



# Final Amendments to 105 CMR 430.000: Minimum Standards for Recreational Camps for Children

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**Public Health Council**  
**March 6, 2018**

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## Presentation Overview

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### **105 CMR 430.000: Minimum Standards for Recreational Camps for Children**

- Background
- Final Amendments - Changes Made Based on Comments
- Next Steps
- Questions



## Background

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- Recreational Camps are regulated pursuant M.G.L. c. 111, § 127A, which established the State Sanitary Code.
- Regulations seek to ensure a high quality of service, industry standardization and strong consumer protection for children who participate in recreational camps.
- Regulations apply to all day, residential, sports, travel, and trip camps, with some exemptions, such as programs sponsored by municipal recreation departments (statutorily-based) or those that are primarily classroom-based instructional programs (regulatory-based).



## Background

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### Comments on proposed regulatory amendments to 105 CMR 430.000:

- Public hearings for the proposed amendments were held on December 1<sup>st</sup> and the 5<sup>th</sup>, 2016 and public comments received until December 9, 2016.
- Twelve people attended the public hearings and a total of 13 individuals or organizations submitted testimony during the comment period.
- A total of 81 comments were evaluated by DPH staff to make any further revisions to the proposed regulations as appropriate.
- Review by BCCC Pursuant to EO 518; technical changes made to align with current standards



## Final Amendments - Changes based on comments received

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### Amount, Training or Eligibility Requirements of Staff

- CORI/SORI (430.190) Reference to background checks for counselors-in-training removed and background checks for permanent staff (no break in service) were changed to at a minimum of every three years versus only once at initial hiring.
- Campers with Disabilities (430.101) - specific staffing ratio was deleted and replaced with a required staffing plan by the camp to meet the needs of each individual camper.
- Staff Supervision of Boating Activities : (430.103) Watercraft safety training restored as an alternative to lifeguard certification for boating supervision.



## Final Amendments - Changes based on comments received

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### Amount, Training or Eligibility Requirements of Staff (*continued*)

- Health Care/Medication Administration Trainings (430.150, 430.160) Language revised to:
  - Clarify the role of the camp's health care consultant to ensure all health care supervisors and other applicable staff are properly trained
  - Clarify the circumstances that require training and tests of competency, and on when campers may self-administer medication (e.g. the use of epinephrine injection systems, self-administration of insulin and associated trainings for staff and the health care supervisor)



## Final Amendments - Changes based on comments received

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### Align with Other Requirements

- Challenge Course (430.103) – Based upon feedback from the Office of Public Safety and Inspections (OPSI), updates to the regulation clarifies that serious accidents on challenge courses operated by or attended by a camp must also be reported to the OPSI in accordance with their licensure regulation (520 CMR 5.00)
- Tents (430.217) – Based upon feedback from the Department of Fire Services, further revisions made to allow:
  - Allow temporary, transportable tents that are “flame-resistant” versus “flame-retardant”, and based on DFS input; and
  - Clarify that tents “less than 400 square feet” are not subject to 780 CMR (Building Code)



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### Clarifying Changes

- Age definition (430.020) was clarified that determination of age of camper made at each "session" versus each "season".
- License Required - Section (430.050) added to clarify that all summer programs meeting the definition of a camp or promoted/advertised as a "camp" must be licensed prior to operating.
- Concussion Awareness Training (430.091): required orientation and training, including concussion awareness , clarified to mean all "applicable" staff (i.e. - staff with programmatic duties).
- Health Records (430.150) - Language clarified regarding that all electronic records to be securely maintained and readily accessible.
- Communicable Disease Reporting (430.157) - Language added to clarify process for camp operator to consult their health care consultant regarding appropriate notifications.





## Next Steps

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- Based on a comprehensive review of *105 CMR 430.000 Minimum Standards for Recreational Camps for Children*, and the incorporation of comments from stakeholders, DPH recommends Public Health Council approval of these amendments for promulgation for the upcoming 2018 summer season.
- A total of 9 stakeholder training sessions are currently scheduled this spring , with more requests expected upon final promulgation of the amended regulations, allowing an opportunity to update health agents and camp operators state-wide regarding changes to recreational camp regulations and associated guidance.
- The Bureau will update and revise all electronic guidance documents (32 total) prior to these scheduled trainings.



# Questions

