

Childcare State Laws and Regulations

Childcare laws and regulations in each state specify if and how the administration of medication can take place in childcare settings. Below is a summary of the relevant regulations for the administration of insulin and administration of glucagon in the childcare setting per state. Regardless of state law or regulations, federal law protections still apply in these settings.

State	Administration of Glucagon?	Citation	Administration of Insulin?	Citation
Alabama	Yes	Ala. Admin. Code r. 660-5-26-.04(6)(a)(2)(iii) (2023)	Yes	Ala. Admin. Code r. 660-5-26-.04(6)(a)(6)(i) (2023)
Alaska	Yes	Alaska Stat. § 47.32.030(a) (2023) & CCL §§ 6000.2A, 6080.3A(2) (2020)	Yes	Alaska Stat. § 47.32.030(a) (2023) & CCL §§ 6000.2A, 6080.3A(2) (2020)
Arizona	Yes	Ariz. Admin. Code § 9-3-309(B-C) (2023)	Yes, if chooses to	Ariz. Admin. Code § 9-3-309(B-C) (2023)
Arkansas	Yes	016-22-20 Ark. Code R. § 5(1101)(7,15) (2023)	Yes	016-22-20 Ark. Code R. § 5(1101)(7,15) (2023)
California	Yes, if chooses to	Cal. Code Regs. Tit. 22, § 101226(e)(3) (2017)	Yes, if chooses to	Cal. Code Regs. Tit. 22, § 101226(e)(3) (2017)
Colorado	Yes, if chooses to	Colo. Code. Regs. Chap. 3 §716-1 Sub-Chap. 13 § 8 (2013)	Yes, if chooses to	Colo. Code. Regs. Chap. 3 §716-1 Sub-Chap. 13 § 8 (2013)
Connecticut	Yes	Conn. Gen. Stat. § 19a-79(a) (2023)	Yes	Conn. Gen. Stat. § 19a-79(a) (2023)
Delaware	Yes	14 Delaware Code, §3003A (2022)	Yes	14 Delaware Code, §3003A (2022)
Florida	Yes, if chooses to	Fla. Admin. Code R. 65C-22.001(6) (2021) (cites to handbook)	Yes, if chooses to	Fla. Admin. Code R. 65C-22.001(6) (2021) (cites to handbook)
Georgia	Yes	Ga. Comp. R. & Regs. R. 591-1-1-.20 (2022)	Yes, depending on the meaning of “licensed persons”	Ga. Comp. R. & Regs. R. 591-1-1-.20(6) (2022)
Hawaii	Yes	Haw. Code R. § 17-891.1-6(a)(6) (2023)	Yes	Haw. Code R. § 17-891.1-23(b)(1) (2023)
Idaho	Yes	IDAPA 16.06.02 §§ 331(05)(c), 360(17) (2023)	Yes	IDAPA 16.06.02 §§ 331(05)(c), 360(17) (2023)
Illinois	Yes	Ill. Admin. Code tit. 89 § 407.360(c)(1) (1998)	Yes	Ill. Admin. Code tit. 89 § 407.360(c)(1) (1998)
Indiana	Yes	470 IAC 3-1.1-44(f) (2023)	Yes	470 IAC 3-1.1-44(f) (2023)
Iowa	Yes	441 IAC 109.10(3) (2023)	Yes	441 IAC 109.10(3) (2023)
Kansas	No regulation		No regulation	
Kentucky	Yes	922 KAR 2:120 § 7(4-6) (2021)	Yes	922 KAR 2:120 § 7(4-6) (2021)
Louisiana	Yes, if chooses to	La. Admin. Code tit. 28 pt. CLXI § 1917(K) (2023)	Yes, if chooses to	La. Admin. Code tit. 28 pt. CLXI §§ 1725(B), 1917(A) (2023)

Maine	Yes	10-148-32 Me. Code R. § 12(K) (2023)	Yes, if chooses to	10-148-32 Me. Code R. § 12(H) (2023)
Maryland	Yes	COMAR 13A.16.11.04 (2020)	Yes	COMAR 13A.16.11.04 (2020)
Massachusetts	Yes	606 Mass. Code Reg. § 7.11(1-2) (2023)	Yes	606 Mass. Code Reg. § 7.11(1-2) (2023)
Michigan	Yes	Mich. Admin. Code R. 400.1903(6)(f)(2019)	Yes	Mich. Admin. Code R. 400.1918 (2019)
Minnesota	Yes	Minn. Stat. § 245H.15(1)(b)(4) (2022)	Yes, if chooses to	Minn. Stat. § 245H.13(3) (2022)
Mississippi	Yes	15 Miss. Code R. § 11-55-1.4.1(4)(c) (2022)	Yes, if chooses to	15 Miss. Code R. § 11-55-1.4.1(4)(a) (2022) & 15 Miss. Code R. § 11-55-1.5.1(2)(b) (2022)
Missouri	Yes	Mo. Code Regs. tit. 5 § 25-400.090(1)(A)(1) (2023)	Yes, if chooses to	Mo. Code Regs. tit. 5 § 25-400.185(3)(A) (2023)
Montana	Yes	Mont. Code Ann. § 52-2-736(2) (2021)	Yes	Mont. Code Ann. § 52-2-736(1) (2021)
Nebraska	Yes	91 Neb. Admin. Code, ch. 3, § 006.27 (2023)	Yes	391 Neb. Admin. Code, ch. 3, § 006.27 (2023)
Nevada	Yes	Nev. Admin. Code § 432A.376 (2023) & Nev. Admin. Code § 432A.585 (2023)	Yes	Nev. Admin. Code § 432A.376 (2023) & Nev. Admin. Code § 432A.585 (2023)
New Hampshire	Yes	N.H. Code Admin. R. He-C 4002.21(a) (2023)	Yes	N.H. Code Admin. R. He-C 4002.21(p) (2023)
New Jersey	Yes	N.J. Admin. Code § 3A:52-7.5(a)(3) (2023)	Yes	N.J. Admin. Code § 3A:52-7.5(a)(3) (2023)
New Mexico	Yes	N.M. Code R. §§ 8.9.4.22(E)(2) (2023)	Yes	N.M. Code R. § 8.9.4.26(C) (2023)
New York	Yes, if chooses to	N.Y. Comp. Codes R. & Regs. tit. 18 § 415.13(c)(1) (2023)	Yes, if chooses to	N.Y. Comp. Codes R. & Regs. tit. 18 § 415.13(c)(1)(v) (2023)
North Carolina	Yes	10A N.C. Admin. Code 9.0801(b) & 9.0803 (2023)	Yes	10A N.C. Admin. Code 9.0801(b) & 9.0803 (2023)
North Dakota	Yes	N.D. Admin. Code 75-03-09-25(1) (2023)	Yes	N.D. Admin. Code 75-03-09-25(1) (2023)
Ohio	Yes	Ohio Admin. Code 5101:2-12-16(A)(1) (2023)	Yes	Ohio Admin. Code 5101:2-12-25(B) and (E) (2023)
Oklahoma	Yes	Okla. Admin. Code § 340:110-3-295 (2023)	Yes, if chooses to	Okla. Admin. Code § 340:110-3-295 (2023)
Oregon	Yes	Or. Admin. R. 414-300-0170(3) (2023)	Yes	Or. Admin. R. 414-300-0230(1) (2023)
Pennsylvania	Yes	55 Pa. Code § 3270.132 (2023)	Yes	55 Pa. Code § 3270.133 (2023)
Rhode Island	Yes	R.I. Gen. Laws § 42-72-5(b)(12) & DCYF Child Care Program Regulations for	Yes	R.I. Gen. Laws § 42-72-5(b)(12) & DCYF Child Care Program Regulations for

		Licensure §§ 1(I), 3(VI)(H)(3)(e)		Licensure §§ 1(I), 3(II)(N)(1-2)
South Carolina	Yes	S.C. Code Ann. § 63-13-185(D) (2022)	Yes	S.C. Code Ann. § 63-13-185(B) (2022)
South Dakota	Yes	S.D. Admin. Rule 67:42:17:25 (2023)	Yes	S.D. Admin. Rule 67:42:17:25 (2023)
Tennessee	Yes	Tenn. Comp. R. & Regs. 1240-04-01-.08(2)(d)(1)(viii) (2023)	Yes	Tenn. Comp. R. & Regs. 1240-04-01-.12(12)(b) (2023)
Texas	Yes	26 Tex. Admin. Code §746.501(a)(5) (2023)	Yes	26 Tex. Admin. Code §746.501(a)(4) (2023)
Utah	Yes	Utah Admin. Code r. 381-100-6(11)(g) (2023)	Yes	Utah Admin. Code r. 381-100-17 (2023)
Vermont	Yes	FCCH 5.6 (2022)	Yes	FCCH 5.6 (2022)
Virginia	Yes	8 Va. Admin. Code § 20-780-245(J)(3) (2023)	Yes, if chooses to	8 Va. Admin. Code § 20-780-245(J)(1) (2023)
Washington	Yes	Wash. Admin. Code § 110-300-0300(2)(a)(iii) (2023)	Yes	Wash. Admin. Code § 110-300-0215(3) (2023)
Washington, D.C.	Yes	D.C. Mun. Regs. tit. 5 § A153.1 (2023)	Yes	D.C. Mun. Regs. tit. 5 § A153.1 (2023)
West Virginia	Yes	W. Va. Code R. § 78-1-15.2.a.5 (2023)	Yes	W. Va. Code R. § 78-1-15.4.h (2023)
Wisconsin	Yes	Wis. Admin. Code DCF § 251.04(6)(a)(2) (2023)	Yes	Wis. Admin. Code DCF § 251.07(6)(f)(1)(a) (2023)
Wyoming	Yes	Wyo. Dept. of Family Services Childcare Licensing Rules Chap. 1 § 1 & Chap. 4 § 5(xix)	Yes	Wyo. Dept. of Family Services Childcare Licensing Rules Chap. 1 § 1 & Chap. 4 § 5(xix)

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