



House of Representatives

General Assembly

File No. 549

January Session, 2011

Substitute House Bill No. 6224

House of Representatives, April 18, 2011

The Committee on Public Health reported through REP. RITTER, E. of the 38th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

AN ACT EXEMPTING CERTAIN NONPROFIT ORGANIZATIONS THAT OPERATE DROP-IN PROGRAMS FOR CHILDREN FROM THE STATE'S CHILD DAY CARE LICENSURE REQUIREMENTS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 19a-77 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2011*):

3 (a) As used in sections 19a-77 to 19a-80, inclusive, and sections 19a-
4 82 to 19a-87, inclusive, "child day care services" shall include:

5 (1) A "child day care center" which offers or provides a program of
6 supplementary care to more than twelve related or unrelated children
7 outside their own homes on a regular basis;

8 (2) A "group day care home" which offers or provides a program of
9 supplementary care to not less than seven or more than twelve related
10 or unrelated children on a regular basis, or (B) that meets the definition
11 of a family day care home except that it operates in a facility other than
12 a private family home;

13 (3) A "family day care home" which consists of a private family
14 home caring for not more than six children, including the provider's
15 own children not in school full time, where the children are cared for
16 not less than three or more than twelve hours during a twenty-four-
17 hour period and where care is given on a regularly recurring basis
18 except that care may be provided in excess of twelve hours but not
19 more than seventy-two consecutive hours to accommodate a need for
20 extended care or intermittent short-term overnight care. During the
21 regular school year, a maximum of three additional children who are
22 in school full time, including the provider's own children, shall be
23 permitted, except that if the provider has more than three children
24 who are in school full time, all of the provider's children shall be
25 permitted;

26 (4) "Night care" means the care provided for one or more hours
27 between the hours of 10:00 p.m. and 5:00 a.m.;

28 (5) "Year-round" program means a program open at least fifty
29 weeks per year.

30 (b) For licensing requirement purposes, child day care services shall
31 not include such services which are:

32 (1) (A) Administered by a public school system, or (B) administered
33 by a municipal agency or department and located in a public school
34 building;

35 (2) Administered by a private school which is in compliance with
36 section 10-188 and is approved by the State Board of Education or is
37 accredited by an accrediting agency recognized by the State Board of
38 Education;

39 (3) Classes in music, dance, drama and art that are no longer than
40 two hours in length; classes that teach a single skill that are no longer
41 than two hours in length; library programs that are no longer than two
42 hours in length; scouting; programs that offer exclusively sports
43 activities; rehearsals; academic tutoring programs; or programs

44 exclusively for children thirteen years of age or older;

45 (4) Informal arrangements among neighbors or relatives in their
46 own homes, provided the relative is limited to any of the following
47 degrees of kinship by blood or marriage to the child being cared for or
48 to the child's parent: Child, grandchild, sibling, niece, nephew, aunt,
49 uncle or child of one's aunt or uncle;

50 (5) Drop-in supplementary child care operations for educational or
51 recreational purposes and the child receives such care infrequently
52 where the parents are on the premises;

53 (6) Drop-in supplementary child care operations in retail
54 establishments where the parents are on the premises for retail
55 shopping, in accordance with section 19a-77a, provided that the drop-
56 in supplementary child-care operation does not charge a fee and does
57 not refer to itself as a child day care center;

58 (7) Drop-in programs administered by (A) a nationally chartered
59 boys' and girls' club, or (B) a nonprofit organization located in a
60 municipality with a population of one hundred thirty thousand or
61 more that provides recreational, athletic and educational activities for
62 not less than four thousand children aged five to eighteen each year;

63 (8) Religious educational activities administered by a religious
64 institution exclusively for children whose parents or legal guardians
65 are members of such religious institution;

66 (9) Administered by Solar Youth, Inc., a New Haven-based
67 nonprofit youth development and environmental education
68 organization, provided Solar Youth, Inc. informs the parents and legal
69 guardians of any children enrolled in its programs that such programs
70 are not licensed by the Department of Public Health to provide child
71 day care services; or

72 (10) Programs administered by organizations under contract with
73 the Department of Social Services pursuant to section 17b-851a that
74 promote the reduction of teenage pregnancy through the provision of

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 12 \$	FY 13 \$
Public Health, Dept.	GF - Revenue Loss	up to 2,500	up to 2,500

Note: GF=General Fund

Municipal Impact: None

Explanation

The bill results in a General Fund revenue loss of up to \$2,500 annually to the Department of Public Health (DPH) as it excludes from child day care licensure requirements certain drop-in programs. It is unknown how many drop-in programs would meet the requirements for exclusion under the bill. DPH estimates that no more than 20 such programs are currently licensed. As these programs are issued licenses for a term of four years at a cost of \$500 per CGS Sec. 19a-80, a revenue loss of up to \$2,500 annually is anticipated.

The Out Years

The annualized ongoing fiscal impact identified above would continue into the future subject to the number of drop-in programs eligible for licensure exclusion under the bill.

OLR Bill Analysis

sHB 6224

AN ACT EXEMPTING CERTAIN NONPROFIT ORGANIZATIONS THAT OPERATE DROP-IN PROGRAMS FOR CHILDREN FROM THE STATE'S CHILD DAY CARE LICENSURE REQUIREMENTS.

SUMMARY:

This bill exempts from day care licensing requirements a drop-in program administered by a nonprofit organization operating in a municipality with a population of at least 130,000 that annually provides recreational, athletic, and educational activities for at least 4,000 children ages five to 18. It adds such a drop-in center to current exemptions for other programs and organizations like boys' and girls' clubs. By law, the Department of Public Health regulates and licenses child day care centers and group and family day care homes.

The bill's population criterion limits its current application to Bridgeport, based on 2010 U.S. Census Bureau population data.

EFFECTIVE DATE: July 1, 2011

BACKGROUND

Population Data

Table 1 shows the 2010 population data from the U.S. Census Bureau for the five largest Connecticut municipalities.

Table 1: 2010 Population of Five Largest Connecticut Cities

<i>City</i>	<i>Total Population</i>
Bridgeport	144,229
New Haven	129,779
Hartford	124,775
Stamford	122,643

Waterbury	110,366
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COMMITTEE ACTION

Select Committee on Children

Joint Favorable Change of Reference

Yea 12 Nay 0 (03/03/2011)

Public Health Committee

Joint Favorable Substitute

Yea 28 Nay 0 (04/01/2011)