

Licensing of Child Care Facilities in Schools

PURPOSE: This instructions clarifies USDA policy with regard to those situations in which States or local governments exempt school-operated child care programs from licensing.

SCOPE: Child and Adult Care Food Program (CACFP) Sponsors

DESCRIPTION: The State of Indiana has chosen to exempt schools that operate childcare programs from childcare licensing in the belief that a school's "license" to operate as a school is sufficient to cover their child care operations as well. USDA believes that this is a legitimate reason for exempting schools from childcare licensing. Therefore, for the purpose of the CACFP, it is not necessary for a school to be licensed as a childcare facility if it is exempted from such licensing by State and /or local authorities.

This policy pertains only to the childcare facilities that are under the direct legal and operational control of a school board, school district, or individual school. It does not apply to a childcare facility which may be within a school building or located on school grounds but for which the school, school district, or school board has no legal or operational responsibility.

SOURCE: Policy Memorandum 4, FY 1991, United States Department of Agriculture, Food and Nutrition Service.