

Comments and Responses on ARC 7769B  
Standards for Children's Centers  
Received June 10, 2009

The following persons provided comments, which are included in the summary below:

Peg DeArmond, Quakerdale (private provider)  
Kathy Elliott, child care owner/operator

### **Physical Restraint Policy**

COMMENT: 106.1, Definitions, and 106.6(1), dealing with the use of physical restraint. The policy regarding use of physical restraint (106.6(1)) shall be made consistent with the definition of physical restraint (106.1). The definition is, "Physical restraint" means direct physical contact required on the part of a staff member, volunteer, or others who perform duties under a subcontract with the children's center to prevent a child from hurting self, others, or property. (DeArmond)

RESPONSE: The following change was made to the rule for official publication. (Added text is underlined and deleted text is ~~struck-through~~.)

**106.6(1)** A children's center shall not physically restrain a child unless it is necessary to protect prevent the child ~~or~~ from hurting self, others ~~from serious harm, or property~~. Physical restraint must be conducted in a standing position whenever possible. Prone restraint is prohibited.

### **Transportation Policies**

COMMENT: 106.8(4) a-c...deals with transportation; good standing driving license, driver should be free of any influence of medication or other drugs etc., and vehicle shall be in maintained in safe operating condition. I believe one more requirement should be added: d. current insurance. (Elliott)

RESPONSE: The following change will be made to the rule. Added text is underlined:

**106.8(4)** A children's center shall have written policies regarding transportation of a child that ensure compliance with Iowa Code section 321.446 regarding child restraint devices.

- a. Drivers of vehicles shall possess a valid driver's license.
- b. Drivers shall not operate a vehicle while under the influence of alcohol, illegal drugs, or prescription or nonprescription drugs that could impair their ability to operate a motor vehicle.
- c. All vehicles used for children's center activities shall be maintained in safe operating condition.
- d. A children's center shall have proof of current insurance that covers all vehicles and drivers used to transport children.