	Exempt
6.2.6 Supervision of Children Staff shall ensure visual supervision of children, except as allowed in rules 6.2.6.1-6.2.6.4 of these regulations. 6.2.6.1 Staff shall be able to hear all children of pre-kindergarten age and younger at all times, shall be able to see the children with a quick glance, and shall be able to physically respond immediately.	<i>Five-year-old preschoolers in a public school building, especially those who are in their second year of preschool and familiar with the building, should be allowed to walk to the school library, or bring notes to the office with a partner, move about the school with an older "Buddy" class student, without a preschool teacher needing to ensure visual supervision of them.</i>	Exempt
5.10.2.3.1 The CBCCPP shall have a refrigerator to keep perishable foods at 40°F or colder and a freezer to maintain frozen food at 0°F or colder. Food stored in the refrigerator, including lunch boxes, shall be stored in a manner that allows the free circulation of cool air. All refrigerated foods shall be	<i>For programs that use the school based food servicing, there is no need for a refrigerator in the classroom or having every food item in a lunchbox labeled. School based preschool programs can follow the same expectations as public school Kindergarten classrooms of packing lunchboxes</i>	Exempt

<p>covered. 5.10.2.3.2 All food shall be stored in containers that are dated. Food items used by or intended for specific children shall be plainly labeled.</p>	<p><i>with coolpacks.</i></p>	
<p>5.11.1.2 Food The program director shall ensure that individuals responsible for food preparation have knowledge of nutritional requirements, sanitary food preparation, storage and clean-up and adhere to the CBCCPP's policies related to food safety and food and nutrition. 5.11.1.3 The program director shall ensure that menus are planned in advance, dated, and posted so that they are clearly visible to parents. Any changes to the posted menu shall be noted. Menus of meals and snacks for the preceding six (6) weeks shall be kept on file.</p>	<p><i>Food prep and menus are a services contracted by the school district and either transported into schools or prepared in the public school kitchen. As an Early Childhood director, I have no control over the menu or the kitchen conditions of the school. All of our program participate in the free and reduced food programs and should be exempt from these regulations.</i></p>	<p>Exempt</p>
<p>7.6 Use of a Business Manager In the event that a program, licensed for thirteen (13) or more children, employs a business manager the following will apply:</p>	<p><i>All of these requirements should not apply to public school programs as the early childhood coordinators do not hire this person, nor do they have permission to hold their files.</i></p>	<p>Exempt</p>
<p>8.2.1 Staff files (public school exemption) Notwithstanding onsite staff documentation for application for employment, references, and written annual performance reviews from rule 3.4.5.1, the licensee shall maintain a legally notarized affidavit on site, signed by the licensee or designee, testifying that each staff file contains these records as required in the rule 3.4.5.1 of these regulations. The licensee shall permit representatives of the Division to have full access to off-site records to verify documentation.</p>	<p><i>Files kept in HR must follow HR rules of access to the files. In other words, HR personnel will not let a licensor access the documents held in central office without prior consent for release from the school employee.</i></p>	<p>Exempt</p>
<p>7.1.3 Orientation of Staff Public School preschool programs should not have to provide orientation for</p>	<p>The school nurse should administer medications</p>	

the following items listed under this requirement: Administration of medication requirements; Staffing requirements to include opening and closing:	Other school staff do this.	