AN ACT CONCERNING HOMELESS CHILDREN ENROLLING IN CHILD CARE.

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

Section 1. Subsection (a) of section 19a-79 of the general statutes is repealed and the following is substituted in lieu thereof (Effective July 1, 2018):

(a) The Commissioner of Early Childhood shall adopt regulations, in accordance with the provisions of chapter 54, to carry out the purposes of sections 19a-77 to 19a-80, inclusive, as amended by this act, and 19a-82 to 19a-87, inclusive, and to assure that child care centers and group child care homes [shall] meet the health, educational and social needs of children utilizing such child care centers and group child care homes. Such regulations shall:

(1) Specify that before being permitted to attend any child care center or group child care home, each child shall be protected as age-appropriate by adequate immunization against diphtheria, pertussis, tetanus, poliomyelitis, measles, mumps, rubella, hemophilus
influenzae type B and any other vaccine required by the schedule of active immunization adopted pursuant to section 19a-7f, including appropriate exemptions (A) for children for whom such immunization is medically contraindicated, [and] (B) for children whose parents or guardian objects to such immunization on religious grounds, and that any objection by parents or a guardian to immunization of a child on religious grounds shall be accompanied by a statement from such parents or guardian that such immunization would be contrary to the religious beliefs of such child or the parents or guardian of such child, which statement shall be acknowledged, in accordance with the provisions of sections 1-32, 1-34 and 1-35, by [(A)] (i) a judge of a court of record or a family support magistrate, [(B)] (ii) a clerk or deputy clerk of a court having a seal, [(C)] (iii) a town clerk, [(D)] (iv) a notary public, [(E)] (v) a justice of the peace, or [(F)] (vi) an attorney admitted to the bar of this state, and (C) for homeless children and youths, as defined in 42 USC 11434a, as amended from time to time, to attend a child care center or group child care home for a period not to exceed ninety days, and that any child care center or group child care home that provides child care services to such homeless children and youths shall maintain a record on file of each such ninety-day exemption for a period of two years after such homeless children and youths are no longer attending such child care center or group child care home.

(2) [specify] Specify conditions under which child care center directors and teachers and group child care home providers may administer tests to monitor glucose levels in a child with diagnosed diabetes mellitus, and administer medicinal preparations, including controlled drugs specified in the regulations by the commissioner, to a child receiving child care services at such child care center or group child care home pursuant to the written order of a physician licensed to practice medicine or a dentist licensed to practice dental medicine in this or another state, or an advanced practice registered nurse licensed to prescribe in accordance with section 20-94a, or a physician assistant licensed to prescribe in accordance with section 20-12d, and the written authorization of a parent or guardian of such child,
(3) [specify] Specify that an operator of a child care center or group child care home, licensed before January 1, 1986, or an operator who receives a license after January 1, 1986, for a facility licensed prior to January 1, 1986, shall provide a minimum of thirty square feet per child of total indoor usable space, free of furniture except that needed for the children's purposes, exclusive of toilet rooms, bathrooms, coatrooms, kitchens, halls, isolation room or other rooms used for purposes other than the activities of the children,

(4) [specify] Specify that a child care center or group child care home licensed after January 1, 1986, shall provide thirty-five square feet per child of total indoor usable space,

(5) [establish] Establish appropriate child care center staffing requirements for employees certified in cardiopulmonary resuscitation by the American Red Cross, the American Heart Association, the National Safety Council, American Safety and Health Institute or Medic First Aid International, Inc.,

(6) [specify] Specify that on and after January 1, 2003, a child care center or group child care home (A) shall not deny services to a child on the basis of a child's known or suspected allergy or because a child has a prescription for an automatic prefilled cartridge injector or similar automatic injectable equipment used to treat an allergic reaction, or for injectable equipment used to administer glucagon, (B) shall, not later than three weeks after such child's enrollment in such a center or home, have staff trained in the use of such equipment on-site during all hours when such a child is on-site, (C) shall require such child's parent or guardian to provide the injector or injectable equipment and a copy of the prescription for such medication and injector or injectable equipment upon enrollment of such child, and (D) shall require a parent or guardian enrolling such a child to replace such medication and equipment prior to its expiration date,

(7) [specify] Specify that on and after January 1, 2005, a child care center or group child care home (A) shall not deny services to a child
on the basis of a child's diagnosis of asthma or because a child has a
prescription for an inhalant medication to treat asthma, and (B) shall,
not later than three weeks after such child's enrollment in such a center
or home, have staff trained in the administration of such medication
on-site during all hours when such a child is on-site, and

(8) [establish] Establish physical plant requirements for licensed
child care centers and licensed group child care homes that exclusively
serve school-age children. When establishing such requirements, the
Office of Early Childhood shall give consideration to child care centers
and group child care homes that are located in private or public school
buildings. With respect to this subdivision only, the commissioner
shall implement policies and procedures necessary to implement the
physical plant requirements established pursuant to this subdivision
while in the process of adopting such policies and procedures in
regulation form. Until replaced by policies and procedures
implemented pursuant to this subdivision, any physical plant
requirement specified in the office's regulations that is generally
applicable to child care centers and group child care homes shall
continue to be applicable to such centers and homes that exclusively
serve school-age children. The commissioner shall print notice of the
intent to adopt regulations pursuant to this subdivision in the
Connecticut Law Journal not later than twenty days after the date of
implementation of such policies and procedures. Policies and
procedures implemented pursuant to this subdivision shall be valid
until the time final regulations are adopted.

Sec. 2. Subsection (f) of section 19a-87b of the 2018 supplement to
the general statutes is repealed and the following is substituted in lieu
thereof (Effective July 1, 2018):

(f) The commissioner shall adopt regulations, in accordance with the
provisions of chapter 54, to assure that family child care homes, as
defined in section 19a-77, as amended by this act, [shall] meet the
health, educational and social needs of children utilizing such homes.
Such regulations shall ensure that the family child care home is treated
as a residence, and not an institutional facility. Such regulations shall specify that each child be protected as age-appropriate by adequate immunization against diphtheria, pertussis, tetanus, poliomyelitis, measles, mumps, rubella, hemophilus influenzae type B and any other vaccine required by the schedule of active immunization adopted pursuant to section 19a-7f. Such regulations shall provide appropriate exemptions (1) for children for whom such immunization is medically contraindicated, (2) for children whose parents or guardian objects to such immunization on religious grounds and require that any such objection be accompanied by a statement from such parents or guardian that such immunization would be contrary to the religious beliefs of such child or the parents or guardian of such child, which statement shall be acknowledged, in accordance with the provisions of sections 1-32, 1-34 and 1-35, by (1) a judge of a court of record or a family support magistrate, (2) a clerk or deputy clerk of a court having a seal, (3) a town clerk, (4) a notary public, (5) an attorney admitted to the bar of this state, and (6) for homeless children and youths, as defined in 42 USC 11434a, as amended from time to time, to attend a family child care home for a period not to exceed ninety days, and that any family child care home that provides child care services to such homeless children and youths shall maintain a record on file of each such ninety-day exemption for a period of two years after such homeless children and youths are no longer attending such family child care home. Such regulations shall also specify conditions under which family child care home providers may administer tests to monitor glucose levels in a child with diagnosed diabetes mellitus, and administer medicinal preparations, including controlled drugs specified in the regulations by the commissioner, to a child receiving child care services at a family child care home pursuant to a written order of a physician licensed to practice medicine in this or another state, an advanced practice registered nurse licensed to prescribe in accordance with section 20-94a or a physician assistant licensed to prescribe in accordance with section 20-12d, and the written authorization of a parent or guardian of such child. Such regulations shall specify appropriate standards for
extended care and intermittent short-term overnight care. The commissioner shall inform each licensee, by way of a plain language summary provided not later than sixty days after the regulation's effective date, of any new or changed regulations adopted under this subsection with which a licensee [must] is required to comply.

This act shall take effect as follows and shall amend the following sections:

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<thead>
<tr>
<th>Section</th>
<th>Effective Date</th>
<th>Section</th>
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<tbody>
<tr>
<td>1</td>
<td>July 1, 2018</td>
<td>19a-79(a)</td>
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<tr>
<td>2</td>
<td>July 1, 2018</td>
<td>19a-87b(f)</td>
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Statement of Purpose:
To require the Commissioner of Early Childhood to adopt regulations establishing a ninety-day waiver of immunization requirements for homeless children enrolling in child care centers, group child care homes and family child care homes.

[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.]