

## Group Day Care Homes

This workbook contains the following data:

Total Possible Inspections = 348

Count of Inspections with no Violations = 21 (6%)

High Compliance Inspections with 3 or less violations= 90 (25.9%)

All inspections with 10 or more violations = 90 (25.9%)

Total Inspections Used for Analysis = 180

Total Percentage of Inspections Used for Analysis = 51.7%

30 Regulations had a Phi of .25 or greater

**NOTES:**

Utilized a Random Sample to increase count of High Compliance

If all inspections with 3 or less violations were included High Compliance would be 30% of the total of all inspections

MONTANA

Group\_Phi\_Std

REGULATION	STD_PHI	CHAPTER	REGULATION TEXT
37.95.128(1)a-d	0.63	DOCUMENTATION OF THE ABSENCE OF UNUSUAL HEALTH RISKS FOR CHILDREN UNDER AGE TWO	(1) A day care facility must have on file a health record form, provided by the department, concerning any special health risks that would affect other children. This must be obtained and kept on file by the provider prior to residence or enrollment of any child under age two at the day care facility. The health record form must be signed by: (a) A physician licensed to practice medicine in Montana pursuant to Title 37, chapter 3, MCA; or (b) A physician assistant-certified licensed to practice in Montana and practicing under a utilization plan approved by the board of medical examiners; or (c) A person licensed in Montana as a professional nurse and recognized by the board of nursing as a nurse practitioner or clinical nurse specialist; or (d) A naturopathic physician licensed under Title 37,

			chapter26, MCA.
37.95.140(1)-(4)	0.61	IMMUNIZATION	<p>(1) Before a child under the age of five may attend a Montana day care facility, that facility must be provided with the documentation required by (4) that the child has been immunized as required for the child's age group against measles, rubella, mumps, poliomyelitis, diphtheria, pertussis (whooping cough), tetanus, and Haemophilus influenza type B, unless the child qualifies for conditional attendance in accordance with (9): [chart]</p> <p>(2) If the child is at least 12 months old but not less than 60 months of age and has not received any Hib vaccine, the child must receive a dose prior to entry.</p> <p>(3) DT vaccine administered to a child less than 7 years of age is acceptable for purposes of this rule only if accompanied by a medical exemption meeting the requirements of ARM 16.28.707 that exempts the child from pertussis vaccination.</p> <p>(4) Before a child between the ages of five and 12 may attend a day care facility providing care to school aged children, that facility must be provided with documentation required by (5) that the child has been immunized as required for the child's age group against measles, rubella, mumps, poliomyelitis, diphtheria, pertussis (whooping cough), tetanus, and Haemophiles influenza type B, unless the child qualifies for conditional attendance in accordance with (9). [chart]</p>
37.95.115(1)	0.59	DAY CARE PARENT INFORMATION	<p>(1) The following written information shall be made available to all parents:</p> <p>(a) A typical daily schedule of activities;</p> <p>(b) Admission requirements, enrollment procedures, hours of operation;</p> <p>(c) Frequency and type of meals and snacks served;</p> <p>(d) Fees and payment plan;</p> <p>(e) Regulations concerning sick children;</p> <p>(f) Transportation and trip arrangements;</p> <p>(g) Discipline policies; and</p> <p>(h) Department day care licensing requirements.</p>
37.95.141(2)	0.58	CHILDREN'S RECORDS	<p>(2) The facility shall have a master list of the name, address, and phone number of all children in their care and their parents.</p>
37.95.183(2)a-g	0.51	FIRST AID REQUIREMENTS	<p>(2) A first aid kit must be kept on site at all times and must at a minimum contain:</p> <p>(a) Unexpired syrup of ipecac (one ounce bottle) which may be administered only upon directive</p>

			<p>from the Emergency Montana Poison Control Center or upon directive of the local emergency service program (i.e., 911 operator, local hospital, or physician);</p> <p>(b) Sterile, absorbent bandages;</p> <p>(c) A cold pack;</p> <p>(d) Tape and a variety of band-aids;</p> <p>(e) Tweezers and scissors;</p> <p>(f) The toll free number for the Emergency Montana Poison Control Center, 1(800) 222-1222;</p> <p>(g) Disposable single use gloves</p>
37.95.708(3)	0.51	OTHER FACILITY REQUIREMENTS	(3) Telephone numbers of the parents, the hospital, police department, fire department, ambulance, and the emergency Montana poison control center (1 (800) 222-1222) must be posted by each telephone.
37.95.183(1)	0.49	FIRST AID REQUIREMENTS	(1) Each provider shall adopt and follow written policies for first aid consistent with recommendations from the American Red Cross. These policies must include but are not limited to: (a) procedures for handling medical emergencies, including calling the Emergency Montana Poison Control Center at 1 (800) 222-1222 when a child is suspected of having ingested any poisonous or toxic substance; and (b) directions for calling parents or someone else designated as responsible for the child when a child is sick or injured.
37.95.1005(12)	0.47	INFANT'S AND TODDLERS, SLEEPING	(12) All caregivers shall sign an acknowledgement indicating that they have read and understood the provider's policy outlined in (11).
37.95.706(2)	0.46	GROUP AND FAMILY DAY CARE HOMES, FIRE SAFETY REQUIREMENTS	(2) A fire extinguisher must be easily accessible on each floor level. The minimum level of extinguisher classification is 2A10BC. Fire extinguishers shall be mounted near outside exit doors.
37.95.1003(1)	0.45	INFANT'S AND TODDLERS FEEDING	(1) An individualized diet and feeding schedule shall be provided according to a written plan submitted by the parents or by the infant's physician with the knowledge and consent of the parents, guardian or placement agency. A change of diet and schedule shall be noted on each infant's daily diet and feeding schedule.
37.95.1005(11)	0.42	INFANT'S AND TODDLERS, SLEEPING	(11) Providers must develop a written policy that describes the practices to be used to promote a safe sleep environment when children under age two are napping or sleeping.

37.95.706(3)	0.41	GROUP AND FAMILY DAY CARE HOMES, FIRE SAFETY REQUIREMENTS	(3) All day care facilities must have operating UL smoke detecting devices on each floor of the facility, installed in accordance with the manufacturer's specifications. Smoke detectors must be installed in front of the doors to stairways and in corridors of all floors occupied by the day care. Smoke detectors must be installed in any room in which children sleep. If individual battery-operated smoke detectors are used, the following maintenance is required:
37.95.139(1)	0.41	DAY CARE FACILITIES, HEALTH CARE REQUIREMENTS	(1) The parent(s) of each child admitted to the day care facility shall provide the name of the physician or health care facility the parent wishes to have called in case of an emergency.
37.95.141(5)a-d	0.37	CHILDREN'S RECORDS	(5) Prior to a child being enrolled or entered into a day care facility, the following information must be on file: (a) written information on each child explaining any special needs of the child, including allergies; (b) a release or authorization of persons allowed to pick up the child; (c) necessary medical forms, including all medication authorization and administration logs, signed and updated immunization records and the names of emergency contact persons; and (d) an emergency consent form. This form must accompany staff when children are away from the day care site for activities
37.95.141(6)	0.36	CHILDREN'S RECORDS	(6) The information supplied in (5)(a) through (d) must be maintained on forms provided by the department and must be signed by the parent or guardian.
37.95.121(1)	0.33	SAFETY REQUIREMENTS	(1) Cleaning materials, flammable liquids, detergents, aerosol cans, and and toxic materials must be kept in their original containers and in a place inaccessible to children. They must be used in such a way that will not contaminate play surfaces, food, food preparation areas, or constitute a hazard to the children.
37.95.160(1)a-d	0.32	STAFF RECORDS	(1) The provider shall maintain records regarding each care-giver which include:(a) a record of training and verifiable experience; (b) results of a criminal and protective services background check: (c) personal statement of health and verification of CPR and first aid; and (d) immunization records that establish compliance with ARM 37.95.140

37.95.705(10)	0.32	GROUP AND FAMILY DAY CARE HOMES, BUILDING REQUIREMENTS	(10) Protective receptacle covers must be installed on electrical outlets in all areas occupied by children under 5 years of age.
37.95.121(6)	0.32	SAFETY REQUIREMENTS	(6) Any outdoor play area must be maintained free from hazards such as wells, machinery and animal waste. If any part of the play area is adjacent to a busy roadway, drainage or irrigation ditch, stream, large holes, or other hazardous areas, the play area must be enclosed with a fence in good repair that is at least 4 feet high without any holes or spaces greater than 4 inches in diameter or natural barriers to restrict children from these areas.
37.95.121(3)	0.31	SAFETY REQUIREMENTS	(3) Any pet or animal, present at the facility, indoors or outdoors, must be in good health, show no evidence of carrying disease, and be a friendly companion of the children. The provider is responsible for maintaining the animal's vaccinations and vaccination records. These records must be made available to the department upon request. The provider must make reasonable efforts to keep stray animals off the premises.
37.95.141(1)	0.31	CHILDREN'S RECORDS	(1) The facility shall keep a daily attendance record of the children for whom care is provided.
37.95.115(2)	0.30	DAY CARE PARENT INFORMATION	(2) Day care facility shall post a copy of the facility registration or license and the phone number of state and local quality assurance division offices in a conspicuous place. Parents should be encouraged to contact the division if they have questions regarding the license or the day care regulations.
37.95.181(4)b	0.30	DAY CARE FACILITIES: MEDICATION ADMINISTRATION	If the provider/facility elects to administer medication to children, the provider/facility must maintain the following documentation on site: b) a written medication administration policy which includes at a minimum: (i) types of medication which may be administered; and (ii) medication administration which may be administered; and including the route of medication administration, the amount of medication given, and the times when medication is to be administered; and
37.95.140(5)	0.29	IMMUNIZATION	5) Documentation of immunization status for purposes of this rule consists of a completed Montana certificate of immunization form (HPS-101), including the date of birth, the name of each vaccine provided, and the month, day, and year of

			each vaccination.
37.95.121(5)	0.28	SAFETY REQUIREMENTS	(5) The indoor and outdoor play areas must be clean, reasonably neat, and free from accumulation of dirt, rubbish, or other health hazards.
37.95.708(1)	0.28	OTHER FACILITY REQUIREMENTS	(1) Each home must have hot and cold running water with at least one toilet provided with toilet paper and one sink provided with soap and paper towels.
37.95.705(5)	0.27	GROUP AND FAMILY DAY CARE HOMES, BUILDING REQUIREMENTS	(5) All rooms used for napping by children must have at least two means of escape, at least one of which shall be a door or a stairway providing a means of unobstructed travel to the outside of the building at street or ground level to the public way. The second means of escape may be a window which meets the egress requirements of (2).
37.95.705(9)	0.27	GROUP AND FAMILY DAY CARE HOMES, BUILDING REQUIREMENTS	(9) Every bathroom door must be designed to permit the opening of the locked door from the outside in an emergency and the opening device must be readily accessible to the provider.
37.95.141(5)d	0.26	CHILDREN'S RECORDS	(5) Prior to a child being enrolled or entered into a day care facility, the following information must be on file: (d) an emergency consent form. This form must accompany staff when children are away from the day care site for activities; and
37.95.1001(3)	0.25	INFANT'S AND TODDLERS DIAPERING AND TOILET TRAINING	(3) Diaper-changing surfaces shall be cleaned after each use by washing or by changing a pad or disposable sheeting and sanitized or covered for reuse.