

**§ 1306.36**

(vi) Unsupervised access by children to all water hazards, such as pools or other bodies of water, are prevented by a fence;

(vii) There are no firearms or other weapons kept in areas occupied or accessible to children;

(viii) Alcohol and other drugs are not consumed while children are present or accessible to children at any time; and

(ix) Providers secure health certificates for pets to document up to date immunizations and freedom from any disease or condition that poses a threat to children's health. Family child care providers must ensure that pets are appropriately managed to ensure child safety at all times.

(c) *Emergency plans.* Grantee and delegate agencies offering the family child care option must ensure that providers have made plans to notify parents in the event of any emergency or unplanned interruption of service. The provider and parent together must develop contingency plans for emergencies. Such plans may include, but are not limited to, the use of alternate providers or the availability of substitute providers. Parents must be informed that they may need to pick the child up and arrange care if the child becomes ill or if an emergency arises.

(d) *Licensing requirements.* Head Start programs offering the family child care option must ensure that family child care providers meet State, Tribal, and local licensing requirements and possess a license or other document certifying that those requirements have been met. When State, Tribal, or local requirements vary from Head Start requirements, the most stringent provision takes precedence.

[73 FR 1296, Jan. 8, 2008]

**§ 1306.36 Additional Head Start program option variations.**

In addition to the center-based, home-based, combination programs, and family child care options defined in this part, the Director of the Office of Head Start retains the right to fund alternative program variations to meet the unique needs of communities or to demonstrate or test alternative ap-

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proaches for providing Head Start services.

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**§ 1306.37 Compliance waiver.**

An exception to one or more of the requirements contained in §§ 1306.32, 1306.33, 1306.34, and 1306.35 will be granted only if the Director of the Office of Head Start determines, on the basis of supporting evidence, that the grantee made a reasonable effort to comply with the requirement but was unable to do so because of limitations or circumstances of a specific community or communities served by the grantee.

[73 FR 1296, Jan. 8, 2008]

**PART 1308—HEAD START PROGRAM PERFORMANCE STANDARDS ON SERVICES FOR CHILDREN WITH DISABILITIES**

**Subpart A—General**

- Sec.
- 1308.1 Purpose.
- 1308.2 Scope.
- 1308.3 Definitions.

**Subpart B—Disabilities Service Plan**

- 1308.4 Purpose and scope of disabilities service plan.

**Subpart C—Social Services Performance Standards**

- 1308.5 Recruitment and enrollment of children with disabilities.

**Subpart D—Health Services Performance Standards**

- 1308.6 Assessment of children.
- 1308.7 Eligibility criteria: Health impairment.
- 1308.8 Eligibility criteria: Emotional/behavioral disorders.
- 1308.9 Eligibility criteria: Speech or language impairments.
- 1308.10 Eligibility criteria: Mental retardation.
- 1308.11 Eligibility criteria: Hearing impairment including deafness.
- 1308.12 Eligibility criteria: Orthopedic impairment.
- 1308.13 Eligibility criteria: Visual impairment including blindness.
- 1308.14 Eligibility criteria: Learning disabilities.
- 1308.15 Eligibility criteria: Autism.