

McLeod County Variance Policy for Family Day Care

1. The effective date cannot be prior to the date the request was received by this agency.
2. No variances for extra children will be granted within the first six months of being licensed.
3. A variance will not be granted for more than 4 children under 24 months or more than 2 infants unless a second adult caregiver is present.
4. Variances will not be granted for more than 10 children under school age.
5. Variances will not be allowed for an extra child unless the parents of the other children enrolled are notified and acknowledge their approval.
6. A variance will not be granted if a provider has incomplete training, an outstanding correction order or a pending negative action.
7. A variance will not be granted during an investigation or for 12 months after rule violations regarding corporal punishment, supervision, maltreatment, or any serious health or safety violations have been determined.
8. The cumulative total days of all capacity variances cannot exceed 60 days in a 12 month period. A variance for any part of the day constitutes an entire day.

Exception:

A provider may have a variance for school age children only. The school age variance may be granted for a school year up to 10 hours a week or for the summer.

9. Variances will be limited to one child over capacity or age distribution in the under school age category or up to two over capacity in the school age category.
10. If a variance is no longer needed, the provider must notify the licensor. The variance is considered in effect until the licensor has been notified, and the days will count toward the cumulative day total.
11. Non-capacity variances will continue to be approved on a case by case basis.