

HOUSE BILL 662

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4lr2235

By: **Delegates Guyton, Feldmark, Guzzone, Lopez, McCaskill, Pasteur, and Patterson**

Introduced and read first time: January 25, 2024

Assigned to: Ways and Means

Committee Report: Favorable

House action: Adopted

Read second time: February 20, 2024

CHAPTER _____

1 AN ACT concerning

2 **Large Family Child Care Homes and Child Care Centers – Child Care Teachers**
3 **– Minimum Age**

4 FOR the purpose of requiring that certain regulations governing the registration and
5 operation of large family child care homes and the licensing and operation of child
6 care centers require that child care teachers be a certain minimum age; and
7 generally relating to the minimum age of child care teachers in large family child
8 care homes and child care centers.

9 BY repealing and reenacting, without amendments,
10 Article – Education
11 Section 9.5–303(a) and (b) and 9.5–404(a)
12 Annotated Code of Maryland
13 (2022 Replacement Volume and 2023 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article – Education
16 Section 9.5–303(c)(10) through (12) and 9.5–404(b)(9) through (12) and (c)
17 Annotated Code of Maryland
18 (2022 Replacement Volume and 2023 Supplement)

19 BY adding to
20 Article – Education
21 Section 9.5–303(c)(11) and 9.5–404(b)(9)

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 Annotated Code of Maryland
2 (2022 Replacement Volume and 2023 Supplement)

3 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
4 That the Laws of Maryland read as follows:

5 **Article – Education**

6 9.5–303.

7 (a) The State Board shall adopt regulations that relate to the registration of
8 family child care homes and large family child care homes.

9 (b) So far as practicable, the regulations shall be uniform with the rules and
10 regulations adopted by other State agencies as those rules and regulations relate to other
11 types of child care.

12 (c) At a minimum, the regulations shall provide for:

13 (10) A requirement that each registered child care provider shall hold a
14 current certificate indicating successful completion of approved:

15 (i) Basic first aid training through the American Red Cross or
16 through a program with equivalent standards; and

17 (ii) Cardiopulmonary resuscitation (CPR) training through the
18 American Heart Association or through a program with equivalent standards appropriate
19 for the ages of children for whom care is provided in the family child care home or large
20 family child care home; [and]

21 **(11) A REQUIREMENT THAT THE MINIMUM AGE OF A FAMILY CHILD**
22 **CARE TEACHER IN A REGISTERED LARGE FAMILY CHILD CARE HOME BE AT LEAST 18**
23 **YEARS OLD AND THAT AN INDIVIDUAL NOT BE PRECLUDED FROM BEING A FAMILY**
24 **CHILD CARE TEACHER SOLELY FOR BEING 18 YEARS OLD;**

25 **[(11)] (12)** (i) A requirement that a family child care home or large
26 family child care home that receives notice of a contaminated drinking water supply from
27 the family child care home's or large family child care home's supplier of water, in
28 accordance with § 9–410 of the Environment Article or otherwise, send notice of the
29 drinking water contamination to the parent or legal guardian of each child attending the
30 family child care home or large family child care home; and

31 (ii) A requirement that the notice sent by the family child care home
32 or large family child care home shall:

33 1. Be sent within 10 business days after receipt of the notice

1 of contamination from the family child care home's or large family child care home's water
2 supplier;

3 2. Be in writing;

4 3. Identify the contaminants and their levels in the family
5 child care home's or large family child care home's water supply; and

6 4. Describe the family child care home's or large family child
7 care home's plan for dealing with the water contamination problem until the family child
8 care home's or large family child care home's water is determined by the appropriate
9 authority to be safe for consumption; and

10 **[(12)] (13)** A requirement that a family child care home or large family child
11 care home prohibit the administration of corporal punishment to discipline a child.

12 9.5-404.

13 (a) The State Board shall adopt rules and regulations for licensing and operating
14 child care centers.

15 (b) These rules and regulations shall:

16 **(9) REQUIRE THAT THE MINIMUM AGE OF A CHILD CARE TEACHER IN**
17 **A CHILD CARE CENTER BE AT LEAST 18 YEARS OLD AND AN INDIVIDUAL MAY NOT BE**
18 **PRECLUDED FROM BEING A CHILD CARE TEACHER SOLELY FOR BEING 18 YEARS**
19 **OLD;**

20 **[(9)] (10)** (i) Require that a child care center that receives notice of a
21 contaminated drinking water supply from the child care center's supplier of water, in
22 accordance with § 9-410 of the Environment Article or otherwise, send notice of the
23 drinking water contamination to the parent or legal guardian of each child attending the
24 child care center; and

25 (ii) Require that the notice sent by the child care center shall:

26 1. Be sent within 10 business days after receipt of the notice
27 of contamination from the child care center's water supplier;

28 2. Be in writing;

29 3. Identify the contaminants and their levels in the center's
30 water supply; and

31 4. Describe the child care center's plan for dealing with the
32 water contamination problem until the child care center's water is determined by the

- 1 B. Elementary education;
- 2 C. Child development;
- 3 D. Home economics;
- 4 E. Nursing;
- 5 F. Social work;
- 6 G. Special education; or
- 7 H. A related field approved by the Department; or

- 8 (ii) 1. Is enrolled in approved pre-service training;
- 9 2. Has successfully completed at least 45 hours of the
- 10 approved pre-service training at the time the child care center hires the individual;
- 11 3. Successfully completes the remaining hours of the
- 12 pre-service training within 6 months after being hired; and
- 13 4. Holds an associate degree or a bachelor's degree in a field
- 14 other than a field listed under item (i)3 of this paragraph.

15 (2) If, at the end of the 6-month probationary period, an individual
 16 described in paragraph (1) of this subsection has not completed the required pre-service
 17 training, the child care center shall, with no further cause, terminate the individual or
 18 reassign the individual to a nonteaching position.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
 20 1, 2024.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.