

**Index No: 97-02, dated October 1, 1997**

Applicable To: Licensed Day Care Centers

**Question:**

**Can a day care home or group day care home licensee or employee claim to meet the clock hour requirements for experience in a nursery school, kindergarten, or licensed day care center of Rules 407 if he or she was a licensee or employee of a home serving more than eight children since the Child Care Act of 1969, as amended, defines a day care center as *any child care facility which regularly provides day care for less than 24 hours per day for more than 8 children in a family home, or more than 3 children in a facility other than a family home?***

Response:

In order to count the clock hours required by subsection 407.12(c)(1), the experience must have been in a facility licensed as a day care center or in a nursery school or kindergarten.