

SENATE BILL 176

D4

0lr1107

By: **Senator McFadden**

Introduced and read first time: January 20, 2010

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 3, 2010

CHAPTER _____

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

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 5-551.

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

3 (7) announced inspection by the Department of each registered family
4 day care home prior to issuance of an initial **OR CONTINUING** registration [and at
5 least once every 2 years thereafter] to determine whether applicable requirements[,
6 including record keeping requirements,] are being met;

7 5-578.

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

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

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

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

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.