

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF HUMAN SERVICES
BUREAU OF HUMAN SERVICES LICENSING**

Child Residential and Day Treatment Facilities (55 Pa.Code Chapter 3800)

Q/A - Regulatory Clarifications – December 2014

The clarifications and interpretations below will remain on the Department's web site until the information is included in the next updated Regulatory Compliance Guide (RCG).

Regulation: § 3800.55 – Child Care Worker

§ 3800.55(a) - There shall be one child care worker present with the children for every eight children who are 6 years of age or older, during awake hours.

§ 3800.55(b) - There shall be one child care worker present with the children for every 16 children who are 6 years of age and older, during sleeping hours.

§ 3800.55(c) - There shall be one child care worker present with the children for every four children who are under 6 years of age, during awake hours.

§ 3800.55(d) - There shall be one child care worker present with the children for every eight children who are under 6 years of age, during sleeping hours.

§ 3800.55(e) - If there are children who are under 6 years of age and 6 years of age and older in the same group, the ratios specified in subsections (c) and (d) apply.

Question: Can child care supervisors be counted in the child care worker staffing ratios?

ANSWER: Yes. A child care supervisor may be counted in the child care worker staffing ratios only when the child care supervisor is present with the children – either physically present or within auditory range.

Regulation: § 3800.181(a) – Storage of Medications, § 3800.182(a) - Labeling of Medications, § 3800.187(b) - Administration

§ 3800.181(a) - Prescription and over-the-counter medications shall be kept in their original containers.

§ 3800.182(a) - The original container for prescription medications shall be labeled with a pharmacy label that includes the child's name, the name of the medication, the date the prescription was issued, the prescribed dosage and the name of the prescribing physician.

§ 3800.187(b) - Prescription medications and injections shall be administered according to the directions specified by a licensed physician, certified registered nurse practitioner or licensed physician's assistant.

Question: How should a home process a new order for a medication that has already been prescribed (such as a change in dosage or frequency)?

ANSWER: The prescriber faxes the new order to the home, the home then updates the Medication Administration Record (MAR) and places a sticker on the medication container reading "New Orders – See MAR", leaving the original label still visible.