

441—120.6 (237A) Number of children. The number of children in a child care home shall conform to the following standards:

120.6(1) *Limit.* No more than five children shall receive care at any one time in the single-family residence.

120.6(2) *Children counted.* To determine the number of children cared for at any one time in a child care home, each child present in the child care home shall be considered to be receiving care unless the child is described by one of the following exceptions:

a. The child's parent, guardian, or custodian established or operates the child care home and either the child is attending school or the child receives child care full-time on a regular basis from another person.

b. The child has been present in the child care home for more than 72 consecutive hours and meets the requirements of the exception listed above as though the person who established or operates the child care home is the child's parent, guardian, or custodian.

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