

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 63.2-1734 of the Code of Virginia, relating to child day programs; staff*
3 *training requirements; exemption for cooperative preschools.*

4 [H 2258]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 63.2-1734 of the Code of Virginia is amended and reenacted as follows:**8 **§ 63.2-1734. Regulations for child welfare agencies.**

9 A. The Board shall adopt regulations for the activities, services, and facilities to be employed by
10 persons and agencies required to be licensed under this subtitle, which shall be designed to ensure that
11 such activities, services, and facilities are conducive to the welfare of the children under the custody or
12 control of such persons or agencies.

13 Such regulations shall be developed in consultation with representatives of the affected entities and
14 shall include, but need not be limited to, matters relating to the sex, age, and number of children and
15 other persons to be maintained, cared for, or placed out, as the case may be, and to the buildings and
16 premises to be used, and reasonable standards for the activities, services, and facilities to be employed.
17 Such limitations and standards shall be specified in each license and renewal thereof. Such regulations
18 shall not require the adoption of a specific teaching approach or doctrine or require the membership,
19 affiliation, or accreditation services of any single private accreditation or certification agency.

20 Such regulations governing child day programs providing care for school-age children at a location
21 that is currently approved by the Department of Education or recognized as a private school by the State
22 Board of Education for school occupancy and that houses a public or private school during the school
23 year shall not (i) prohibit school-age children from using outdoor play equipment and areas approved for
24 use by students of the school during school hours or (ii) in the case of public schools, require inspection
25 or approval of the building, vehicles used to transport children attending the child day program that are
26 owned by the school, or meals served to such children that are prepared by the school.

27 *Such regulations governing orientation and training of child day program staff shall provide that*
28 *parents or other persons who participate in a cooperative preschool center on behalf of a child*
29 *attending such cooperative preschool center, including such parents and persons who are counted for*
30 *the purpose of determining staff-to-child ratios, shall be exempt from orientation and training*
31 *requirements applicable to staff of child day programs; however, such regulations may require such*
32 *parents and persons to complete up to four hours of training per year. This orientation and training*
33 *exemption shall not apply to any parent or other person who participates in a cooperative preschool*
34 *center that has entered into a contract with the Department or a local department to provide child care*
35 *services funded by the Child Care and Development Block Grant.*

36 B. The Board shall adopt or amend regulations, policies, and procedures related to child day care in
37 collaboration with the Virginia Recreation and Park Society. No regulation adopted by the Board shall
38 prohibit a child day center from hiring an armed security officer, licensed pursuant to Article 4
39 (§ 9.1-138 et seq.) of Chapter 1 of Title 9.1, to provide protection for children placed in the care of the
40 child day center or employees of the center. The Board shall adopt or amend regulations related to
41 therapeutic recreation programs in collaboration with the Virginia Park and Recreation Society and the
42 Department of Behavioral Health and Developmental Services.

ENROLLED

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