

Registered Family Child Care

Fire Safety Rule Changes | Effective May 2022



OAR 414-205-0035: General Requirements

(8) The provider shall display the following near the entrance, or in some other area of the home where they may be clearly viewed by parent(s) of children in care:

- (a) The Certificate of Registration; and
- (b) Providers must post all serious valid complaint and serious non-compliance letters for 12 calendar months.

(9) **The provider shall display a floor plan identifying the locations of the following near the entrance, or in some other area of the home where they may be clearly viewed by all individuals responsible for evacuation procedures:**

- (a) Exits;**
- (b) Primary evacuation routes;**
- (c) Secondary evacuation routes; and**
- (d) Fire extinguishers.**

(10) The provider shall have no other employment, either in or out of the home, during the hours children are in care.

OAR 414-205-0110: Safety

0110(1) ~~(h) A working smoke detector on each floor and in any area where children nap;~~

~~(i) A working fire extinguisher with a rating of at least 2-A:10-BC;~~

(h) Smoke alarms and carbon monoxide detectors shall be:

- (A) Installed on each floor level of the home, unless the floor is not under the direct control of the provider, and in any area where children nap;**
- (B) Maintained in operating order; and**
- (C) Tested monthly to ensure they are in working order. The provider must document each test;**

(i) There shall be at least one 2-A-10 BC-rated fire extinguisher on each floor of the home, unless the floor is not under the direct control of the provider.

(A) Fire extinguishers on floors where child care occurs must be designated on the floor plan required in OAR 414-205-0035 and either mounted or stored along the primary evacuation route. Fire extinguishers must be easily accessible, and visible.

(B) If fire extinguishers are stored in a cabinet or closet, they must be mounted and there must be a sign indicating that the fire extinguisher is located inside.

(j) Obstructions, including furniture, storage of supplies, or any other items shall not be placed in a manner that blocks access to the cabinet or closet.

(k) The provider must inspect the fire extinguishers monthly and the inspection must be documented.

(l) Firearms, BB guns, pellet guns and ammunition kept under lock, with ammunition stored and locked separately. Firearms, BB guns and pellet guns must remain unloaded;

(m) Cleaning supplies, paints, matches, lighters, and plastic bags kept under child-safety lock;

(n) Other potentially dangerous items, such as medicine, drugs, sharp knives and poisonous and toxic materials kept under child-safety lock;

(o) Flammable and combustible liquids, such as paint thinner and gasoline materials:

(A) Shall be stored in the original container or a safety container;

(B) Must not be stored within 4 feet of furnaces, other flame or heat-producing equipment, or fuel-fired water heaters, and

(C) If over one gallon, kept in an unattached storage building.

0110(2)(c) If a window used as an exit has a window well, a mechanism must be in place to allow children to exit the window well.

(d) The provider must complete a daily inspection to ensure that evacuation routes are clear and usable exits, including doors and escape windows, are operable.

(3) Second floors (does not apply to providers registered continuously at the same address before 2009, unless the provider has moved the child care license to a new residence)

0110(3)(e) (B) The designated fire marshal has approved the use of the upper floor.

(4) Fire drills shall be practiced monthly at varying times during child care operation hours:

(a) Fire drills must include a drill including using an alternate evacuation route at least once per year;

(b) An evacuation drill must be conducted when requested by OCC during an announced visit.

(c) The provider must have an alert method (for example, a smoke alarm, strobe light, loud bell or whistle) to warn the occupants of the home of an emergency or drill;

(d) The provider must demonstrate efforts to complete full evacuation of staff and child care children within three minutes. If unable to evacuate within three minutes, the provider must engage in additional efforts including one or more of the following:

(A) Using evacuation cribs, strollers/buggies, or wagons;

(B) Providing staff with additional training;

(C) Giving children specific tasks to complete during the drill, such as holding onto a safety walking rope;

(D) Providing children with clear and direct instructions that are age-appropriate about what is happening during the drill;

(E) Reviewing and editing emergency plans and evacuation routes;

(F) Conducting additional evacuation drills;

(G) Incorporating fire safety planning into curriculum; and

(H) Other strategies identified by OCC.

(5) One other aspect of the emergency plan in addition to the monthly fire drills shall be practiced at least every other month and must follow the recording requirements listed in OAR 414-205-0130.

(6) The provider must have a written plan for evacuating and removing children to a safe location in an emergency.

OAR 414-205-0130: Record Keeping

0130(1)(b) Daily attendance records, including dates each child attended and arrival and departure times for each day. Times shall be recorded as the child care children arrive and depart;

(c) Medications administered, including the child's name, and the date and time of dosage and the dosage amount; and

(d) Injuries to a child; and

(e) The provider shall maintain a written record of each emergency evacuation drill showing:

(A) The date and time;

(B) The exits used;

(C) The number and age range of children evacuated;

(D) The total number of people in the home at the time of the drill;

(E) The amount of time taken to evacuate the home;

(F) The name of the person conducting the drill, and

(G) The alert method used.

OAR 414-205-0140: Night Care

A provider providing night care must:

- (1) Have a written plan for the care, mutually agreed upon by the parent(s) and the provider;
- (2) Have a written plan for emergency situations occurring during the night, **including how the evacuation route will be illuminated;**
- (3) Be awake for the arrival and departure of each child in night care; and
- (4) Follow all other applicable Registration rules.

Oregon Administrative Rules, Oregon Department of Education, Early Learning Division, Chapter 414, Divisions 205 Registered Family Child Care Homes.

You are entitled to language assistance services and other accommodations at no cost. If you need help in your language or other accommodations, please contact the Office of Child Care at 503-947-1400.