



# Senate

General Assembly

**File No. 26**

February Session, 2014

Senate Bill No. 48

*Senate, March 18, 2014*

The Committee on Children reported through SEN. BARTOLOMEO of the 13th Dist., Chairperson of the Committee on the part of the Senate, that the bill ought to pass.

## ***AN ACT CONCERNING NUTRITION STANDARDS FOR CHILD CARE SETTINGS.***

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

1 Section 1. (NEW) (*Effective October 1, 2014*) (a) For purposes of this  
2 section:

3 (1) "Child day care center" has the meaning provided in section 19a-  
4 77 of the general statutes;

5 (2) "Group day care home" has the meaning provided in section 19a-  
6 77 of the general statutes; and

7 (3) "Family day care home" has the meaning provided in section  
8 19a-77 of the general statutes.

9 (b) No child day care center, group day care home or family day  
10 care home shall provide beverages with added sweeteners, whether  
11 artificial or natural, to children under the care of such facility.

12 (c) No child day care center, group day care home or family day  
 13 care home shall provide juice to any child eight months of age or  
 14 younger under the care of such facility. A child day care center, group  
 15 day care home or family day care home may provide juice to children  
 16 nine months of age or older under the care of such facility provided (1)  
 17 the juice is one hundred per cent juice, and (2) no child shall receive  
 18 more than six ounces of one hundred per cent juice per day.

19 (d) No child day care center, group day care home or family day  
 20 care home shall provide milk with a milk fat content greater than one  
 21 per cent to any child two years of age or older under the care of such  
 22 facility unless milk with a higher milk fat content is medically required  
 23 for an individual child, as documented by such child's medical  
 24 provider. The provisions of this subsection shall not apply to a facility  
 25 providing human breast milk to a child under the care of such facility  
 26 if such facility has received such breast milk from the parent or  
 27 guardian of such child.

28 (e) The provisions of subsections (b) to (d), inclusive, of this section  
 29 shall not apply to a child day care center, group day care home or  
 30 family day care home that provides beverages, juice or milk to a child  
 31 under the care of such facility if such facility has received such  
 32 beverages, juice or milk from the parent or guardian of such child.

33 (f) Every child day care center, group day care home or family day  
 34 care home shall make water available and easily accessible to children  
 35 under the care of such facility throughout the day, including at all  
 36 meals. Potable drinking water supplies shall be located in or near  
 37 classrooms and playrooms. Except when water fountains are used,  
 38 individual disposable drinking cups shall be made available and easily  
 39 accessible to children under the care of such facility.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2014</i>	New section

**KID**      *Joint Favorable*

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:**

<b>Agency Affected</b>	<b>Fund-Effect</b>	<b>FY 15 \$</b>	<b>FY 16 \$</b>
Early Childhood, Off.	GF - Cost	47,801	60,388
State Comptroller - Fringe Benefits <sup>1</sup>	GF - Cost	16,516	22,021

**Municipal Impact:** None

**Explanation**

The bill results in a state cost of \$64,317 in FY 15 and \$82,409 in FY 16 from the expansion of requirements of child day care centers (CDCCs), group day care homes (GDCHs) and family day care homes (FDCHs) related to nutrition, access to water, and access to disposable drinking cups. Costs are associated with a Child Care Licensing Specialist position within the Office of Early Childhood (OEC) filled on 10/1/14 (to correspond with the effective date), an associated one-time equipment expense for a computer and on-going expenses for office supplies for a total cost to OEC of \$47,801 in FY 15 and \$60,388 in FY 16. State Comptroller - Fringe Benefit costs associated with this position are \$16,516 in FY 15 and \$22,021 in FY 16.

In 2012, the Department of Public Health (DPH) licensed 1,517 CDCCs and GDCHs as well as 2,556 FDCHs. Approximately once every 18 months CDCCs and GDCHs are routinely inspected and once every 24 months FDCHs are inspected. Hence, approximately 774 CDCCs and GDCHs and 613 FDHCs were routinely inspected in 2012.

<sup>1</sup>The fringe benefit costs for most state employees are budgeted centrally in accounts administered by the Comptroller. The estimated active employee fringe benefit cost associated with most personnel changes is 36.66% of payroll in FY 15 and FY 16.

In addition to routine inspections, DPH performs complaint inspections of these facilities. In 2012, 33% of CDCCs and GDCHs, or 501 facilities, underwent a complaint inspection. Additionally, 14% of FDCHs, or 358 facilities, underwent a complaint inspection.

***The Out Years***

The annualized ongoing fiscal impact identified above would continue into the future subject to inflation.

*Sources: Department of Administrative Services website*

**OLR Bill Analysis****SB 48*****AN ACT CONCERNING NUTRITION STANDARDS FOR CHILD CARE SETTINGS.*****SUMMARY:**

This bill prohibits child day care centers, group day care homes, and family day care homes from providing (1) a beverage with artificial or natural added sweeteners to a child in their care and (2) any juice to a child eight months old or younger. The facility may provide juice to a child over eight months old if (1) it is 100% juice and (2) the child receives no more than six ounces per day.

The bill prohibits these facilities from providing milk with more than 1% milk fat to a child age two or older in their care unless a higher fat content is medically required for a child as documented by the child's medical provider.

The prohibitions do not apply to beverages, juice, or milk (including human breast milk) that a facility receives for a child in its care from the child's parent or guardian.

The bill also requires the facilities to (1) make water available and easily accessible to children in their care throughout the day, including at all meals; (2) have drinkable water supplies in or near classrooms and playrooms; and (3) provide individual disposable drinking cups that are easily accessible to children in their care except when water fountains are used.

By law, these facilities must be licensed by the Department of Public Health.

EFFECTIVE DATE: October 1, 2014

**CHILD CARE FACILITIES**

A “child day care center” offers or provides supplementary care to more than 12 children outside their own homes on a regular basis.

A “family day care home” is a private family home caring for up to six children, including the provider’s own children not in school full-time, where a child is cared for between three and 12 hours per day on a regular basis. Care may be provided for between 12 and 72 consecutive hours to accommodate a need for extended care or intermittent short-term overnight care. During the regular school year, up to three additional children in school full-time, including the provider’s own children, are permitted or all of the provider’s children in school full-time are permitted if he or she has more than three children.

A “group day care home” offers or provides supplementary care (1) to between seven and 12 children on a regular basis or (2) meets the family day care home definition except that it is not in a private family home.

**COMMITTEE ACTION**

Committee on Children

Joint Favorable

Yea 10 Nay 2 (03/04/2014)