

NAEYC License-Exempt Program Attestation Form

NAEYC's Early Learning Program Quality Assessment and Accreditation program requires early learning programs to be licensed in the state in which they operate. Programs that are not required by law or regulation to be licensed may apply for NAEYC recognition and/or accreditation as license-exempt by completing this form and providing the below attestations. This form must be submitted each time the Program applies for NAEYC recognition and/or accreditation.

1. Eligibility for License-Exempt Status

The Program attests that (i) it is not required to be licensed under applicable state law and has reviewed its state's licensing requirements for early childhood programs to confirm this; (ii) both the Program Administrator and the Board Chair, President, or Owner have reviewed those requirements and confirm that the Program is not required to be licensed.

The Program confirms that it is exempt from licensing and that it meets the health, safety, and family-notification standards NAEYC requires of license-exempt programs. The Program acknowledges that NAEYC relies on the representations and attestations in this form in granting, and in continuing, the Program's recognition and/or accreditation.

The Program acknowledges that it must maintain documentation of its license-exempt status and will provide it to NAEYC on request. If the Program learns that it is, or becomes, required to be licensed, it will notify NAEYC in writing within 15 days.

2. Health and Safety Standards

The Program attests that it meets, and continues to meet, the health, safety, and supervision requirements set out in its state's licensing standards, and maintains records demonstrating compliance. At a minimum, the Program maintains documentation showing that:

- each staff member has completed the background checks required by applicable federal, state, and local law, and the Program does not employ any individual convicted of a crime involving child abuse, neglect, or sexual misconduct;
- the Program holds a current fire-safety inspection, or equivalent documentation;
- the Program holds a current health and sanitation inspection, or equivalent documentation; and
- the Program's supervision practices, including child-to-staff ratios where applicable, meet the state's expectations for safe environments.

The Program acknowledges that it must provide any of these records to NAEYC on request.

3. Notification to Families

The Program attests that it informs enrolled families, in writing, that it is not licensed by the state and is therefore not subject to the routine state licensing oversight that applies to licensed programs, although other state or local requirements may still apply. The Program also provides families with information about its license-exempt status and with access to, or a summary of, the applicable state licensing requirements.

The Program acknowledges that it must obtain and retain a written acknowledgment from each family confirming that the family has been so informed, and that it must provide these acknowledgments to NAEYC on request

5. Compliance with NAEYC Standards

The Program acknowledges that continued compliance with this form is required for the Program to satisfy the applicable NAEYC Required Assessment Items, including R.9.03, A.9.14, and O.9.04.

If the Program is granted recognition and/or accreditation, the Program acknowledges that it must maintain full compliance with all applicable NAEYC standards, maintain documentation demonstrating that compliance, and cooperate with any review or verification process.

6. Indemnification

The Program will indemnify, defend, and hold harmless NAEYC and its affiliates, directors, officers, members, employees, and agents from and against any and all claims, liabilities, damages, costs, and expenses (including reasonable attorneys' fees) arising out of or relating to:

- (a) the Program's participation in the NAEYC recognition and/or accreditation program and NAEYC's reliance on the representations and attestations in this form, including any inaccuracy in the Program's representation that it is not required to be licensed;
- (b) the Program's negligent hiring, supervision, or retention of staff;
- (c) the Program's violation of any applicable federal, state, or local law; and
- (d) any personal injury or death occurring at or in connection with the Program.

The Program acknowledges that this obligation is in addition to, and does not limit or replace, any other indemnification the Program owes to NAEYC relating to the Program's recognition and/or accreditation status.

7. Consequences of Non-Compliance

If the Program fails to meet or maintain these requirements, NAEYC may deny, suspend, or revoke its recognition and/or accreditation. If the Program's status is revoked, the Program will immediately cease all use of the NAEYC name, logo, and trademarks and remove all references to NAEYC quality assessment and accreditation from its materials and websites.

Authorized Representative Signature

I am the Program's director, owner, or another authorized representative of the Program.

I sign this form voluntarily and with authority and intent to bind the Program. I understand that NAEYC is relying on the above attestations in order to grant an exception to its requirement that Programs applying for accreditation be licensed.

By signing below, I attest that each statement on this form is true and accurate as of the date of this signature, and acknowledge that the obligations above are binding conditions of the Program's NAEYC recognition and/or accreditation.

Name of Authorized
Representative (print):

Signature:

Title:

Date:

Program Name:

NAEYC Program ID Number:
