

Act 781 of 2017 Rules Report

for Department of Education - Office of Early Childhood

	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
Department of Education - Office of Early Childhood				
Enforce				
20 CAR pt. 1000. Rules Governing the Requirements and Procedures for Obtaining an Arkansas Birth through Prekindergarten Teaching Credential				ID#: 11250
Statutory Authority: § 20-78-801 et seq.	11/15/2010	01/01/2011	11/15/2010	08/10/2024
☒ Required under State or Federal Law: Arkansas Code § 20-78-205(b)(9)				
Requirement Statement: Arkansas Code § 20-78-205(b)(9): Administration of the birth through prekindergarten teaching credential and the promulgation of rules to implement the teaching credential program under § 20-78-801 et seq.				
				After cabinet level transfer, ACA 6-11-105 gave ADE the authority to enforce these rules that were previously enforced by DHS.
Enforce or Repeal?: Enforce				
Agency Justification: These rules are necessary to enforce the requirements and procedures which govern the birth through prekindergarten teaching credential.				
Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/197/Rules/11250/Final/20CARpt1000.pdf				
20 CAR pt. 1001. Better Beginnings Tiered Quality Rating and Improvement System				ID#: 11251
Statutory Authority: Act 820 and 1268 of 1993, Ark. Code Ann. §6-45-103 (Supp.. 1993) and revised by Act 1132 of 1997 Ark. Code §20-78-201-226 as amended	11/09/2009	11/24/2009	11/22/2024	12/09/2024
☒ Required under State or Federal Law: A.C.A. § 6-45-105				
Requirement Statement: (a)(1)(A) The Division of Elementary and Secondary Education shall establish the Arkansas Better Chance Program to assist in the establishment and funding of the appropriate early childhood programs for children from birth through five (5) years of age.				
				After cabinet level transfer, ACA 6-11-105 gave ADE the authority to enforce these rules that were previously enforced by DHS.
Enforce or Repeal?: Enforce				
Agency Justification: This statutory framework provides the legal foundation for Arkansas's tiered quality rating and improvement system for child care and early childhood education facilities and continues to require this rule.				
Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/197/Rules/11251/Final/20CARpt1001.pdf				
20 CAR pt. 1025. Minimum Licensing Requirements for Childcare Centers				ID#: 11239
Statutory Authority: A.C.A. § 20-78-206	06/01/1972	06/01/1972	07/20/1972	03/01/2015
☒ Required under State or Federal Law: A.C.A. § 20-78-206				
Requirement Statement: (a)(1)(A) The Division of Child Care and Early Childhood Education shall promulgate and publish rules setting minimum standards governing the granting, revocation, refusal, and suspension of licenses for a childcare facility and the operation of a childcare facility.				
				After cabinet level transfer, ACA 6-11-105 gave ADE the authority to enforce these rules that were previously enforced by DHS.
Enforce or Repeal?: Enforce				
Agency Justification: These are the current licensing standards under which child care centers are licensed and monitored.				
Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/197/Rules/11239/Final/20CARpt1025.pdf				
20 CAR pt. 1026. Minimum Licensing Requirements for Licensed Childcare Family Homes				ID#: 11240

		Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
Statutory Authority:	Arkansas Code §§ 20-78-210 – 20-78-220	09/01/1972	08/01/1972	09/01/1972	03/01/2015
☒ Required under State or Federal Law:	A.C.A. § 20-78-206(b)				
Requirement Statement:	(b) In establishing requirements and standards for the granting, revocation, refusal, and suspension of a license for a childcare facility, the division shall adopt such rules as will: (1) Promote the health, safety, and welfare of children attending a childcare facility; (2) Promote safe, comfortable, and healthy physical facilities for the children who attend the childcare facility; (3) Ensure adequate supervision of the children by capable, qualified, and healthy individuals; (4) Ensure appropriate educational programs and activities; and (5) Ensure adequate and healthy food service where food service is offered by the childcare facility.				
Enforce or Repeal?:	After cabinet level transfer, ACA 6-11-105 gave ADE the authority to enforce these rules that were previously enforced by DHS. Enforce				
Agency Justification:	Childcare Facility Licensing Act, Arkansas Code §§ 20-78-210 – 20-78-220, is the legal authority under which the Office of Early Childhood prescribes minimum standards for a variety of childcare facilities.				
Link to Rule Document:	http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/197/Rules/11240/Final/20CARpt1026.pdf				
20 CAR pt. 1027. Minimum Licensing Requirements for Out-of-School Time Facilities					ID#: 11241
Statutory Authority:	Arkansas Code Annotated § 20-78-206	12/12/2014	03/01/2015	12/12/2014	12/01/2020
☒ Required under State or Federal Law:	Arkansas Code Annotated § 20-78-206				
Requirement Statement:	Arkansas Code Annotated § 20-78-206 grants the Division explicit rulemaking authority, requiring it to promulgate and publish rules setting minimum standards governing the granting, revocation, refusal, and suspension of licenses for a childcare facility and the operation of a childcare facilities				
Enforce or Repeal?:	After cabinet level transfer, ACA 6-11-105 gave ADE the authority to enforce these rules that were previously enforced by DHS. Enforce				
Agency Justification:	These are the current standards under which Out of School Time programs are licensed and monitored.				
Link to Rule Document:	http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/197/Rules/11241/Final/20CARpt1027.pdf				
20 CAR pt. 1028. Minimum Licensing Requirements for Registered Childcare Family Homes					ID#: 11242
Statutory Authority:	Child Care Facility Licensing Act Ark. Code Ann. 20-78-201-220	09/14/2005	09/28/2005	12/12/2014	12/01/2020
☒ Required under State or Federal Law:	6-11-105				
Requirement Statement:	after transformation, 6-11-105 gave ADE enforcement authority.				
Enforce or Repeal?:	Enforce				
Agency Justification:	These are the current standards under which Registered Child Care Family Homes receive their registration and are monitored.				
Link to Rule Document:	http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/197/Rules/11242/Final/20CARpt1028.pdf				