

SB0284/737174/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 284
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “authorizing” in line 14 down through “payments;” in line 19 and substitute “requiring collective bargaining to include negotiations that result in the establishment of a certain fund to protect certain family child care providers under certain circumstances.”.

On page 2, in line 1, after “certification;” insert “requiring the Early Learning Programs Section of the Maryland State Department of Education to report to certain committees of the General Assembly on or before a certain date each year through a certain year.”.

AMENDMENT NO. 2

On page 5, strike in their entirety lines 4 through 17, inclusive.

AMENDMENT NO. 3

On page 5, after line 17, insert:

“(E) (1) COLLECTIVE BARGAINING SHALL INCLUDE NEGOTIATIONS THAT RESULT IN THE ESTABLISHMENT OF A FUND FOR THE PURPOSE OF PROTECTING FAMILY CHILD CARE PROVIDERS AGAINST EXTREME HARDSHIP OR LOSS OF LIVELIHOOD RESULTING FROM LATE STATE PAYMENTS.

(2) THE EXCLUSIVE REPRESENTATIVE SHALL PAY FOR A PORTION OF THE FUND.

(3) THE FUND:

(Over)

(I) MAY NOT BE A STATE FUND; BUT

(II) SHALL BE ESTABLISHED AND ADMINISTERED IN CONSULTATION WITH THE STATE.

(4) ALL REVENUES, MONEY, AND ASSETS OF THE FUND BELONG SOLELY TO THE FUND AND ARE HELD BY THE FUND IN TRUST FOR FAMILY CHILD CARE PROVIDERS.

(5) THE STATE MAY NOT BORROW, APPROPRIATE, OR DIRECT PAYMENTS FROM THE REVENUES, MONEY, OR ASSETS OF THE FUND FOR ANY PURPOSE.

(6) THE FUND SHALL INCLUDE FUNDS SUFFICIENT TO MEET THE REASONABLY FORESEEABLE NEEDS OF THE FAMILY CHILD CARE PROVIDERS.”.

AMENDMENT NO. 4

On page 6, after line 28, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That:

(a) On or before December 31 of each year through 2013, the Early Learning Programs Section of the Maryland State Department of Education shall report to the Senate Finance Committee and the House Economic Matters Committee, in accordance with § 2-1246 of the State Government Article, on the status of the Maryland Child Care Subsidy Program as it relates to family child care providers.

(b) The report shall include:

(1) the number of child care providers and children participating in the Maryland Child Care Subsidy Program;

(2) the number of family child care providers who join the collective bargaining unit established under this Act, and the number of children served by each of the providers;

(3) the number of family child care providers who have used the fund required to be established under § 5-595.3(e) of the Family Law Article, as enacted by Section 1 of this Act, and the terms of eligibility for payments from the fund;

(4) recommendations on how to safeguard the funds in the fund required to be established under § 5-595.3(e) of the Family Law Article, as enacted by Section 1 of this Act, in the event that management of the fund is transferred or the fund is terminated; and

(5) an analysis of any positive or negative trends resulting from the implementation of this Act.”;

and in line 29, strike “4.” and substitute “5.”.