

Attachment 9

18 NYCRR Part 413

Child Day Care Definitions, Enforcement and Hearings

Section 413.2(b)(4) Definitions

4. School-age child care program means a program or facility which is not a residence in which child day care is provided to an enrolled group of seven or more children under 13 years of age during the school year before and/or after the period such children are ordinarily in school or during school lunch periods. School-age child care programs also may provide care during school holidays and those periods of the year in which school is not in session, including summer vacation. Such programs must operate consistent with the local school calendar. The name, description or form of the entity which operates a school-age child care program does not affect its status as a school-age child care program.

i. Age of children: A school-age child care program may provide care for school-age children of any age. If the program provides care for children over 13 years of age, the program must meet all regulatory standards in regard to such children just as if the children were under 13 years of age. No child may be admitted unless the child is enrolled in kindergarten or a higher grade or is at least six years of age. Children may receive care through the conclusion of high school.

Part 414

School-Age Child Care

SACC 414.8 Supervision of Children

Minimum Supervision Ratios Based on Group Size

AGE OF CHILDREN	TEACHER/CHILD MAXIMUM RATIO	MAXIMUM GROUP SIZE
through 9 years	1:10	20
10-12 years	1:15	30

(k) The supervision ratios are as follows:

(1) for a child of school-age through the age of nine years old:

- (i) there must be one teacher for every 10 children;
- (ii) the maximum group size is 20 children.

(2) for children between the ages of 10 years old and 12 years old:*

- (i) there must be one teacher for every fifteen children;
- (ii) the maximum group size is 30 children.

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(l) Group size and mixing different age children within groups.

(1) Group size refers to the number of children cared for together as a unit. Group size is used to determine the minimum teacher/child ratio based upon the age of the children in the group.

(2) Group size must be maintained in common areas of the building and grounds.

(3) Groups of children may not be mixed together to use outdoor play areas, exercise areas, gym rooms or other common areas of the center unless, the space is large enough to accommodate multiple groups which must be kept separate.

(4) When a school-age child care program cares for children in groups including children both over and under 10 years of age, the teacher/child ratio used must be that ratio applicable to the youngest child in the group.