



CHILD CARE LICENSING EXEMPTION AFFIDAVIT IN A NONRESIDENTIAL BUILDING

State Form 56872 (R / 5-22)
FAMILY AND SOCIAL SERVICES ADMINISTRATION

Return this application to:
OFFICE OF EARLY CHILDHOOD AND OUT-OF-
SCHOOL LEARNING
402 West Washington Street, Room W362 - MS02
Indianapolis, Indiana 46204

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|--------------------------------|--------|---------|-------------------------|----------|--|---|--------|
| Name of facility | | | | | | | |
| Location of facility | | | | | Telephone number (include area code) () | | |
| Name of director | | | | | | | |
| Name of ownership entity | | | | | | | |
| Facility Identification number | | | Ages of children served | | | Will you be providing summer care at this location? <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| Days of Operation | Monday | Tuesday | Wednesday | Thursday | Friday | Saturday | Sunday |
| From: | | | | | | | |
| To: | | | | | | | |

I, _____, declare the following to be true under penalty of perjury:

The Indiana legal definition of "child care" is:
IC 12-7-2-28.2
Sec. 28.2. "Child care," for purpose of IC 12-17.2 and IC 12-17.4, means a service that provides for the care, health, safety, and supervision of a child's social, emotional, and educational growth.

The Indiana legal definition of "child care center" is:
IC 12-7-2-28.4
Sec. 28.4. "Child care center," for purposes of IC 12-17.2, means a nonresidential building where at least one (1) child receives child care from a provider:
(1) while unattended by a parent, legal guardian, or custodian;
(2) for regular compensation; and for more than four (4) hours but less than twenty-four (24) hours in each of ten (10) consecutive days per year, excluding intervening Saturdays, Sundays, and holidays.

Does the above program at the above location meets this definition. Yes No

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| 1. Is this site a "nonresidential building"? <input type="checkbox"/> Yes <input type="checkbox"/> No | 2. If Yes, is at least one child served at this site? <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 3. Are all parents, legal guardians, or custodians absent when child care service is given? <input type="checkbox"/> Yes <input type="checkbox"/> No | 4. Is this facility paid for this service either by parent, guardian, custodian, or by a third party payer? <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 5. Is at least on child here more than four (4) hours per day, but less than twenty-four (24) hours per day? <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| 6. Is the daycare open for more than four (4) hours but less than twenty-four (24) hours in each of ten (10) consecutive days per year, excluding intervening Saturdays, Sundays, and holidays? <input type="checkbox"/> Yes <input type="checkbox"/> No | |

If you answer Yes to all of the questions 1 - 6, a child care center license may be required.

IC12-17.2-2-8 Licensure Exemptions.
If you do not feel you should be licensed as a center, mark the exemption below that best describes your program. *(Please choose only one of the following exemptions.)*

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| IC12-17.2-2-8(1)-(2) A program for children who become at least three (3) years of age as of December 1 of a particular school year (as defined IC 20-10.1-2-1) in that is operated by the department of education or public or private school? | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| IC12-17.2-2-8(3) A nonresidential program for a child that provides child care for less than four (4) hours a day? | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| IC12-17.2-2-8(4) A recreational program for children that operates for not more than ninety (90) days in a calendar year? | If Yes, begin date (month, day, year) _____ End date (month, day, year) _____ |
| IC12-17.2-2-8(5) A program whose primary purpose is to provide social, recreational, or religious activities for school age children, such as scouting, boys club, girls club, sports, or the arts? | <input type="checkbox"/> Yes <input type="checkbox"/> No |

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| <p>IC12-17.2-2-8 (6) A program operated to serve migrant children that:</p> <p>(A) provides services for children from migrant worker families; and</p> <p>(B) is operated during a single period of less than one hundred twenty (120) consecutive days during a calendar year? (If Yes, refer to licensing.)</p> | | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <p>IC12-17.2-2-8(7) A child care ministry registered under IC 12-17.2-6 (If Yes, must be registered through the Office of Early Childhood and Out of School Learning.)</p> | | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <p>IC12-17.2-2-8(8) A child care home if the provider (in a residential structure):</p> <p>(A) does not receive regular compensation;</p> <p>(B) cares only for children who are related to the provider;</p> <p>(C) cares for less than six (6) children, not including children for whom the provider is a parent, stepparent, guardian, custodian, or other relative; or operates to serve migrant children.</p> | | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <p>IC12-17.2-2-8(9) A child care program operated by a public or private school that</p> <p>(A) provides day care on the school premises for children of students or employees of schools in the school corporation in which the public or private school is located</p> <p>(B) complies with health, safety, and sanitation standards as determined by the division under IC 12-17 2-2-4 for child care centers or in accordance with a variance or waiver of a rule governing child care centers approved by the division under IC 12-17.2-2-10; and</p> <p>(C) substantially complies with the fire and life safety rules as determined by the State Fire Marshal under rules adopted by the division under IC 12-17.2-2-4 for child care centers approved by the division under IC 12-17.2-2-10</p> | | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <p>IC12-17.2-2-8(10) A school age child care program (commonly referred to as a latch key program) established under IC 20-26-5-2 that is operated by:</p> <p>(A) the Department of Education;</p> <p>(B) a public or private school; or</p> <p>(C) a public or private organization under a written contract with the Department of Education or a public or private school</p> <p style="margin-left: 20px;">I. the department of education; or</p> <p style="margin-left: 20px;">II. a public or private school.</p> | | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <p>* A copy is to be provided to the Consultant</p> | | |
| <p>IC12-17.2-2-8(11) A child care program that:</p> <p>(A) is operated by a public or private organization under a contract with a public or private school;</p> <p>(B) serves children who are enrolled in the public or private school in:</p> <p style="margin-left: 20px;">I. grades kindergarten through 12; or</p> <p style="margin-left: 20px;">II. a preschool program offered by a public or private school as described in this subdivision; and</p> <p>(C) serves children who are:</p> <p style="margin-left: 20px;">I. attending school through remote or e-learning due to a disaster emergency declared under IC 10-14-3-12 or IC 10-14-3-29; or</p> <p style="margin-left: 20px;">II. participating in a learning recovery program that administers an assessment to measure student learning loss and provides Indiana academic standards aligned instruction.</p> | | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <p>IC12-17.2-2-8(12) An educational program:</p> <p>(A) consisting of a group of not more than ten (10) students who attend the educational program in lieu of attending prekindergarten or kindergarten through grade 12 at a public or private school;</p> <p>(B) whose students meet in a single classroom in person or outside a classroom and which may include mixed age level groupings; and</p> <p>(C) that is under the supervision of a teacher or tutor</p> | | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <p>IC12-17.2-2-8(13) If located in the same public or private school building:</p> <p>(A) a preschool program that is operated by the public or private school; and</p> <p>(B) either or both of the following:</p> <p style="margin-left: 20px;">I. A child care program described in subdivision (9).</p> <p style="margin-left: 20px;">II. A school age child care program described in subdivision (10).</p> | | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <p>I certify that all statements made in this application, and any attachments thereto, are correct to the best of my knowledge. I further certify that no person, on the grounds of race, religion, color, sex, handicap, national origin, or ancestry, shall be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity in which this child care program operates or engages.</p> | | |
| <p>Signature of applicant</p> | | <p>Date signed (month, day, year)</p> |
| <p>Printed name of applicant</p> | | <p>Position / Title</p> |

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| <p>DESCRIBE YOUR PROGRAM. (Attach additional sheets, if needed.)</p> |
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