

POLICY

Cancels: NEW

See also: PRO 10.2.8; RCW 43.216; 110-300; 110-301

Approved by: Luba Bezborodnikova

POL 10.2.8 MANAGING CHILD CARE WAIVER REQUESTS

This policy applies to DCYF managing requests to approve or disapprove waivers.

1. DCYF Cannot Provide A Waiver * For RCW Or Federal Law

2. Waivers May Be Time Specific Or Ongoing

Waivers may have an end date or remain in effect for as long as the early learning or school-age provider continues to comply with the conditions of the waiver.

3. Waivers Must Be Requested by Provider Using the DCYF Waiver Form

A waiver will not be considered unless it is submitted using the DCYF form *DCYF 15-961 Child Care Waiver Request* or via portal.

4. Waivers Approved/Disapproved On Case-by-Case Basis

The following information will be considered during a waiver approval/disapproval process:

- Licensing history
- Complaint history
- Training and staff qualifications
- Any other relevant information.

5. Waivers Are Not In Effect Until Approved by DCYF Staff

Waivers must not be approved retroactively.

6. Waivers Can Be Rescinded By DCYF At Any Time

*Waiver is an official approval by the department allowing an early learning or school-age provider not to meet or satisfy a rule (WAC 110-300 or WAC 110-301) due to specific needs of the program or an enrolled child. The department must grant a request for waiver if the

proposed waiver provides clear and convincing evidence that the health, welfare, and safety of all enrolled children is not jeopardized. A provider does not have the right to appeal the department's disapproval of a waiver request under chapter 110-03 WAC. The provider may challenge a waiver disapproval on a department form.