

Colorado Administrative Code _Title 1000. Department of Public Health and Environment_1010.
Division of Environmental Health and Sustainability_6 CCR 1010-7. Health and Sanitation of **Child Care
Facilities** in the State of Colorado_Chapter One. General Provisions_Purpose

CHILD CARE FACILITIES IN CHAPTER 6 =

-Child Care Center **6 CCR 1010-7:1-101**
-Day Treatment Center **6 Colo. Code Regs. 1010-7:1-101**Alternatively cited as **6 CO ADC 1010-7**
-Guest Child Care Facility
-Homeless Youth Shelter **1010-7:1-101. Authority.**
-Residential Child Care Facility
-Secure Residential Treatment Center
-Specialized Group Facility

NOT FAMILY CHILD CARE HOMES

These rules and regulations are promulgated pursuant to sections 25-1.5-101(1)(a) and (h), 25-1.5-102(1)(a) and (d), 25-1-108(1)(c)(I) and 25-5-508, C.R.S.

6 CCR 1010-7:1-102
6 Colo. Code Regs. 1010-7:1-102Alternatively cited as **6 CO ADC 1010-7**

1010-7:1-102. Purpose.

The purpose of the rules and regulations is to provide minimum health and sanitation requirements for the operation and maintenance of child care facilities in order to protect the health of children and staff in these facilities.

6 CCR 1010-7:1-103
6 Colo. Code Regs. 1010-7:1-103Alternatively cited as **6 CO ADC 1010-7**

1010-7:1-103. Application.

These rules and regulations shall apply to all child care facilities as defined in Sections 26-6-102(1.5), (2.5)(A), (5), (5.1), (8), (9), (10)(A), C.R.S..

(a) Child care facilities in operation prior to the effective date of these regulations, which would require capital expenditures to fully meet all design, construction and equipment requirements of the regulations, shall be deemed acceptable if in good repair and capable of being maintained in a sanitary condition and pose no hazard to the health of the facility occupants.

(b) Any child care facility operator shall have the right to seek a variance to any section of these rules and regulations which, in his/her opinion, presents an undue hardship on the person, facility, or the community so long as minimum health and sanitation requirements are met. All variance requests shall be submitted to the Colorado Department of Public Health And Environment in writing, stating the section for which the variance is being requested and the reason for the request.

6 CCR 1010-7:1-104
6 Colo. Code Regs. 1010-7:1-104Alternatively cited as **6 CO ADC 1010-7**

1010-7:1-104. Plan Review.

The Department may require detailed plans and specifications of a child care facility proposed to be newly constructed, and/or the affected areas of any existing child care facility proposed to be extensively remodeled. Each child care provider, person intending to become a child care provider or designee shall be responsible for submitting the requested plans and specifications. Approval of requested plans and specifications is necessary before

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6 CCR 1010-7:1-201
6 Colo. Code Regs. 1010-7:1-201 Alternatively cited as **6 CO ADC 1010-7**

1010-7:1-201. Definitions.

The following definitions shall apply in the interpretations and the enforcement of these regulations unless the context clearly states otherwise.

(1) Advanced Food Preparation shall mean cooking or assembling of potentially hazardous food either in its finished state or partially finished state, more than 4 hours in advance of serving. This practice requires temperature control to limit the growth of pathogenic organisms.

(2) Approved shall mean acceptable to the Colorado Department of Public Health and Environment or its authorized agents or employees based upon determination of conformance with these and other appropriate standards and good public health practice.

(3) Bacteria shall mean organisms with a cell wall that can survive inside and outside of the body.

(4) Body Fluids shall include urine, feces, saliva, blood, nasal discharge, eye discharge and injury or tissue discharge.

(5) Child Care Facility shall mean any facility defined as such in sections 26-6-102(1.5), (2.5)(a), (5), (5.1), (8), (9), (10)(a), C.R.S..

(1.5)= Child Care Center	(2.5)(a)= Day Treatment Center
(5)= Guest Child Care Facility	(5.1)= Homeless Youth Shelter
(8)= Residential Child Care Facility	(9)= Secure Residential Treatment Center
(10)(a)= Specialized Group Facility	

(6) Clean shall mean to be free of dust and debris or to remove dirt and debris by vacuuming or scrubbing and washing with soap and water.

(7) Common Towel shall mean a non-disposable towel that is used by more than one individual or is used more than one time by the same individual.

(8) Communicable Disease shall mean a disease caused by a microorganism (bacterium, virus, fungus, or parasite) that can be transmitted from person to person via an infected body fluid or respiratory spray, with or without an intermediary agent (e.g., louse, mosquito) or environmental object (e.g., table surface).

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(9) Contamination shall mean the presence of infectious microorganisms or chemicals at levels toxic to human health in or on the body, environmental surfaces, articles of clothing, and/or in food or water.

(10) Critical Violations shall mean provisions of these rules and regulations that, if deemed in noncompliance, are more likely than other violations to contribute to illness or environmental hazards that may contribute to a disease outbreak. Critical violations include inappropriate diapering procedures, lack of handwashing, ineffective sanitization and disinfection, ill personnel preparing food or caring for children, unsafe water supply or sewage disposal, vermin infestation, food temperature abuse and uncontrolled toxics.

(11) Department shall mean Colorado Department of Public Health and Environment or its authorized agents or employees.

(12) Disinfect shall mean to eliminate most or all pathogenic microorganisms, with the exception of bacterial spores by using effective bactericidal heat or concentration of chemicals which are registered with the U.S. Environmental Protection Agency. This is generally accomplished in a child care setting by the use of liquid chemical solutions such as a mixture of household bleach and water.

(13) Easily Cleanable shall mean materials or surfaces that are smooth, durable, non-absorbent, such that the soil, filth, and/or unseen contamination can be effectively removed by normal cleaning methods.

(14) Employee shall mean any person working or volunteering to perform duties in a child care facility.

(15) Extensive Remodeling shall mean any remodeling that normally would require a building permit from local government or that affects the building or area of operation of the child care facility, or a change in operation that requires a license change by the Department Of Human Services. Routine maintenance, repairs, cosmetic changes, or license changes that increase allowable capacity of the current license shall not be defined as extensive remodeling, unless a change in capacity requires an increase in the number of fixtures. Structural modifications required due to extensive remodeling shall pertain directly to the portions of the facility or building being remodeled.

(16) Furnishings shall mean equipment such as high chairs, cribs, beds, crawling mats, chairs, sofas, eating tables, art/water/play tables, walkers, infant swings, bouncy seats, desks, workstations, dressers, interior play areas (jungle gyms), and toy chests.

(17) Gloves shall mean those, which are non-porous, disposable and single use.

(18) Grease Cooking shall mean the heating of raw animal products on food processing equipment such as grills, broilers, skillets, woks, kettles or open rotisseries; or foods cooked in fats or oils utilized as a heat transfer media such as deep fryers where grease laden vapors are produced.

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(19) High Hazard Body Fluids shall mean those body fluids, such as blood, feces, urine, vomit, sputum, and mucus that present an increased risk for illness transmission.

(20) Hygiene shall mean protective measures, including practices of cleanliness, taken by individuals to promote health and limit the spread of infectious diseases.

(21) Imminent Health Hazard shall mean a significant threat or danger to health that is considered to exist when there is evidence sufficient to show that a product, practice, circumstance, or event creates a situation that requires immediate correction or cessation of operation to prevent illness or injury based on the nature, severity, and duration of the anticipated illness or injury.

(22) Immunizations shall mean vaccinations that are given to children and adults to help them develop protection against infectious disease.

(23) Individualized Health Care Plan shall mean written instructions for children with special health care needs, completed and signed by the health care provider and parent or guardian.

(24) Infant shall mean a child between birth and the age of eighteen months.

(25) Infection shall mean a condition caused by the multiplication of an infectious agent in the body.

(26) Infectious shall mean capable of causing an infection.

(27) Infestation shall mean the presence of unwanted pests such as insects, rodents, birds or parasites.

(28) Inspection shall mean an on-site evaluation by the Department of the child care facility during its normal hours of operation, with program staff in attendance, to determine conformance with these rules and regulations.

(29) Kindergarten shall mean a program for children the year before they enter the first grade.

(30) New Child Care Facility shall mean a facility, which is newly constructed or an existing structure that is converted for use as a child care facility as defined in Section 1-201(5).

(31) Nurse Consultant shall mean a current Colorado licensed registered nurse with knowledge and experience in maternal and child health. The nurse consultant provides guidance and assistance to child care staff on health

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(32) Parasite shall mean an organism that lives on or in another living organism (e.g., giardia, ticks, lice, and mites).

(33) Poisonous or Toxic Materials shall mean substances capable of causing injury, illness or death when ingested, inhaled or absorbed.

(34) Potable shall mean suitable for drinking.

(35) Potentially Hazardous Food shall mean any food in a form capable of supporting rapid and progressive growth of infectious or toxigenic microorganisms or the growth and toxin formation of *Clostridium botulinum* with a water activity value of 0.86 or greater, or a pH level of 4.7 or greater.

(36) Preschool shall mean a part-day child care program for 5 or more children between the ages of 2 ½ and 7 years.

(37) Psittacine Birds, also called “hookbills” because the upper beak is turned downward, shall mean all birds commonly known as parrots, amazons, Mexican double-heads, African greys, cockatoos, macaws, parakeets, lovebirds, lories, lorikeets, and other birds of the order psittaciforme.

(38) Ready-To-Eat Food shall mean food that is edible without further washing, cooking, or additional preparation and that is reasonably expected to be consumed in that form.

(39) Refuse shall mean any garbage, trash, or other forms of solid waste.

(40) Residential Camp shall mean a facility operating for three or more consecutive 24-hour days for the care of 5 or more children. The campers must have completed kindergarten or fall between the age range of 6 to 18 years old. A residential camp may have a “primitive camp” which is a portion of the permanent camp premises or another site at which the basic needs for camp operation such as places of abode, water supply systems, and permanent toilet and/or cooking facilities are not usually provided.

(41) Residential Child Care Facility shall mean a facility that provides 24-hour residential group care and treatment for 5 or more children between the ages of 3 and 18 years old and for those persons up to 21 years old who are placed by court order prior to their eighteenth birthday. A residential child care facility includes “shelter care facilities” and “crisis care facilities”.

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(42) Sanitization shall mean effective bactericidal treatment by a process that provides enough accumulative heat or concentration of chemicals, registered with the U.S. Environmental Protection Agency, for sufficient time to reduce the bacterial count, including pathogens, to a safe level. [FN1]

(43) School-Age Child Care Center shall mean a facility that provides care for 5 or more children who are between 5 and 16 years of age. The center's purpose is to provide child care and/or an outdoor recreational experience using a natural environment. The center operates for more than one week during the year. The term includes facilities commonly known as "day camps", "summer camps", "summer playground programs", "before and after school programs" and "extended day programs". This includes centers operated with or without compensation for such care, and with or without stated educational purposes.

(44) Single-Service (Use) shall mean cups, containers, lids, closures, plates, knives, forks, spoons, stirrers, paddles, straws, napkins, paper towels, place mats, doilies, wrapping materials, toothpicks and similar articles intended for one-time, one-person use and then discarded after each use.

(45) Small Child Care Centers shall mean a facility that provides care for 5 through 15 children between the ages of 2 and 16 years.

(46) Specialized Group Facilities shall mean facilities that provide care for 5 through 12 children from 3 to 18 years of age and for those persons up to 21 years old who are placed by court order prior to their eighteenth birthday, whose special needs can best be met through the medium of a small group.

(47) Toddler shall mean a child who walks independently between the ages of twelve months and thirty-six months and is enrolled in the toddler nursery.

(48) Virus shall mean a microscopic organism smaller than a bacterium that may cause disease. Viruses can grow or reproduce only in living cells.

[FN1]

One method of demonstrating effective bactericidal treatment is by an average plate count per utensil surface examined of not more than 100 colonies, or not more than 12 1/2 colonies per square inch of equipment examined in accordance with the procedure detailed in Public Health Service Publication No. 1631; "Procedures for the Bacteriological Examination of Food Utensils and for Food Equipment Surfaces." This is not intended for use as a routine field procedure, but only for the supplemental evaluation of sanitation procedures.