



Office of Children and Family Services

ANDREW M. CUOMO
Governor

SHEILA J. POOLE
Commissioner

June 24, 2021

Dear Provider:

This letter is being sent to communicate important information for child care programs. Please read it carefully.

When the state of emergency ends in New York State today, all child care related Executive Orders (EOs) issued by Governor Cuomo will no longer be in effect. A brief summary of the orders that pertained to child care programs are listed below:

- Executive Order 202.1: allowed comingling of ages; allowed flexibility in group size; allowed child care staff to begin employment without completion of required training; allowed in-person inspections of child care programs to be “paused” for the duration of the emergency; and waived the \$25.00 SCR fee for new staff.
- Executive Order 202.5: allowed those school age child care programs that are being operated either by a school or by an entity with experience providing child care, and which are located in a school which provides elementary or secondary education, from having to comply with child care regulations, including requiring licensure or registration.

Programs that were provided relief under these Executive Order provisions will no longer be subject to such relief **with one important exception**: any child care program with an existing approved waiver allowing for flexibility in group size has 30 days from today to return to pre-pandemic requirements. This 30-day grace period is being granted to provide families time to transition to a new program, if necessary. Programs with these approved waivers must share this information with any affected family immediately.

As you know, child care programs are required to remain in compliance with New York State Child Care Regulations at all times. The regulations are posted in English and Spanish at:
<https://ocfs.ny.gov/programs/childcare/regulations/>.

Please reach out to your regulator if you have any questions. Thank you for your tireless efforts and flexibility throughout the pandemic and now as the state fully re-opens.

Sincerely,

Janice Molnar, Ph.D.
Deputy Commissioner
Division of Child Care Services