



General Assembly

Amendment

January Session, 2021

LCO No. 9760



Offered by:
REP. REBIMBAS, 70th Dist.

To: Subst. Senate Bill No. 2

File No. 246

Cal. No. 454

(As Amended)

**"AN ACT CONCERNING SOCIAL EQUITY AND THE HEALTH,
SAFETY AND EDUCATION OF CHILDREN."**

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 10-204a of the general statutes, as amended by
4 section 1 of public act 21-6, is repealed and the following is substituted
5 in lieu thereof (*Effective from passage*):

6 (a) Each local or regional board of education, or similar body
7 governing a nonpublic school or schools, shall require each child to be
8 protected by adequate immunization against diphtheria, pertussis,
9 tetanus, poliomyelitis, measles, mumps, rubella, haemophilus
10 influenzae type B and any other vaccine required by the schedule for
11 active immunization adopted pursuant to section 19a-7f before being
12 permitted to enroll in any program operated by a public or nonpublic
13 school under its jurisdiction. Before being permitted to enter seventh

14 grade, a child shall receive a second immunization against measles. Any
15 such child who (1) presents a certificate from a physician, physician
16 assistant, advanced practice registered nurse or local health agency
17 stating that initial immunizations have been given to such child and
18 additional immunizations are in process [(A)] under guidelines and
19 schedules specified by the Commissioner of Public Health, [or (B) in the
20 case of a child enrolled in a preschool program or other prekindergarten
21 program who, prior to the effective date of this section, was exempt
22 from the appropriate provisions of this section upon presentation of a
23 statement that such immunizations would be contrary to the religious
24 beliefs of such child or the parents or guardian of such child, as such
25 additional immunizations are recommended, in a written declaration,
26 in a form prescribed by the Commissioner of Public Health, for such
27 child by a physician, a physician assistant or an advanced practice
28 registered nurse;] or (2) presents a certificate, in a form prescribed by the
29 commissioner pursuant to section 7 of [this act] public act 21-6, from a
30 physician, physician assistant or advanced practice registered nurse
31 stating that in the opinion of such physician, physician assistant or
32 advanced practice registered nurse such immunization is medically
33 contraindicated because of the physical condition of such child; or (3)
34 presents a statement from the parents or guardian of such child that
35 such immunization would be contrary to the religious beliefs of such
36 child or the parents or guardian of such child, which statement shall be
37 acknowledged, in accordance with the provisions of sections 1-32, 1-34
38 and 1-35, by (A) a judge of a court of record or a family support
39 magistrate, (B) a clerk or deputy clerk of a court having a seal, (C) a town
40 clerk, (D) a notary public, (E) a justice of the peace, (F) an attorney
41 admitted to the bar of this state, or (G) notwithstanding any provision
42 of chapter 6, a school nurse; or [(3)] (4) in the case of measles, mumps or
43 rubella, presents a certificate from a physician, physician assistant or
44 advanced practice registered nurse or from the director of health in such
45 child's present or previous town of residence, stating that the child has
46 had a confirmed case of such disease; or [(4)] (5) in the case of
47 haemophilus influenzae type B has passed such child's fifth birthday; or
48 [(5)] (6) in the case of pertussis, has passed such child's sixth birthday,

49 shall be exempt from the appropriate provisions of this section. [The
50 statement described in subparagraph (B) of subdivision (1) of this
51 subsection shall be acknowledged, in accordance with the provisions of
52 sections 1-32, 1-34 and 1-35, by a judge of a court of record or a family
53 support magistrate, a clerk or deputy clerk of a court having a seal, a
54 town clerk, a notary public, a justice of the peace, an attorney admitted
55 to the bar of this state, or notwithstanding any provision of chapter 6, a
56 school nurse.] If the parents or guardians of any child are unable to pay
57 for such immunizations, the expense of such immunizations shall, on
58 the recommendations of such board of education, be paid by the town.
59 Before being permitted to enter seventh grade, the parents or guardian
60 of any child who is exempt on religious grounds from the immunization
61 requirements of this section, pursuant to subdivision (3) of this
62 subsection, shall present to such school a statement that such
63 immunization requirements are contrary to the religious beliefs of such
64 child or the parents or guardian of such child, which statement shall be
65 acknowledged, in accordance with the provisions of sections 1-32, 1-34
66 and 1-35, by (A) a judge of a court of record or a family support
67 magistrate, (B) a clerk or deputy clerk of a court having a seal, (C) a town
68 clerk, (D) a notary public, (E) a justice of the peace, (F) an attorney
69 admitted to the bar of this state, or (G) notwithstanding any provision
70 of chapter 6, a school nurse.

71 [(b) The immunization requirements provided for in subsection (a) of
72 this section shall not apply to any child who is enrolled in kindergarten
73 through twelfth grade on or before the effective date of this section if
74 such child presented a statement, prior to the effective date of this
75 section, from the parents or guardian of such child that such
76 immunization is contrary to the religious beliefs of such child or the
77 parents or guardian of such child, and such statement was
78 acknowledged, in accordance with the provisions of sections 1-32, 1-34
79 and 1-35, by (1) a judge of a court of record or a family support
80 magistrate, (2) a clerk or deputy clerk of a court having a seal, (3) a town
81 clerk, (4) a notary public, (5) a justice of the peace, (6) an attorney
82 admitted to the bar of this state, or (7) notwithstanding any provision of

83 chapter 6, a school nurse.

84 (c) Any child who is enrolled in a preschool program or other
85 prekindergarten program prior to the effective date of this section who
86 presented a statement, prior to the effective date of this section, from the
87 parents or guardian of such child that the immunization is contrary to
88 the religious beliefs of such child or the parents or guardian of such
89 child, which statement was acknowledged, in accordance with the
90 provisions of sections 1-32, 1-34 and 1-35, by (1) a judge of a court of
91 record or a family support magistrate, (2) a clerk or deputy clerk of a
92 court having a seal, (3) a town clerk, (4) a notary public, (5) a justice of
93 the peace, (6) an attorney admitted to the bar of this state, or (7)
94 notwithstanding any provision of chapter 6, a school nurse, but did not
95 present a written declaration from a physician, a physician assistant or
96 an advanced practice registered nurse stating that additional
97 immunizations are in process as recommended by such physician,
98 physician assistant or advanced practice registered nurse, rather than as
99 recommended under guidelines and schedules specified by the
100 Commissioner of Public Health, shall comply with the immunization
101 requirements provided for in subparagraph (A) of subdivision (1) of
102 subsection (a) of this section on or before September 1, 2022, or not later
103 than fourteen days after transferring to a program operated by a public
104 or nonpublic school under the jurisdiction of a local or regional board of
105 education or similar body governing a nonpublic school or schools,
106 whichever is later.

107 (d) If the parents or guardian of any child are unable to pay for any
108 immunization required by subsection (a) of this section, the expense of
109 such immunization shall, on the recommendation of such child's local
110 or regional board of education, or similar body governing a nonpublic
111 school or schools, be paid by the town.]

112 [(e)] (b) The definitions of adequate immunization shall reflect the
113 schedule for active immunization adopted pursuant to section 19a-7f
114 and be established by regulation adopted in accordance with the
115 provisions of chapter 54 by the Commissioner of Public Health, who

116 shall also be responsible for providing procedures under which such
117 boards and such similar governing bodies shall collect and report
118 immunization data on each child to the Department of Public Health for
119 (1) compilation and analysis by the department, and (2) release by the
120 department of annual immunization rates for each public and nonpublic
121 school in the state, provided such immunization data may not contain
122 information that identifies a specific individual.

123 [(f)] (c) The Commissioner of Public Health may issue a temporary
124 waiver to the schedule for active immunization for any vaccine if the
125 National Centers for Disease Control and Prevention recognizes a
126 nation-wide shortage of supply for such vaccine.

127 Sec. 502. Section 10a-155 of the general statutes, as amended by
128 section 3 of public act 21-6, is repealed and the following is substituted
129 in lieu thereof (*Effective from passage*):

130 (a) Each institution of higher education shall require each full-time or
131 matriculating student born after December 31, 1956, to provide proof of
132 adequate immunization against measles, rubella, mumps and varicella
133 as recommended by the national Advisory Committee for
134 Immunization Practices before permitting such student to enroll in such
135 institution.

136 (b) Notwithstanding the provisions of subsection (a) of this section,
137 any student who (1) presents a certificate, in a form prescribed by the
138 Commissioner of Public Health pursuant to section 7 of [this act] public
139 act 21-6, from a physician, physician assistant or an advanced practice
140 registered nurse stating that in the opinion of such physician, physician
141 assistant or advanced practice registered nurse such immunization is
142 medically contraindicated, (2) [prior to the effective date of this section,
143 provided] provides a statement that such immunization [is] would be
144 contrary to his or her religious beliefs, (3) presents a certificate from a
145 physician, a physician assistant, an advanced practice registered nurse
146 or the director of health in the student's present or previous town of
147 residence, stating that the student has had a confirmed case of such

148 disease, (4) is enrolled exclusively in a program for which students do
149 not congregate on campus for classes or to participate in institutional-
150 sponsored events, such as students enrolled in distance learning
151 programs for individualized home study or programs conducted
152 entirely through electronic media in a setting without other students
153 present, or (5) graduated from a public or nonpublic high school in this
154 state in 1999 or later and was not exempt from the measles, rubella and
155 mumps vaccination requirement pursuant to subdivision (2) or (3) of
156 subsection (a) of section 10-204a, as amended by this act, shall be exempt
157 from the appropriate provisions of this section.

158 (c) Each institution of higher education shall keep uniform records of
159 the immunizations and immunization status of each student, based on
160 the certificate of immunization or other evidence acceptable pursuant to
161 subsection (b) of this section. The record shall be part of the student's
162 permanent record. By November first of each year, the chief
163 administrative officer of each institution of higher education shall cause
164 to be submitted to the Commissioner of Public Health, on a form
165 provided by the commissioner, a summary report of the immunization
166 status of all students enrolling in such institution.

167 Sec. 503. Subsection (a) of section 10a-155b of the general statutes, as
168 amended by section 4 of public act 21-6, is repealed and the following is
169 substituted in lieu thereof (*Effective from passage*):

170 (a) For students who first enroll in the 2014-2015 school year, and first
171 enroll in each school year thereafter, each public or private college or
172 university in this state shall require that each student who resides in on-
173 campus housing be vaccinated against meningitis and submit evidence
174 of having received a meningococcal conjugate vaccine not more than
175 five years before enrollment as a condition of such residence. The
176 provisions of this subsection shall not apply to any such student who (1)
177 presents a certificate, in a form prescribed by the Commissioner of
178 Public Health pursuant to section 7 of [this act] public act 21-6, from a
179 physician, an advanced practice registered nurse or a physician assistant
180 stating that, in the opinion of such physician, advanced practice

181 registered nurse or physician assistant, such vaccination is medically
182 contraindicated because of the physical condition of such student, or (2)
183 [prior to the effective date of this section, presented] presents a
184 statement that such vaccination [is] would be contrary to the religious
185 beliefs of such student.

186 Sec. 504. Section 19a-79 of the general statutes, as amended by section
187 5 of public act 21-6, is repealed and the following is substituted in lieu
188 thereof (*Effective from passage*):

189 (a) The Commissioner of Early Childhood shall adopt regulations, in
190 accordance with the provisions of chapter 54, to carry out the purposes
191 of sections 19a-77 to 19a-80, inclusive, and 19a-82 to 19a-87, inclusive,
192 and to assure that child care centers and group child care homes meet
193 the health, educational and social needs of children utilizing such child
194 care centers and group child care homes. Such regulations shall (1)
195 specify that before being permitted to attend any child care center or
196 group child care home, each child shall be protected as age-appropriate
197 by adequate immunization against diphtheria, pertussis, tetanus,
198 poliomyelitis, measles, mumps, rubella, haemophilus influenzae type B
199 and any other vaccine required by the schedule of active immunization
200 adopted pursuant to section 19a-7f, including appropriate exemptions
201 for children for whom such immunization is medically contraindicated
202 and for children whose parent or guardian objects to such immunization
203 on religious grounds, and that any objection by a parent or a guardian
204 to immunization of a child on religious grounds shall be accompanied
205 by a statement from such parent or guardian that such immunization
206 would be contrary to the religious beliefs of such child or the parent or
207 guardian of such child, which statement shall be acknowledged, in
208 accordance with the provisions of sections 1-32, 1-34 and 1-35, by (A) a
209 judge of a court of record or a family support magistrate, (B) a clerk or
210 deputy clerk of a court having a seal, (C) a town clerk, (D) a notary
211 public, (E) a justice of the peace, or (F) an attorney admitted to the bar
212 of this state, (2) specify conditions under which child care center
213 directors and teachers and group child care home providers may
214 administer tests to monitor glucose levels in a child with diagnosed

215 diabetes mellitus, and administer medicinal preparations, including
216 controlled drugs specified in the regulations by the commissioner, to a
217 child receiving child care services at such child care center or group
218 child care home pursuant to the written order of a physician licensed to
219 practice medicine or a dentist licensed to practice dental medicine in this
220 or another state, or an advanced practice registered nurse licensed to
221 prescribe in accordance with section 20-94a, or a physician assistant
222 licensed to prescribe in accordance with section 20-12d, and the written
223 authorization of a parent or guardian of such child, (3) specify that an
224 operator of a child care center or group child care home, licensed before
225 January 1, 1986, or an operator who receives a license after January 1,
226 1986, for a facility licensed prior to January 1, 1986, shall provide a
227 minimum of thirty square feet per child of total indoor usable space, free
228 of furniture except that needed for the children's purposes, exclusive of
229 toilet rooms, bathrooms, coatrooms, kitchens, halls, isolation room or
230 other rooms used for purposes other than the activities of the children,
231 (4) specify that a child care center or group child care home licensed
232 after January 1, 1986, shall provide thirty-five square feet per child of
233 total indoor usable space, (5) establish appropriate child care center
234 staffing requirements for employees certified in cardiopulmonary
235 resuscitation by the American Red Cross, the American Heart
236 Association, the National Safety Council, American Safety and Health
237 Institute, Medic First Aid International, Inc. or an organization using
238 guidelines for cardiopulmonary resuscitation and emergency
239 cardiovascular care published by the American Heart Association and
240 International Liaison Committee on Resuscitation, (6) specify that a
241 child care center or group child care home (A) shall not deny services to
242 a child on the basis of a child's known or suspected allergy or because a
243 child has a prescription for an automatic prefilled cartridge injector or
244 similar automatic injectable equipment used to treat an allergic reaction,
245 or for injectable equipment used to administer glucagon, (B) shall, not
246 later than three weeks after such child's enrollment in such a center or
247 home, have staff trained in the use of such equipment on-site during all
248 hours when such a child is on-site, (C) shall require such child's parent
249 or guardian to provide the injector or injectable equipment and a copy

250 of the prescription for such medication and injector or injectable
251 equipment upon enrollment of such child, and (D) shall require a parent
252 or guardian enrolling such a child to replace such medication and
253 equipment prior to its expiration date, (7) specify that a child care center
254 or group child care home (A) shall not deny services to a child on the
255 basis of a child's diagnosis of asthma or because a child has a
256 prescription for an inhalant medication to treat asthma, and (B) shall,
257 not later than three weeks after such child's enrollment in such a center
258 or home, have staff trained in the administration of such medication on-
259 site during all hours when such a child is on-site, and (8) establish
260 physical plant requirements for licensed child care centers and licensed
261 group child care homes that exclusively serve school-age children.
262 When establishing such requirements, the Office of Early Childhood
263 shall give consideration to child care centers and group child care homes
264 that are located in private or public school buildings. With respect to
265 this subdivision only, the commissioner shall implement policies and
266 procedures necessary to implement the physical plant requirements
267 established pursuant to this subdivision while in the process of adopting
268 such policies and procedures in regulation form. Until replaced by
269 policies and procedures implemented pursuant to this subdivision, any
270 physical plant requirement specified in the office's regulations that is
271 generally applicable to child care centers and group child care homes
272 shall continue to be applicable to such centers and homes that
273 exclusively serve school-age children. The commissioner shall post
274 notice of the intent to adopt regulations pursuant to this subdivision on
275 the eRegulations System not later than twenty days after the date of
276 implementation of such policies and procedures. Policies and
277 procedures implemented pursuant to this subdivision shall be valid
278 until the time final regulations are adopted.

279 [(b) Any child who (1) presents a certificate, in a form prescribed by
280 the Commissioner of Public Health pursuant to section 7 of this act,
281 signed by a physician, a physician assistant or an advanced practice
282 registered nurse stating that, in the opinion of such physician, physician
283 assistant or advanced practice registered nurse, the immunizations

284 required pursuant to regulations adopted pursuant to subdivision (1) of
285 subsection (a) of this section are medically contraindicated, (2) in the
286 case of a child who is enrolled in kindergarten through twelfth grade,
287 presented a statement, prior to the effective date of this section, that such
288 immunizations are contrary to the religious beliefs of such child or the
289 parents or guardian of such child, or (3) in the case of a child who is
290 enrolled in a preschool program or other prekindergarten program or
291 below, (A) presented a statement, prior to the effective date of this
292 section, that such immunizations are contrary to the religious beliefs of
293 such child or the parents or guardian of such child, and (B) presents a
294 written declaration, in a form prescribed by the Commissioner of Public
295 Health, from a physician, a physician assistant or an advanced practice
296 registered nurse stating that an immunization against diphtheria,
297 pertussis, tetanus, poliomyelitis, measles, mumps, rubella, haemophilus
298 influenzae type B and any other vaccine required by the schedule of
299 active immunization adopted pursuant to section 19a-7f has been given
300 to such child and that any additional necessary immunizations of such
301 student against diphtheria, pertussis, tetanus, poliomyelitis, measles,
302 mumps, rubella, haemophilus influenzae type B and any other vaccine
303 required by such schedule of active immunization are in process under
304 guidelines specified by the Commissioner of Public Health or as
305 recommended for the child by the physician, physician assistant or
306 advanced practice registered nurse, shall be exempt from the
307 immunization requirements set forth in such regulations. The statement
308 described in subparagraph (A) of subdivision (3) of this subsection shall
309 be acknowledged, in accordance with the provisions of sections 1-32, 1-
310 34 and 1-35, by a judge of a court of record or a family support
311 magistrate, a clerk or deputy clerk of a court having a seal, a town clerk,
312 a notary public, a justice of the peace, or an attorney admitted to the bar
313 of this state.

314 (c) Any child who is enrolled in a preschool program or other
315 prekindergarten program or below on or before the effective date of this
316 section who presented, prior to the effective date of this section, the
317 statement described in subparagraph (A) of subdivision (3) of

318 subsection (b) of this section, but did not present the written declaration
319 described in subparagraph (B) of subdivision (3) of subsection (b) of this
320 section, shall comply, on or before September 1, 2022, or not later than
321 fourteen days after applying to enroll in the child care center or group
322 child care home, whichever is later, with the immunization
323 requirements set forth in the regulations adopted pursuant to
324 subdivision (1) of subsection (a) of this section.]

325 [(d)] (b) The commissioner may adopt regulations, pursuant to
326 chapter 54, to establish civil penalties of not more than one hundred
327 dollars per day for each day of violation and other disciplinary remedies
328 that may be imposed, following a contested-case hearing, upon the
329 holder of a license issued under section 19a-80 to operate a child care
330 center or group child care home or upon the holder of a license issued
331 under section 19a-87b, as amended by this act, to operate a family child
332 care home.

333 [(e)] (c) The commissioner shall exempt Montessori schools
334 accredited by the American Montessori Society or the Association
335 Montessori Internationale from any provision in regulations adopted
336 pursuant to subsection (a) of this section which sets requirements on
337 group size or child to staff ratios or the provision of cots.

338 [(f)] (d) Upon the declaration by the Governor of a civil preparedness
339 emergency pursuant to section 28-9 or a public health emergency
340 pursuant to section 19a-131a, the commissioner may waive the
341 provisions of any regulation adopted pursuant to this section if the
342 commissioner determines that such waiver would not endanger the life,
343 safety or health of any child. The commissioner shall prescribe the
344 duration of such waiver, provided such waiver shall not extend beyond
345 the duration of the declared emergency. The commissioner shall
346 establish the criteria by which a waiver request shall be made and the
347 conditions for which a waiver will be granted or denied. The provisions
348 of section 19a-84 shall not apply to a denial of a waiver request under
349 this subsection.

350 [(g)] (e) Any child care center or group child care home may provide
351 child care services to homeless children and youths, as defined in 42
352 USC 11434a, as amended from time to time, for a period not to exceed
353 ninety days without complying with any provision in regulations
354 adopted pursuant to this section relating to immunization and physical
355 examination requirements. Any child care center or group child care
356 home that provides child care services to homeless children and youths
357 at such center or home under this subsection shall maintain a record on
358 file of all homeless children and youths who have attended such center
359 or home for a period of two years after such homeless children or youths
360 are no longer receiving child care services at such center or home.

361 [(h)] (f) Any child care center or group child care home may provide
362 child care services to a foster child for a period not to exceed forty-five
363 days without complying with any provision in regulations adopted
364 pursuant to this section relating to immunization and physical
365 examination requirements. Any child care center or group child care
366 home that provides child care services to a foster child at such center or
367 home under this subsection shall maintain a record on file of such foster
368 child for a period of two years after such foster child is no longer
369 receiving child care services at such center or home. For purposes of this
370 subsection, "foster child" means a child who is in the care and custody
371 of the Commissioner of Children and Families and placed in a foster
372 home licensed pursuant to section 17a-114, foster home approved by a
373 child-placing agency licensed pursuant to section 17a-149, facility
374 licensed pursuant to section 17a-145 or with a relative or fictive kin
375 caregiver pursuant to section 17a-114.

376 Sec. 505. Section 19a-87b of the general statutes, as amended by
377 section 6 of public act 21-6, is repealed and the following is substituted
378 in lieu thereof (*Effective from passage*):

379 (a) No person, group of persons, association, organization,
380 corporation, institution or agency, public or private, shall maintain a
381 family child care home, as defined in section 19a-77, without a license
382 issued by the Commissioner of Early Childhood. Licensure forms shall

383 be obtained from the Office of Early Childhood. Applications for
384 licensure shall be made to the commissioner on forms provided by the
385 office and shall contain the information required by regulations adopted
386 under this section. The licensure and application forms shall contain a
387 notice that false statements made therein are punishable in accordance
388 with section 53a-157b. Applicants shall state, in writing, that they are in
389 compliance with the regulations adopted by the commissioner pursuant
390 to subsection (f) of this section. Before a family child care home license
391 is granted, the office shall make an inquiry and investigation which shall
392 include a visit and inspection of the premises for which the license is
393 requested. Any inspection conducted by the office shall include an
394 inspection for evident sources of lead poisoning. The office shall provide
395 for a chemical analysis of any paint chips found on such premises.
396 Neither the commissioner nor the commissioner's designee shall require
397 an annual inspection for homes seeking license renewal or for licensed
398 homes, except that the commissioner or the commissioner's designee
399 shall make an unannounced visit, inspection or investigation of each
400 licensed family child care home at least once every year. A licensed
401 family child care home shall not be subject to any conditions on the
402 operation of such home by local officials, other than those imposed by
403 the office pursuant to this subsection, if the home complies with all local
404 codes and ordinances applicable to single and multifamily dwellings.

405 (b) No person shall act as an assistant or substitute staff member to a
406 person or entity maintaining a family child care home, as defined in
407 section 19a-77, without an approval issued by the commissioner. Any
408 person seeking to act as an assistant or substitute staff member in a
409 family child care home shall submit an application for such approval to
410 the office. Applications for approval shall: (1) Be made to the
411 commissioner on forms provided by the office, (2) contain the
412 information required by regulations adopted under this section, and (3)
413 be accompanied by a fee of fifteen dollars. The approval application
414 forms shall contain a notice that false statements made in such form are
415 punishable in accordance with section 53a-157b.

416 (c) The commissioner, within available appropriations, shall require

417 each initial applicant or prospective employee of a family child care
418 home in a position requiring the provision of care to a child, including
419 an assistant or substitute staff member and each household member
420 who is sixteen years of age or older, to submit to comprehensive
421 background checks, including state and national criminal history
422 records checks. The criminal history records checks required pursuant
423 to this subsection shall be conducted in accordance with section 29-17a.
424 The commissioner shall also request a check of the state child abuse
425 registry established pursuant to section 17a-101k. The commissioner
426 shall notify each licensee of the provisions of this subsection. For
427 purposes of this subsection, "household member" means any person,
428 other than the person who is licensed to conduct, operate or maintain a
429 family child care home, who resides in the family child care home, such
430 as the licensee's spouse or children, tenants and any other occupant.

431 (d) An application for initial licensure pursuant to this section shall
432 be accompanied by a fee of forty dollars and such license shall be issued
433 for a term of four years. An application for renewal of a license issued
434 pursuant to this section shall be accompanied by a fee of forty dollars
435 and a certification from the licensee that any child enrolled in the family
436 child care home has received age-appropriate immunizations in
437 accordance with regulations adopted pursuant to subsection (f) of this
438 section. A license issued pursuant to this section shall be renewed for a
439 term of four years. In the case of an applicant submitting an application
440 for renewal of a license that has expired, and who has ceased operations
441 of a family child care home due to such expired license, the
442 commissioner may renew such expired license within thirty days of the
443 date of such expiration upon receipt of an application for renewal that
444 is accompanied by such fee and such certification.

445 (e) An application for initial staff approval or renewal of staff
446 approval shall be accompanied by a fee of fifteen dollars. Such
447 approvals shall be issued or renewed for a term of two years.

448 (f) The commissioner shall adopt regulations, in accordance with the
449 provisions of chapter 54, to assure that family child care homes, as

450 defined in section 19a-77, meet the health, educational and social needs
451 of children utilizing such homes. Such regulations shall ensure that the
452 family child care home is treated as a residence, and not an institutional
453 facility. Such regulations shall specify that each child be protected as
454 age-appropriate by adequate immunization against diphtheria,
455 pertussis, tetanus, poliomyelitis, measles, mumps, rubella, haemophilus
456 influenzae type B and any other vaccine required by the schedule of
457 active immunization adopted pursuant to section 19a-7f. Such
458 regulations shall provide appropriate exemptions for children for whom
459 such immunization is medically contraindicated and for children whose
460 parents or guardian objects to such immunization on religious grounds
461 and require that any such objection be accompanied by a statement from
462 such parents or guardian that such immunization would be contrary to
463 the religious beliefs of such child or the parents or guardian of such
464 child, which statement shall be acknowledged, in accordance with the
465 provisions of sections 1-32, 1-34 and 1-35, by (1) a judge of a court of
466 record or a family support magistrate, (2) a clerk or deputy clerk of a
467 court having a seal, (3) a town clerk, (4) a notary public, (5) a justice of
468 the peace, or (6) an attorney admitted to the bar of this state. Such
469 regulations shall also specify conditions under which family child care
470 home providers may administer tests to monitor glucose levels in a child
471 with diagnosed diabetes mellitus, and administer medicinal
472 preparations, including controlled drugs specified in the regulations by
473 the commissioner, to a child receiving child care services at a family
474 child care home pursuant to a written order of a physician licensed to
475 practice medicine in this or another state, an advanced practice
476 registered nurse licensed to prescribe in accordance with section 20-94a
477 or a physician assistant licensed to prescribe in accordance with section
478 20-12d, and the written authorization of a parent or guardian of such
479 child. Such regulations shall specify appropriate standards for extended
480 care and intermittent short-term overnight care. The commissioner shall
481 inform each licensee, by way of a plain language summary provided not
482 later than sixty days after the regulation's effective date, of any new or
483 changed regulations adopted under this subsection with which a
484 licensee must comply.

485 [(g) Any child who (1) presents a certificate, in a form prescribed by
486 the Commissioner of Public Health pursuant to section 7 of this act,
487 signed by a physician, a physician assistant or an advanced practice
488 registered nurse stating that, in the opinion of such physician, physician
489 assistant or advanced practice registered nurse, the immunizations
490 required pursuant to regulations adopted pursuant to subsection (f) of
491 this section are medically contraindicated, (2) in the case of a child who
492 is enrolled in kindergarten through twelfth grade, presented a
493 statement, prior to the effective date of this section, that such
494 immunizations are contrary to the religious beliefs of such child or the
495 parents or guardian of such child, or (3) in the case of a child who is
496 enrolled in a preschool program or other prekindergarten program or
497 below, (A) presented a statement, prior to the effective date of this
498 section, that such immunizations are contrary to the religious beliefs of
499 such child or the parents or guardian of such child, and (B) presents a
500 written declaration, in a form prescribed by the Commissioner of Public
501 Health, from a physician, physician assistant or advanced practice
502 registered nurse stating that an immunization against diphtheria,
503 pertussis, tetanus, poliomyelitis, measles, mumps, rubella, haemophilus
504 influenzae type B and any other vaccine required by the schedule of
505 active immunization adopted pursuant to section 19a-7f has been given
506 to such child and that any additional necessary immunizations of such
507 student against diphtheria, pertussis, tetanus, poliomyelitis, measles,
508 mumps, rubella, haemophilus influenzae type B and any other vaccine
509 required by such schedule of active immunization are in process under
510 guidelines specified by the Commissioner of Public Health or as
511 recommended for the child by the physician, physician assistant or
512 advanced practice registered nurse, shall be exempt from the
513 immunization requirements set forth in such regulations. The statement
514 described in subparagraph (A) of subdivision (3) of this subsection shall
515 be acknowledged, in accordance with the provisions of sections 1-32, 1-
516 34 and 1-35, by (i) a judge of a court of record or a family support
517 magistrate, (ii) a clerk or deputy clerk of a court having a seal, (iii) a
518 town clerk, (iv) a notary public, (v) a justice of the peace, or (vi) an
519 attorney admitted to the bar of this state.

520 (h) Any child who is enrolled in a preschool program or other
521 prekindergarten program or below on or before the effective date of this
522 section who presented, prior to the effective date of this section, the
523 statement described in subparagraph (A) of subdivision (3) of
524 subsection (g) of this section, but did not present the written declaration
525 described in subparagraph (B) of subdivision (3) of subsection (g) of this
526 section shall comply, on or before September 1, 2022, or not later than
527 fourteen days after applying to enroll in the family child care home,
528 whichever is later, with the immunization requirements set forth in the
529 regulations adopted pursuant to subsection (f) of this section.]

530 [(i)] (g) Upon the declaration by the Governor of a civil preparedness
531 emergency pursuant to section 28-9 or a public health emergency
532 pursuant to section 19a-131a, the commissioner may waive the
533 provisions of any regulation adopted pursuant to this section if the
534 commissioner determines that such waiver would not endanger the life,
535 safety or health of any child. The commissioner shall prescribe the
536 duration of such waiver, provided such waiver shall not extend beyond
537 the duration of the declared emergency. The commissioner shall
538 establish the criteria by which a waiver request shall be made and the
539 conditions for which a waiver will be granted or denied. The provisions
540 of section 19a-84 shall not apply to a denial of a waiver request under
541 this subsection.

542 [(j)] (h) Any family child care home may provide child care services
543 to homeless children and youths, as defined in 42 USC 11434a, as
544 amended from time to time, for a period not to exceed ninety days
545 without complying with any provision in regulations adopted pursuant
546 to this section relating to immunization and physical examination
547 requirements. Any family child care home that provides child care
548 services to homeless children and youths at such home under this
549 subsection shall maintain a record on file of all homeless children and
550 youths who have attended such home for a period of two years after
551 such homeless children or youths are no longer receiving child care
552 services at such home.

553 [(k)] (i) Any family child care home may provide child care services
 554 to a foster child for a period not to exceed forty-five days without
 555 complying with any provision in regulations adopted pursuant to this
 556 section relating to immunization and physical examination
 557 requirements. Any family child care home that provides child care
 558 services to a foster child at such home under this subsection shall
 559 maintain a record on file of such foster child for a period of two years
 560 after such foster child is no longer receiving child care services at such
 561 home. For purposes of this subsection, "foster child" means a child who
 562 is in the care and custody of the Commissioner of Children and Families
 563 and placed in a foster home licensed pursuant to section 17a-114, foster
 564 home approved by a child-placing agency licensed pursuant to section
 565 17a-149, facility licensed pursuant to section 17a-145 or with a relative
 566 or fictive kin caregiver pursuant to section 17a-114. "

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

Sec. 501	<i>from passage</i>	10-204a
Sec. 502	<i>from passage</i>	10a-155
Sec. 503	<i>from passage</i>	10a-155b(a)
Sec. 504	<i>from passage</i>	19a-79
Sec. 505	<i>from passage</i>	19a-87b