



## MISSISSIPPI STATE DEPARTMENT OF HEALTH

### Child Care Advisory Council

#### Minutes

July 19, 2013

#### Council Members Present

Dr. Jill Dent  
Judy Prine  
Colleen Smith  
Marjorie Nobles  
Phyllis Kitchens  
Shea South  
Joann Kelly  
Sandra Ziegenhagen  
Sallie West  
Larry Nobles  
Christi Littlejohn

#### Council Members Absent

Dr. Laurie Smith  
Dean Bobo  
Deloris Suel

#### MSDH Staff Present

Vickey Berryman  
Gay Logan  
Festus Simkins  
Donna Speed  
Ellen O'Neal  
Ida Dixon  
Tenille O'Quine  
Chiquita Nichols

#### Public Present

James A. Kitchens  
Dana Starcil  
Kart Kelly  
Taylor Kelly  
Joyce Moxley  
Aimée Cole  
Walter Young  
Cora Rogers  
Lutaya Stewart  
Felicia Bell  
Lela Taylor  
Lakecia Love  
Debbie Ellis  
Sharon Patterson  
Eulonda Garry

1. Chairperson, Marjorie Nobles called the meeting to order at approximately 1:11 p.m. A quorum was established.
2. Vickey Berryman, Director of Licensure, announced that the tenure of Phyllis Kitchens and Marjorie Nobles on the Child Care Advisory Council was ending and expressed appreciation for their support of child care and years of work on the Council. The seating of the newly appointed members, Larry Nobles, to serve in the capacity of child care provider, and Christie Littlejohn, to serve in the capacity of representing an association, was announced. Two members were reappointed for a second term, Deloris Suel and Dr. Jill Dent.
3. Election of Officers: Chairperson, Vice Chairperson, and Secretary
  - Nominations for Chairperson were opened.
    - a. Colleen Smith and Judy Prine were nominated for Chairperson.
    - b. A motion was made and seconded with nominations thereafter closed. The vote was unanimous for Colleen Smith.
    - c. Colleen Smith was elected to serve as Chairperson.
  - A motion was made and seconded for Judy Prine to serve as Vice Chairperson.
    - a. The vote was unanimous.
    - b. Judy Prine was elected to serve as Vice Chairperson.
  - A motion was made and seconded for Sallie West to serve as Secretary.
    - a. The vote was unanimous.
    - b. Sallie West was elected to serve as Secretary.
4. Approval of Minutes
  - Approval of the January 25, 2013 Child Care Advisory Council meeting minutes.
    - a. A motion was made and seconded to approve the minutes as presented.
    - b. The vote was unanimous for approval of the January 25, 2013 minutes.

- Approval of the April 26, 2013 Child Care Advisory Council meeting minutes.
  - a. A motion was made and seconded to approve the minutes as presented.
  - b. The vote was unanimous for approval of the April 26, 2013 minutes.

#### New Business

- Presentation by Donna Speed & Felecia Bell regarding Farm to Preschool program. It was explained that child care facilities could purchase fresh fruits and vegetables from local farmers.
  - a. Donna Speed will develop/design something for Mr. Simkins to send out to all child care providers and interested parties.
  - b. Felecia Bell stated that she could provide some brochures about the program.
  - c. Felecia Bell was asked by Sallie West to a presentation at the MSECA convention in October 2013.
  
- It was announced that Debbie Ellis was videotaping the meeting and the videotape will be placed on Delta Licensed Provider blog.
  
- Vickey Berryman gave an update on the Board of Health Meeting and the proposed amendments to the *Regulations Governing Licensure of Child Care Facilities and the Regulations Governing Licensure of Child Care Facilities for 12 or Fewer in the Operator's Home*.
  - a. On July 10, 2013, the Mississippi State Board of Health approved the following two sets of child care licensure regulations in their entirety: Regulations Governing Licensure of Child Care Facilities and the Regulations Governing Licensure of Child Care Facilities for 12 or Fewer Children in the Operator's Home.

Ms. Berryman informed the Council that the Department had received some comments of concern regarding the measurement of safety hazards/electrical transformers as referenced in Rule 1.11.9. This item had initially been recommended to the Council as a proposed amendment due to concern with the potential of explosions from oil-filled electrical transformers. Based on received comments, agency staff further researched this issue and determined, after conversation with utility authorities, that the former oil-filled electrical transformers were obsolete and no longer used in MS. Thus, the need for "parallel horizontally to the ground" measurement, as referenced in Rule 1.11.9 was not necessary. Ms. Berryman informed the Board that this amendment was approved by the Board as part of the complete set but she requested the Advisory Council's concurrence that staff would not enforce the amended language of ("measured horizontally parallel to the ground") in Rule 1.11.9., until amended language to rescind such could be resubmitted to the Board. The Council agreed. This one item will be submitted back to the BOH at a later date for removal from the regulations. A motion was made and seconded to remove the language of "measured parallel horizontally to the ground" from Rule 1.11.9.

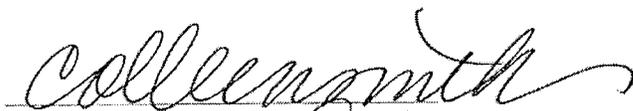
- o The vote was unanimous for removal of the noted language.
- b. The new regulations will become effective for August 16, 2013 (sic).  
**NOTE:** Although it was stated that the amended regulations would become effective August 16, 2013, the correct date is August 15, 2013.

#### 5. Old Business - None

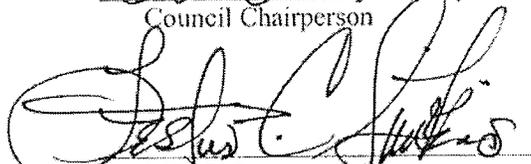
6. New Business –None except open for Public Comments

Public Comments

- Debbie Ellis made a request for grandfathering of room/facility capacity measurements. She expressed concern that the current language in the child care licensure regulations regarding room capacity was more restrictive from the regulations that were in place at the time that many centers in MS were built. In addition, Ms. Ellis discussed the detrimental impact such was having on child care as a business. She related concern that monetary penalties were being applied for violations of the room capacity requirements. Colleen Smith and Judy Prime requested that Ms. Ellis submit her concerns in writing.
  - Eulonda Garry, speaking on behalf of her mother, Delores Suel, requested grandfathering of facilities in regard to facility capacity/measurement to prevent loss of revenue from any future regulatory change that might impact an entity's total capacity. Mrs. Suel had provided Ms. Garry with suggested language as a possible amendment to address her concern. However, after some discussion, it was determined that the actual language and further conversation of this topic would be held until Mrs. Suel could be present.
  - Cora Rogers expressed interest into how the BOH elects people to be on the Child Care Advisory Board. Vickey Berryman stated that she would provide the information.
7. The next meeting was scheduled for October 18, 2013, at 1:00 p.m.
8. The meeting adjourned at 2:47 p.m.

  
\_\_\_\_\_

Council Chairperson

  
\_\_\_\_\_

MSDH Representative

18 Oct 13  
\_\_\_\_\_

Date