

Committee proposed additional language to R380-600, which are the general enforcement rules:

- a. Rule 1 (Add to Section 2 Definitions): **Ungovernable** - Meaning unable to reasonably control or regulate a noncompliant action caused by an individual outside the organizational staff, such as a parent, a visitor, etc., or caused by an uncontrollable event, such as damage, weather, etc.
- b. Rule 2: R380-600-7 (16): When a rule is out of compliance due to ungovernable circumstances, the provider will be given a verbal technical assistance warning and allowed 30 days to correct the noncompliance without penalty or written warning.

Public feedback on child care center rule

R381-100-1

(48) "Video surveillance camera system" means the use of any security camera to monitor and record activity in a specific area or location of the center for any security, safety, or monitoring purpose.

R381-100-25. Video Surveillance Camera System Requirements

(1) If a provider has any functioning video surveillance camera at the facility where child care is provided, the provider shall:

(a) provide written notification to the parent or legal guardian of any enrolled child of the presence of any video surveillance camera system and the provider's video surveillance camera system policy;

(b) include the written notification described in Subsection (1)(a) in any initial registration document, annual registration document, or a signed waiver form; and

(c) post clear and visible signage at any primary entrance of the facility notifying any parent, legal guardian, or visitor that the premises are under video surveillance.

(2) The provider shall develop, implement, and comply with the written policy regarding the video surveillance camera system that includes:

(a) the amount of time any footage from the video surveillance system is retained by the provider;

(b) a procedure for the secure deletion of any outdated footage to protect the privacy of any child and staff;

(c) a statement if the video surveillance camera does not retain any video footage;

_____ (d) how a parent or legal guardian of an enrolled child submits a request to review any footage from the video surveillance camera system of their child;

_____ (e) how the provider will handle any request for footage from the video surveillance camera system when any other enrolled child is visible in the requested footage; and

_____ (f) how a provider will provide written notification to any parent or legal guardian of an enrolled child regarding any change of:

_____ (i) the video surveillance camera system at the facility; and

_____ (ii) the provider policy for the video surveillance camera system.