

## NOTICE TO DAY CARE PROVIDERS

### Adopted Amendments to Rule 408, Licensing Standards for Group Day Care Homes

From: Shontée Blankenship, Deputy Director of Licensing

Date: April, 2024

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### For licensees who have been granted an Extended Capacity

#### Section 408.65 Number and Ages of Children

c) Extended Capacity

A caregiver and two assistants who meet the qualifications in Section 408.50 may care for four additional children, for a total capacity of up to 16 children. When determining capacity, the home must meet square footage requirements listed in Section 408.30(c). The caregiver and two assistants may care for children in accordance with the following age groupings:

- 1) A caregiver and two assistants shall be present at all times when there are more than 12 children in the home.
- 2) When a caregiver, a full-time assistant (age 18 and older), and a part-time assistant (as described in Section 408.50(b)) are present, care may be provided for four additional school-age children. The care of school-age children is limited to children who attend school full-time, before and/or after school, when school is not in session, and when the provider's own school-age children come home sick.
- 3) **Through July 1, 2025**, when a caregiver and two adult assistants (age 18 and older) who meet the requirements listed in Section 408.50 are present, care may be provided for two additional children who are 30 months of age or older, as well as two additional children who are attending school full-time.
  - A) The care of school-age children is limited to those times listed in Section 408.65(c)(2).
  - B) Both adult assistants shall be present at all times when providing care for two additional children who are 30 months of age or older.
- 4) When a licensee or permit holder has been granted the extended capacity of four additional children in writing, the licensee's own full-time school-age children shall be counted in the additional school-age children when there are more than 12 children in care, and two qualified assistants are present.
- 5) The total capacity of the group home with an approved extended capacity shall not exceed 16 children.

(Source: Amended at 48 Ill. Register 5963, effective April 3, 2024)

**Please note: This is a summary of the final rulemaking. The full amendments will be posted to the DCFS website and Sunshine Site in the near future.**