

SB0487/194438/1

BY: Education, Health, and Environmental Affairs Committee

AMENDMENTS TO SENATE BILL 487
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Family”; in the same line, strike “Registration Requirements for Participants in” and substitute “Providers and”; in line 6, after “registration” insert “, subject to certain exceptions; requiring certain family child care homes to register with the Department beginning on a certain date; requiring a certain individual who receives assistance under the Maryland Child Care Subsidy Program to use a certain family child care home or child care center, subject to a certain exception”; in line 7, after the semicolon insert “requiring the Department to establish certain programs to encourage certain child care providers to participate in a certain federal program and promote awareness of certain advantages of using and options to access licensed child care; requiring the Department to adopt certain regulations; requiring the Department to report certain information to the General Assembly on or before a certain date of certain years;”; strike beginning with the second “family” in line 7 down through “family” in line 8; in line 8, after “providers” insert “and the Maryland Child Care Subsidy Program”; and after line 18, insert:

“BY adding to

Article - Family Law

Section 5-552.1; and 5-598 to be under the new part “Part XII. Miscellaneous Provisions”

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)”.

AMENDMENT NO. 2

On page 2, in line 14, strike “A” and substitute “**EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION, A**”; after line 18, insert:

(Over)

“(3) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH, A FAMILY CHILD CARE HOME IS NOT REQUIRED TO BE REGISTERED WITH THE DEPARTMENT IF:

1. BEFORE OCTOBER 1, 2015, THE FAMILY CHILD CARE HOME:

A. PARTICIPATED IN THE MARYLAND CHILD CARE SUBSIDY PROGRAM; AND

B. WAS NOT REGISTERED WITH THE DEPARTMENT;
AND

2. THE FAMILY CHILD CARE HOME’S PARTICIPATION IN THE PROGRAM HAS BEEN CONTINUOUS.

(II) BEGINNING ON OCTOBER 1, 2016, A FAMILY CHILD CARE HOME SHALL BE REGISTERED WITH THE DEPARTMENT IF:

1. BEFORE OCTOBER 1, 2015, THE FAMILY CHILD CARE HOME:

A. PARTICIPATED IN THE MARYLAND CHILD CARE SUBSIDY PROGRAM; AND

B. WAS NOT REGISTERED WITH THE DEPARTMENT;
AND

2. THE CHILD CARE PROVIDER IS NOT AN ELIGIBLE CHILD CARE PROVIDER, AS DEFINED IN THE FEDERAL CHILD CARE AND DEVELOPMENT BLOCK GRANT ACT OF 1990, AS AMENDED BY THE CHILD CARE AND DEVELOPMENT BLOCK GRANT REAUTHORIZATION ACT OF 2014.”.

AMENDMENT NO. 3

On page 2, after line 24, insert:

“5-552.1.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) “CHILD CARE CENTER” HAS THE MEANING STATED IN § 5-570 OF THIS TITLE.

(3) “INFORMAL CHILD CARE” HAS THE MEANING STATED IN CHILD CARE SUBSIDY REGULATIONS ADOPTED UNDER TITLE 13A OF THE CODE OF MARYLAND REGULATIONS.

(B) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, AN INDIVIDUAL WHO RECEIVES ASSISTANCE UNDER THE MARYLAND CHILD CARE SUBSIDY PROGRAM AND USES CHILD CARE SERVICES SHALL USE A FAMILY CHILD CARE HOME REGISTERED UNDER § 5-552 OF THIS SUBTITLE OR A LICENSED CHILD CARE CENTER.

(C) AN INDIVIDUAL WHO RECEIVES ASSISTANCE UNDER THE MARYLAND CHILD CARE SUBSIDY PROGRAM MAY USE:

(1) AN INFORMAL CHILD CARE PROVIDER IF:

(Over)

(I) THE INFORMAL CHILD CARE PROVIDER IS AN ELIGIBLE CHILD CARE PROVIDER, AS DEFINED IN THE FEDERAL CHILD CARE AND DEVELOPMENT BLOCK GRANT ACT OF 1990, AS AMENDED BY THE CHILD CARE AND DEVELOPMENT BLOCK GRANT REAUTHORIZATION ACT OF 2014; AND

(II) THERE IS NEITHER A FAMILY CHILD CARE HOME REGISTERED UNDER § 5-552 OF THIS SUBTITLE NOR A LICENSED CHILD CARE CENTER THAT IS WILLING TO PROVIDE CARE FOR THE INDIVIDUAL'S CHILD DURING THE HOURS OF CARE REQUIRED BY THE INDIVIDUAL LOCATED WITHIN 10 MILES OF THE INDIVIDUAL'S RESIDENCE; OR

(2) A FAMILY CHILD CARE HOME DESCRIBED UNDER § 5-552(B)(3) OF THIS SUBTITLE.”;

and in line 28, strike the bracket.

AMENDMENT NO. 4

On page 3, in lines 1 and 4, in each instance, strike the bracket; in line 1, in each instance, strike the comma; strike beginning with “WHO” in line 1 down through the bracket in line 2; in line 3, strike “5-552(b)” and substitute “5-552(B)(3)”; after line 8, insert:

“5-596. RESERVED.

5-597. RESERVED.

PART XII. MISCELLANEOUS PROVISIONS.

5-598.

(A) THE DEPARTMENT SHALL ESTABLISH PROGRAMS TO:

(1) ENCOURAGE CHILD CARE PROVIDERS AND PROVIDERS OF INFORMAL CHILD CARE, AS DEFINED IN CHILD SUBSIDY REGULATIONS ADOPTED UNDER TITLE 13A OF THE CODE OF MARYLAND REGULATIONS, TO PARTICIPATE IN THE FEDERAL CHILD AND ADULT CARE FOOD PROGRAM; AND

(2) PROMOTE AWARENESS AMONG FAMILIES USING INFORMAL CHILD CARE OF THE ADVANTAGES OF USING LICENSED CHILD CARE AND OPTIONS FOR ACCESSING LICENSED CHILD CARE IN THEIR COMMUNITIES.

(B) THE DEPARTMENT SHALL ADOPT REGULATIONS TO IMPLEMENT THE PROGRAMS ESTABLISHED UNDER SUBSECTION (A) OF THIS SECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That, on or before December 31 of 2016, 2017, and 2018, the State Department of Education shall report to the General Assembly, in accordance with § 2-1246 of the State Government Article, on the number of children in informal child care and the number of children who have transitioned from informal child care to registered family child care providers and licensed child care centers.”;

and in line 9, strike “2.” and substitute “3.”.