



General Assembly

January Session, 2003

Amendment

LCO No. 6341

HB0667706341HD0

Offered by:

REP. FELTMAN, 6th Dist.
REP. CARSON, 108th Dist.
REP. STILLMAN, 38th Dist.
SEN. PETERS, 20th Dist.

To: Subst. House Bill No. 6677

File No. 543

Cal. No. 361

**"AN ACT CONCERNING REVISIONS TO CERTAIN DEPARTMENT
OF PUBLIC HEALTH STATUTES."**

1 Strike section 4 in its entirety and renumber the remaining sections
2 accordingly

3 In line 487, after "Health" insert "based upon nationally recognized
4 standards and performance measures for analytic work for such
5 examination and analysis"

6 Strike section 19 in its entirety and renumber the remaining sections
7 accordingly

8 After the last section, add the following and renumber sections and
9 internal references accordingly:

10 "Sec. 501. Section 19a-421 of the general statutes is repealed and the
11 following is substituted in lieu thereof (*Effective October 1, 2003*):

12 (a) No person shall establish, conduct or maintain a youth camp
13 without a license issued by the department. Applications for such
14 license shall be made in writing at least thirty days prior to the
15 opening of the youth camp on forms provided and in accordance with
16 procedures established by the commissioner and shall be accompanied
17 by a fee of six hundred fifty dollars or, if the applicant is a nonprofit,
18 nonstock corporation or association, a fee of two hundred fifty dollars
19 or, if the applicant is a day camp affiliated with a nonprofit
20 organization, for no more than five days duration and for which labor
21 and materials are donated, no fee. All such licenses shall be valid for a
22 period of one year from the date of issuance unless surrendered for
23 cancellation or suspended or revoked by the commissioner for
24 violation of this chapter or any regulations adopted under section 19a-
25 428 and shall be renewable upon payment of a six-hundred-fifty-dollar
26 license fee or, if the licensee is a nonprofit, nonstock corporation or
27 association, a two-hundred-fifty-dollar license fee or, if the applicant is
28 a day camp affiliated with a nonprofit organization, for no more than
29 five days duration and for which labor and materials are donated, no
30 fee.

31 (b) Failure to submit the application and licensing fee at least thirty
32 days prior to the opening of the youth camp shall result in a penalty of
33 not more than one hundred dollars per day for each day the camp fails
34 to submit the application and fee.

35 Sec. 502. Subsection (e) of section 20-12 of the general statutes is
36 repealed and the following is substituted in lieu thereof (*Effective from*
37 *passage*):

38 (e) Any physician licensed in another state [*whose*] who is board
39 certified in pediatrics or family medicine, or whose state standards for
40 licensure are equivalent to or greater than those required in this state,
41 may practice as a youth camp physician in this state without a license
42 for a period not to exceed nine weeks.

43 Sec. 503. (NEW) (*Effective from passage*) (a) The Commissioner of

44 Public Health, after a hearing held in accordance with the provisions of
45 chapter 54 of the general statutes, may take any of the following
46 actions, singly or in combination, in any case in which the
47 commissioner finds that there has been a substantial failure to comply
48 with the requirements established under sections 19a-420 to 19a-428,
49 inclusive, of the general statutes, the Public Health Code or regulations
50 adopted pursuant to section 19a-428 of the general statutes: (1) Revoke
51 a license; (2) suspend a license; (3) impose a civil penalty of not more
52 than one hundred dollars per day for each day of violation; (4) place a
53 licensee on probationary status and require such licensee to report
54 regularly to the department on the matters which are the basis of the
55 probation; or (5) restrict the acquisition of other facilities for a period of
56 time set by the commissioner.

57 (b) Notice of the hearing to the holder of a license shall be effected
58 by registered or certified mail or by personal service, setting forth the
59 particular reasons for the proposed action and fixing a date, not less
60 than thirty days from the date of such mailing or service, at which the
61 holder of such license shall be given an opportunity for a prompt and
62 fair hearing, and witnesses may be subpoenaed by either party for
63 such hearing. Such hearing may be conducted by the Commissioner of
64 Public Health or by a member of the Department of Public Health,
65 designated by said commissioner. On the basis of such hearing, or
66 upon default of the holder of such license or certificate, the person
67 conducting such hearing shall specify the findings and conclusions,
68 and said commissioner may, upon the basis of such findings and
69 conclusions take any action authorized by this section that said
70 commissioner deems necessary. A copy of such decision shall be sent
71 by registered or certified mail or served personally upon the holder of
72 such license.

73 Sec. 504. (NEW) (*Effective October 1, 2003*) (a) For purposes of this
74 section:

75 (1) "Child day care service" means a child day care center, group
76 day care home or family day care home as defined in section 19a-77 of

77 the general statutes, and licensed pursuant to section 19a-80 or 19a-
78 87b of the general statutes;

79 (2) "Civil preparedness emergency" means an emergency declared
80 by the Governor pursuant to section 28-9 of the general statutes;

81 (3) "Commissioner" means the Commissioner of Public Health;

82 (4) "Nursing home facility" means any nursing home as defined in
83 section 19a-521 of the general statutes, but shall not include residential
84 care homes; and

85 (5) "Youth camp" means any facility licensed pursuant to chapter
86 368r of the general statutes.

87 (b) Notwithstanding any provision of the general statutes, during a
88 civil preparedness emergency, the commissioner may authorize any
89 nursing home facility, child day care service or youth camp to provide
90 potassium iodide to residents, staff members, minors or other persons
91 present in such facility, day care service or camp, provided (1) prior
92 written permission has been obtained for such provision from each
93 resident or representative of a resident, staff member, or parent or
94 guardian of a minor, and (2) each such person providing permission
95 has been advised in writing (A) that the ingestion of potassium iodide
96 is voluntary only, (B) about the contraindications of taking potassium
97 iodide, and (C) about the potential side effects of taking potassium
98 iodide.

99 (c) The commissioner shall adopt regulations, in accordance with
100 the provisions of chapter 54 of the general statutes, to establish criteria
101 and procedures for obtaining the required written permission, and for
102 the storage and distribution of potassium iodide to residents, staff
103 members, minors or other persons present in such facility, day care
104 service or camp."