

**DCF 252.04 Definitions. In this subchapter:**

(1r) "Background check request form" means a form prescribed by the department on which a person completes required information for the child care background check under s. 48.686, Stats., and ch. DCF 13.

**Note:** Form DCF-F-5296, Background Check Request, is available on the department's website at <https://dcf.wisconsin.gov/cclicensing/ccformspubs>.

(1g) "Abusive head trauma" means a serious type of head injury, including shaken baby syndrome, that is caused by shaking, throwing, hitting, slamming, or jerking.

(2) "Base camp" means the permanent or temporary premises, public or private, on which the day camp is operated.

*See DCF 252.43 (1) (a) – BASE CAMP ENVIRONMENT.*

(3) "Camp director" means the individual on the campsite who is responsible for the administration of the camp, including program operations, staff supervision, business operations, food service, health service, and other supportive services.

(3g) "Camp-provided transportation" means transportation provided in a vehicle owned, leased, or contracted for by the camp or transportation provided in volunteer or staff-owned vehicles regardless of whether the driver is reimbursed for the use of the vehicle.

(4) "Care" means providing for the safety and the developmental needs of a child in a day camp.

(4m) "Child care background check" means the requirements in s. 48.686, Stats., and ch. DCF 13.

(5) "Complaint" means an allegation that a provision of this chapter or of ch. 48, Stats., has been violated.

(8) "Counselor" or "camp counselor" means a staff member who works directly with children.

(9) "Day camp" or "camp" means a program regulated under this chapter that provides care and supervision to 4 or more children 3 years of age and older in a seasonal program oriented to the out-of-doors for periods less than 24 hours a day.

*See s.48.65., Wis. Stats.*

*Camps may operate year-round if the programming is primarily oriented to the out-of-doors.*

*See DCF 252.44 (1) (a) – PLANNED PROGRAM OF ACTIVITIES.*

(11) "Department" means the Wisconsin department of children and families.

(11m) "Division" means the department's division of early care and education.

(12) "Emergency" means unforeseen circumstances that require immediate attention.

**252.04(13)**

**(13)** “Field trip” means any experience a child has away from the premises of the camp while under the care of camp staff whether the child walks or is transported.

**(13m)** “Fit and qualified” means displaying the capacity to successfully nurture and care for children and may include consideration of any of the following:

- (a) Abuse of alcohol or drugs.
- (b) A history of a civil or criminal conviction or administrative rule violation that is substantially related to the care of children, as determined under s. DCF 13.05.
- (c) Exercise of unsound judgment.
- (d) A history of civil or criminal offenses or any other actions that demonstrate an inability to manage financial resources or the activities of a camp.

**(14)** “Group” means a specific number of children who have a regularly assigned counselor responsible for the children’s well-being and meeting the children’s basic needs.

**(15)** “Hazard” means a potential source of harm that can jeopardize the health, safety or well-being of children in care.

**(15g)** “Hours of operation” means the hours within the terms of the license during which children are actually in the care of the camp.

**(15m)** “In care” means the camp is providing supervision, either on or off the premises, including during camp-provided transportation, for the safety and developmental needs of the child or children.

*Junior counselors or counselors in training are considered in care when parents pay the camp for the child to attend. Junior counselors/counselors in training may assist with activities but may not be responsible for the supervision of children.*

*Examples of tasks that junior counselors may not do include but are not limited to disciplining children and supervising children alone. Junior counselors are meant for extra support to counselors and should be with a counselor at all times if they work with children.*

*See DCF 252.09 (7) (a) – CENTER RESPONSIBILITY FOR CHILD DURING TRANSPORTATION.*

**(16)** “Inclement weather” means stormy or severe weather such as any of the following:

*The air quality index (AQI) is an index for reporting daily air quality. It tells you how clean or polluted the air around you is and what associated health effects might be a concern. The higher an AQI value is the higher the level of air pollution present and the greater the health concern. For example, children who have asthma may be affected playing outdoors when the index reaches 101 – 150.*

*See DCF 252.44 (1) (b) 4. – PROVIDE DAILY OUTDOOR PLAY OPPORTUNITIES.*

*See Appendix D Resources List, Child Care Weather Watch – Wisconsin.*

- (a) Heavy rain.

(b) Temperatures above 90 degrees Fahrenheit.

The heat index (HI) is an index that combines air temperature and relative humidity in an attempt to determine the human-perceived equivalent temperature – how hot it feels – termed the felt air temperature.

NOAA's National Weather Service Heat Index

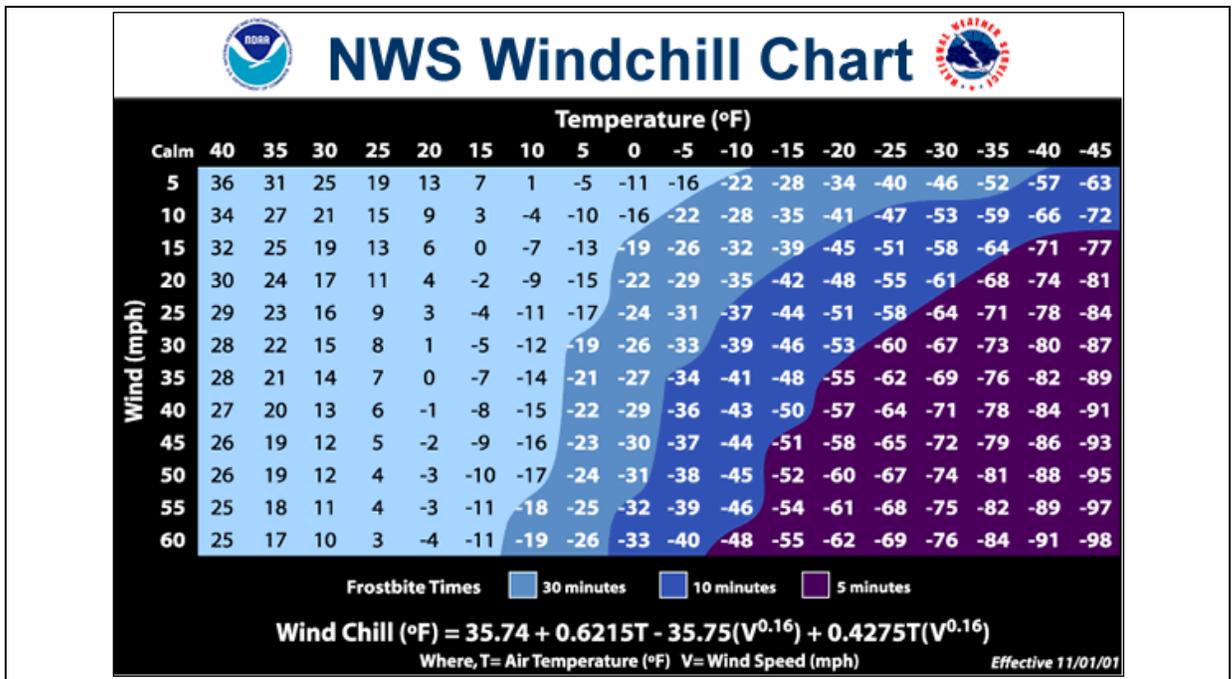
Temperature (°F)

	80	82	84	86	88	90	92	94	96	98	100	102	104	106	108	110
40	80	81	83	85	88	91	94	97	101	105	109	114	119	124	130	136
45	80	82	84	87	89	93	96	100	104	109	114	119	124	130	137	
50	81	83	85	88	91	95	99	103	108	113	118	124	131	137		
55	81	84	86	89	93	97	101	106	112	117	124	130	137			
60	82	84	88	91	95	100	105	110	116	123	129	137				
65	82	85	89	93	98	103	108	114	121	128	136					
70	83	86	90	95	100	105	112	119	126	134						
75	84	88	92	97	103	109	116	124	132							
80	84	89	94	100	106	113	121	129								
85	85	90	96	102	110	117	126	135								
90	86	91	98	105	113	122	131									
95	86	93	100	108	117	127										
100	87	95	103	112	121	132										

Likelihood of Heat Disorders with Prolonged Exposure or Strenuous Activity

■ Caution   
 ■ Extreme Caution   
 ■ Danger   
 ■ Extreme Danger

(c) Wind chills of 0 degrees Fahrenheit or below.



(16m) "Licensed hours" means the authorized hours specified on the license certificate and letter of transmittal within which the day camp may provide child care services.

**252.04(17)**

**(17)** “Licensee” means the corporation, individual, partnership or non-incorporated association or cooperative which has legal and financial responsibility for the operation of a day camp and for meeting the requirements of this chapter.

*A licensee may also include a Limited Liability Company (LLC).*

**(18)** “Licensing representative” means a department employee responsible for licensing day camps.

*A person monitoring a day camp for purposes of department initiatives (such as child care subsidy) is also considered a licensing representative.*

**(19)** “Parent” means either “parent” as defined in s. 48.02 (13), Stats., or “guardian” as defined in s. 48.02 (8), Stats.

**(21)** “Parochial or private school” means an educational program which meets all the criteria specified under s. 118.165 (1), Stats., or as determined by the superintendent of public instruction under s. 118.167, Stats.

*s. 118.165, Wis. Stats., Private Schools*

*(1) An institution is a private school if its education program meets all of the following criteria:*

*(a) The primary purpose of the program is to provide private or religious-based education.*

*(b) The program is privately controlled.*

*(c) The program provides at least 875 hours of instruction each school year.*

*(d) The program provides a sequentially progressive curriculum of fundamental instruction in reading, language arts, mathematics, social studies, science and health. The subsection does not require the program to include in its curriculum any concept, topic or practice in conflict with the program’s religious doctrines or to exclude from its curriculum any concept, topic or practice consistent with the program’s religious doctrines.*

*(e) The program is not operated or instituted for the purpose of avoiding or circumventing the compulsory school attendance requirement under s. 188.15(1)(a) and (am), Wis. Stats.*

*(f) The pupils in the institution’s educational program, in the ordinary course of events, return annually to the homes of their parents or guardians for not less than 2 months of summer vacation, or the institution is licensed as a child welfare agency under s. 48.60(1), Wis. Stats.*

*(2) An institution may request the state superintendent to approve the institution’s educational program as a private school. The state superintendent shall base its approval solely on the criteria under sub. (1).*

*s. 118.167, Wis. Stats., Private school determination by state superintendent. If an association that regulates or accredits private education institutions in this state submits an affidavit to the state superintendent attesting that the institution meets or exceeds all of the criteria under s. 118.165 and the state superintendent finds that the institution does meet or exceeds all of the criteria under s. 118.165, the state superintendent shall determine that the institution is a private school. If at any time the state superintendent finds that an institution determined to be a private school under this section no longer meets the criteria under s. 118.165, the state superintendent may withdraw the determination.*

**(21g)** “Pet” means an animal kept for amusement or companionship.

**(21r)** “Physical restraint” means the use of physical force to restrict the free movement of all or part of a child’s body.

**(22)** “Physician” has the meaning prescribed in s. 448.01 (5), Stats.

**(22m)** “Pre-camp training” means a program developed by the licensee containing the elements specified in s. DCF 252.42 (3) and attended by camp staff prior to the opening of each year’s camp session.

**(23)** “Premises” means a tract of land on which the camp is located, including all buildings, structures, or shelters on that land.

**(23m)** “Regularly assigned counselor” means a person who meet the requirements of a counselor under s. DCF 252.42 and who is assigned to a specific group of children.

**(24)** “Shaken baby syndrome” or “SBS” means a severe form of brain injury that occurs when an infant or young child is shaken or thrown forcibly enough to cause the brain to rebound against his or her skull.

See DCF 251.03 (1G) – DEFINITION – ABUSIVE HEAD TRAUMA.

**(25)** “Supervision of children” means guidance of the behavior and activities of children for their health, safety, and well-being by counselors who are close enough to prevent harm and ensure safety.

**(26)** “Supervision of staff” means guidance of the behavior and activities of camp employees which may include provision of instructions to carry out activities for limited periods of time out of sight or hearing of the supervisor.

**(27)** “Universal precautions” mean measures taken to prevent transmission of infection from contact with blood or other potentially infectious material, as recommended by the U.S. public health services centers for disease control and adopted by the U.S. occupational safety and health administration (OSHA) as 29 CFR 1910.1030.

**Note:** “Standard precautions” for infection control measures incorporate universal precautions. Information on the OSHA requirements related to standard or universal precautions is available on the OSHA website at <https://www.osha.gov>. Information is also available from the Child Care Information Center, 1-800-362-7353.

**(28)** “Volunteer” means a person who agrees to give time, with or without reimbursement for expenses, to provide transportation or to work in a day camp.

**(29)** “Waterfront supervisor” means an adult present in a water activity area during times when children are using the water and who meets the requirements under s. DCF 252.44 (7) (b).