

SENATE BILL 176

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By: **Senator McFadden**

Introduced and read first time: January 20, 2010

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Family Law – Family Day Care Homes and Child Care Centers – Inspections**

3 FOR the purpose of requiring the Department of Human Resources to adopt
4 regulations that provide for an announced inspection by the Department of each
5 registered family day care home prior to issuance of a continuing registration;
6 requiring the Department to inspect each child care center on an announced
7 basis prior to issuing a continuing license or letter of compliance; repealing a
8 requirement that the Department inspect on an announced basis certain family
9 day care homes and child care centers at certain intervals; repealing a
10 requirement that an inspection by the Department of certain family day care
11 homes and child care centers include a determination of whether certain record
12 keeping requirements are being met; and generally relating to inspections of
13 family day care homes and child care centers.

14 BY repealing and reenacting, with amendments,
15 Article – Family Law
16 Section 5–551(c)(7) and 5–578(c)
17 Annotated Code of Maryland
18 (2006 Replacement Volume and 2009 Supplement)

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

21 **Article – Family Law**

22 5–551.

23 (c) At a minimum, the regulations of the Department shall provide for:

24 (7) announced inspection by the Department of each registered family
25 day care home prior to issuance of an initial **OR CONTINUING** registration [and at

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 least once every 2 years thereafter] to determine whether applicable requirements[,
2 including record keeping requirements,] are being met;

3 5-578.

4 (c) The Department shall inspect each child care center operating under a
5 license or a letter of compliance:

6 (1) on an announced basis prior to issuing the **INITIAL OR**
7 **CONTINUING** license or letter of compliance [and at least every 2 years thereafter] to
8 determine whether applicable requirements[, including record keeping requirements,]
9 are being met; and

10 (2) on an unannounced basis at least once during each 12-month
11 period that the license or letter of compliance is in effect to determine whether safe
12 and appropriate child care is being provided.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 October 1, 2010.