

BUREAU OF EARLY CHILDHOOD SERVICES

POLICY STATEMENT

ID NUMBER: 96-1 **(Updated December, 2004)**

TOPIC: Reference PS 97-9
SACC Programs: Care for Pre-kindergarten-aged Children

MODALITIES IMPACTED: SACC, DCC

APPLICABLE REGULATIONS: Section 413.2 (k)

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EFFECTIVE: Immediately **(Updated December, 2004)**

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THIS POLICY STATEMENT IS EFFECTIVE IMMEDIATELY AND CANCELS ALL PREVIOUS MEMOS OR STATEMENTS ON THIS TOPIC.

The purpose of this statement is to clarify whether it is permissible for a registered school-age child care program, or the school-age child care component of a day care center, to provide care during the summer months to children who are enrolled for kindergarten but who will not begin attending school until September.

Title 18 of the New York State Code of Rules and Regulations (NYCRR) Section 413.2 (k) of the Office of Children and Family Services' regulations defines a school-age child care program as "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."

The term "school-aged child(ren)" is not defined in the Office's regulations. However, the Office has determined that once children are enrolled by a school district they are considered "school-aged." Therefore, it is permissible for a school-age child care program to provide care to children who are enrolled for kindergarten during the summer months prior to the time that these children begin

