



General Assembly

January Session, 2011

Committee Bill No. 6224

LCO No. 3509

03509HB06224KID

Referred to Committee on Select Committee on Children

Introduced by:
(KID)

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 Section 19a-77 of the general statutes is repealed and the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 (A) to not less than seven or more than twelve
10 related or unrelated children on a regular basis, or (B) that meets the
11 definition of a family day care home except that it operates in a facility
12 other than 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 nationally chartered boys'
59 and girls' club or by a nonprofit organization providing recreational,
60 athletic and educational activities for children who are five to eighteen
61 years of age;

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

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

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

74 services to persons who are ten to nineteen years of age, inclusive.

75 (c) No registrant or licensee of any child day care services as defined
76 in subsection (a) of this section shall be issued an additional
77 registration or license to provide any such services at the same facility.

78 (d) When a licensee has vacated premises approved by the
79 department for the provision of child day care services and the
80 landlord of such licensee establishes to the satisfaction of the
81 department that such licensee has no legal right or interest to such
82 approved premises, the department may make a determination with
83 respect to an application for a new license for the provision of child
84 day care services at such premises.

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2011	19a-77

Statement of Purpose:

To provide that certain nonprofit organizations that operate drop-in programs for children shall be exempt from the state's child day care licensure requirements.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: REP. ROWE, 123rd Dist.; SEN. MCKINNEY, 28th Dist.

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