



Early Learning Division | 775 Summer St NE, Suite 300, Salem, OR 97301  
Phone: 503-373-0066 | Fax: 503-947-1955

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Date: February 16, 2018  
To: Doug Wilson, Legislative Fiscal Office  
From: Dawn Woods, Director of the Office of Child Care  
Re: Ways and Means Education Subcommittee Follow up

During the Joint Ways and Means Subcommittee on Education hearing on Tuesday, February 13, 2018, committee members had several questions related to Office of Child Care operations and finances. I have captured those questions and my answers below:

**Q. What is the percentage of fees that pays for the Office of Child Care?**

A. The Office of Child Care (OCC) receives Federal, General and Other Funds. Licensing fees and civil penalties are included in Other Funds and make up a small percentage of the Office of Child Care budget. As a courtesy and to create a one-stop shop for providers, OCC collects fees for Central Background Registry (CBR) enrollment. The fee covers the costs of national criminal history checks and sex-offender database checks. These fees are not retained by OCC; they are passed directly to the Oregon State Police.

For 2017 those fund amounts (excluding subsidy payments), by fund type, were:

<b>General Fund:</b>	\$3,667,462
<b>Federal Funds:</b>	\$11,440,711
<b>Other Funds:</b>	
<i>Civil Penalties:</i>	\$ 1,028
<i>Facility licensing fees (all types):</i>	\$ 488,609
<i>Central Background Registry fees:</i>	\$ 603,924 (pass through)

**Q. What is the definition of serious violation? What is the percentage between large facilities and small facilities?**

A. The rule definition of a serious violation is defined in administrative rule to be incidences in which:

- Children are in imminent danger;
- There are more children in care than allowed by law;
- Corporal punishment is being used;
- Children are not being supervised;
- Multiple or serious fire, health or safety hazards are present in the home;
- Extreme unsanitary conditions are present in the home; or
- Adults are in the home who are not enrolled in the Central Background Registry



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For 2017, OCC took 88 enforcement actions on serious violations; of those actions, 11% were large facilities and 89% were small facilities.

**Q. How many of the 88 actions were as a result of a scheduled versus unannounced visits.**

A. We receive information in many ways that may result in us taking legal action. Typically, in non-emergency situations, before we take a legal action we conduct multiple visits both scheduled and unannounced. Given our efforts towards technical assistance and provider support during those visits, it is difficult to identify how many actions resulted from one type of visit.

**Q. How many facilities were actually closed?**

A. When OCC seeks an enforcement action there are several possible results. OCC and the child care provider most often reach a negotiated settlement, which addresses the regulatory issues and allows the provider to continue to operate. When a settlement cannot be reached or when a settlement is not appropriate due to the seriousness of the allegation, the agency will pursue the action to hearing. At any time during the legal proceeding, before the hearing occurs, the provider may also decide to close their facility. For 2017 OCC closed fewer than 10 facilities through the hearing process.