

SENATE BILL 925

D4

(11r2840)

ENROLLED BILL

— *Education, Health, and Environmental Affairs/Health and Government Operations* —

Introduced by **Senator Conway**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Family Law – Family Child Care – Large Family Child Care Homes**

3 FOR the purpose of defining a ~~certain~~ large family child care home as a residence in
4 which family child care is provided for a certain number of children; requiring
5 the State Department of Education to adopt certain regulations; specifying that
6 there may not be more than a certain number of children in certain care at
7 certain times; providing that, in a large family child care home, there may not be
8 more than a certain number of children in certain care at certain times, and
9 there shall be a limit on the number of children under a specified age and an
10 adult to child ratio that comply with certain regulations; making certain
11 requirements of law that apply to family child care homes applicable to large
12 family child care homes; repealing a certain provision of law that authorizes
13 child care centers of a certain size; authorizing certain grants to certain child
14 care homes under certain circumstances; requiring the Department to adopt
15 certain regulations on or before a certain date; making certain stylistic changes;

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.

Italics indicate opposite chamber/conference committee amendments.



~~defining certain terms~~ *altering certain definitions*; requiring the publisher of the Annotated Code to make certain changes to the Code; *providing for a delayed effective date for certain provisions of this Act*; and generally relating to *family child care and large family child care homes*.

BY repealing and reenacting, with amendments,
Article – Family Law

Section 4–403(b)(3), 5–501, 5–502(b)(3), and 5–505(b); 5–550(c) and (d), 5–550.1, 5–551, 5–552, 5–553, 5–554(a), 5–554.1(a), (c), and (e)(1), 5–555(a), (b)(1), and (c), 5–556(a) and (f), 5–556.1, 5–559.1, 5–559.2(b), 5–559.3(b)(2) and ~~(d), 5–559.5(b)~~, (d), and 5–559.5(b) to be under the amended part “Part V. Family Child Care Homes and Large Family Child Care Homes”; and 5–560(e)(2), 5–561(b)(2) and (c)(5)(i), 5–564(b)(1)(ii)2., 5–570(c)(3)(iv), 5–573(b), 5–592(b)(5) and (6) and (f)(2), 5–594(c) and (e), 5–594.3(d)(3), 5–1308(c)(3)(v), and 6–103(c)(4), ~~and 14–202(a)(3)~~

Annotated Code of Maryland

(2006 Replacement Volume and 2010 Supplement)

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

Article – Family Law

4–403.

(b) In implementing the program, the Department of Human Resources shall:

(3) to the extent possible, coordinate for families with children the delivery of [day] **CHILD** care, health, educational, mental health, employment, housing, and crisis services provided by public and private agencies.

5–501.

(a) In this subtitle the following words have the meanings indicated.

(b) “Administration” means:

(1) the Social Services Administration of the Department; or

(2) any other unit within the Department to which the Secretary of Human Resources has delegated in writing specified responsibilities of the Administration under this subtitle.

(c) [Repealed.]

1 (d) “Day] **CHILD** care provider” means the adult who has primary
2 responsibility for the operation of a family [day] **CHILD** care home **OR LARGE FAMILY**
3 **CHILD CARE HOME**.

4 [(e)] **(D)** “Family [day] **CHILD** care” means the care given to a child under
5 the age of 13 years or to any developmentally disabled person under the age of 21
6 years, in place of parental care for less than 24 hours a day, in a residence other than
7 the child’s residence, for which the [day] **CHILD** care provider is paid.

8 [(f)] **(E)** “Family [day] **CHILD** care home” means a residence in which
9 family [day] **CHILD** care is provided **FOR UP TO 8 CHILDREN**.

10 [(g)] **(F)** “Foster care” means continuous 24-hour care and supportive
11 services provided for a minor child placed by a child placement agency in an approved
12 family home.

13 [(h)] **(G)** “Group care” means continuous 24-hour care and supportive
14 services provided for a minor child placed in a licensed group facility.

15 [(i)] **(H)** “Kinship care” means continuous 24-hour care and supportive
16 services provided for a minor child placed by a child placement agency in the home of a
17 relative related by blood or marriage within the 5th degree of consanguinity or affinity
18 under the civil law rule.

19 **(I)** “**LARGE FAMILY CHILD CARE HOME**” MEANS A RESIDENCE IN WHICH
20 **FAMILY CHILD CARE IS PROVIDED FOR AT LEAST 9 BUT NOT MORE THAN 12**
21 **CHILDREN**.

22 (j) (1) “License” means a license issued by the Administration under this
23 subtitle.

24 (2) “License” includes:

25 (i) a child placement agency license;

26 (ii) a child care home license;

27 (iii) a child care institution license; and

28 (iv) a residential educational facility license.

29 (k) “Local board” means a local citizen board of review for children in
30 out-of-home care.

31 (l) “Out-of-home care” means:

1 (1) out-of-home placement; and

2 (2) the monitoring of and services provided to a child in aftercare
3 following a child's out-of-home placement.

4 (m) "Out-of-home placement" means placement of a child into foster care,
5 kinship care, group care, or residential treatment care.

6 (n) "Residential educational facility" means:

7 (1) a facility that:

8 (i) provides special education and related services for students
9 with disabilities;

10 (ii) holds a certificate of approval issued by the State Board of
11 Education; and

12 (iii) provides continuous 24-hour care and supportive services to
13 children in a residential setting; or

14 (2) one of the following schools:

15 (i) the Benedictine School;

16 (ii) the Linwood School;

17 (iii) the Maryland School for the Blind; or

18 (iv) the Maryland School for the Deaf.

19 (o) "Residential treatment care" means continuous 24-hour care and
20 supportive services for a minor child placed in a facility that provides formal programs
21 of basic care, social work, and health care services.

22 (p) "State Board" means the State Citizens Review Board for Children.

23 (q) "Unregistered family [day] CHILD care home" means a residence in
24 which family [day] CHILD care is provided and in which the [day] CHILD care
25 provider:

26 (1) has not obtained a certificate of registration from the ~~Department~~
27 **STATE DEPARTMENT OF EDUCATION**;

28 (2) is not related by blood or marriage to each child in the provider's
29 care;

1 (3) is not a friend of each child's parents or legal guardian and is
2 providing care on a regular basis; and

3 (4) has not received the care of the child from a child placement
4 agency licensed by the Administration or by a local department.

5 (r) "Voluntary placement agreement" means a binding, written agreement
6 voluntarily entered into between a local department and the parent or legal guardian
7 of a minor child that specifies, at a minimum, the legal status of the child and the
8 rights and obligations of the parent or legal guardian, the child, and the local
9 department while the child is in placement.

10 5-502.

11 (b) It is the policy of this State:

12 (3) to encourage the development of [day] **CHILD** care services for
13 minor children in a safe, healthy, and homelike environment.

14 5-505.

15 (b) This section applies only to foster homes, family [day] **CHILD** care homes,
16 **LARGE FAMILY CHILD CARE HOMES**, and child care centers in the State.

17 **Part V. Family [Day] CHILD Care Homes AND LARGE FAMILY CHILD CARE**
18 **HOMES.**

19 5-550.

20 (c) "Direct Grant Fund" means the Family [Day] **CHILD** Care Provider
21 Direct Grant Fund.

22 (d) "Family [day] **CHILD** care provider" means an individual who cares for
23 ~~no more than eight~~ children in a registered family ~~day~~ **CHILD** care home **OR A**
24 **REGISTERED LARGE FAMILY CHILD CARE HOME.**

25 5-550.1.

26 (a) The Department shall implement a system of registration for family
27 [day] **CHILD** care homes **AND LARGE FAMILY CHILD CARE HOMES.**

28 (b) The purpose of registration of family [day] **CHILD** care homes **AND**
29 **LARGE FAMILY CHILD CARE HOMES** is to:

1 (1) protect the health, safety, and welfare of children while they are in
2 family [day] CHILD care;

3 (2) identify family [day] CHILD care homes AND LARGE FAMILY
4 CHILD CARE HOMES;

5 (3) provide basic technical assistance and child care information to
6 [day] CHILD care providers; and

7 (4) minimize the regulatory rigidity often associated with licensing.

8 (c) The system of registration is intended to promote a high degree of
9 flexibility in the regulation of family [day] CHILD care homes AND LARGE FAMILY
10 CHILD CARE HOMES while assuring the health and safety of children who are cared
11 for in family [day] CHILD care homes AND LARGE FAMILY CHILD CARE HOMES.

12 5-551.

13 (a) The Department shall adopt regulations that relate to the registration of
14 family [day] CHILD care homes AND LARGE FAMILY CHILD CARE HOMES.

15 (b) So far as practicable, the regulations shall be uniform with the rules and
16 regulations adopted by other State agencies as those rules and regulations relate to
17 other types of [day] CHILD care.

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

19 (1) minimum standards of environmental health and safety, including
20 provisions for:

21 (i) adequate and safe physical surroundings, including
22 requirements for window coverings in accordance with § 5-505 of this subtitle;

23 (ii) the physical and mental health of [day] CHILD care
24 providers; and

25 (iii) investigation of any criminal record of a [day] CHILD care
26 provider;

27 (2) a thorough evaluation of each prospective family [day] CHILD care
28 home, LARGE FAMILY CHILD CARE HOME, and [day] CHILD care provider, to be
29 completed before the Department accepts an initial registration;

30 (3) an initial family [day] CHILD care registration that expires 2 years
31 after its effective date;

- 1 (4) a continuing family [day] CHILD care registration that:
- 2 (i) upon application by the [day] CHILD care provider that
3 meets the requirements set by the Department, is issued to the provider before the
4 end of the initial registration period; and
- 5 (ii) once issued, remains in effect until surrendered, suspended,
6 revoked, or replaced by a conditional registration;
- 7 (5) reporting of any changed circumstances that relate to the
8 requirements, by the [day] CHILD care provider, at the time the change occurs;
- 9 (6) an orientation to be provided to prospective [day] CHILD care
10 providers by the Department before initial registration;
- 11 (7) announced inspection by the Department of each registered family
12 [day] CHILD care home AND LARGE FAMILY CHILD CARE HOME prior to issuance of
13 an initial or continuing registration to determine whether applicable requirements are
14 being met;
- 15 (8) unannounced inspection by the Department of each registered
16 family [day] CHILD care home AND LARGE FAMILY CHILD CARE HOME at least once
17 during each 12-month period that an initial or continuing registration is in effect to
18 determine whether safe and appropriate child care is being provided;
- 19 (9) procedures to be followed by the Department in response to a
20 complaint about a family [day] CHILD care home OR LARGE FAMILY CHILD CARE
21 HOME;
- 22 (10) a requirement that a person who advertises a family [day] CHILD
23 care home, LARGE FAMILY CHILD CARE HOME, or family [day] CHILD care service
24 shall:
- 25 (i) indicate in the advertisement that the family [day] CHILD
26 care home OR LARGE FAMILY CHILD CARE HOME is registered; and
- 27 (ii) display in the advertisement the registration number issued
28 to the family [day] CHILD care home, LARGE FAMILY CHILD CARE HOME, or family
29 ~~day~~ CHILD care service by the Department;
- 30 (11) a requirement that each registered [day] CHILD care provider
31 shall hold a current certificate indicating successful completion of approved:
- 32 (i) basic first aid training through the American Red Cross or
33 through a program with equivalent standards; and

1 (ii) cardiopulmonary resuscitation (CPR) training through the
2 American Heart Association or through a program with equivalent standards
3 appropriate for the ages of children for whom care is provided in the family [day]
4 **CHILD** care home **OR LARGE FAMILY CHILD CARE HOME**; and

5 (12) (i) a requirement that a family [day] **CHILD** care home **OR**
6 **LARGE FAMILY CHILD CARE HOME** that receives notice of a contaminated drinking
7 water supply from the family [day] **CHILD** care home's **OR LARGE FAMILY CHILD**
8 **CARE HOME'S** supplier of water, in accordance with § 9-410 of the Environment
9 Article or otherwise, send notice of the drinking water contamination to the parent or
10 legal guardian of each child attending the family [day] **CHILD** care home **OR LARGE**
11 **FAMILY CHILD CARE HOME**; and

12 (ii) a requirement that the notice sent by the family [day]
13 **CHILD** care home **OR LARGE FAMILY CHILD CARE HOME** shall:

14 1. be sent within 10 business days after receipt of the
15 notice of contamination from the family [day] **CHILD** care home's **OR LARGE FAMILY**
16 **CHILD CARE HOME'S** water supplier;

17 2. be in writing;

18 3. identify the contaminants and their levels in the
19 family [day] **CHILD** care home's **OR LARGE FAMILY CHILD CARE HOME'S** water
20 supply; and

21 4. describe the family [day] **CHILD** care home's **OR**
22 **LARGE FAMILY CHILD CARE HOME'S** plan for dealing with the water contamination
23 problem until the family [day] **CHILD** care home's **OR LARGE FAMILY CHILD CARE**
24 **HOME'S** water is determined by the appropriate authority to be safe for consumption.

25 (d) The Department shall adopt regulations that:

26 (1) require a family [day] **CHILD** care provider to have a written
27 emergency preparedness plan for emergency situations that require evacuation,
28 sheltering in place, or other protection of children such as in the event of fire, natural
29 disaster, or other threatening situation that may pose a health or safety hazard to the
30 children in the family [day] **CHILD** care home **OR LARGE FAMILY CHILD CARE**
31 **HOME**;

32 (2) require the plan under item (1) of this subsection to include:

33 (i) a designated relocation site and evacuation route;

1 (ii) procedures for notifying parents or other adults responsible
2 for the child of the relocation;

3 (iii) procedures to address the needs of individual children
4 including children with special needs;

5 (iv) procedures for the reassignment of staff duties during an
6 emergency, as appropriate; and

7 (v) procedures for communicating with local emergency
8 management officials or other appropriate State or local authorities; and

9 (3) require a family [day] CHILD care provider to train staff and
10 ensure that staff are familiar with the plan.

11 5-552.

12 (a) Except as otherwise provided in this section, a family [day] CHILD care
13 home OR LARGE FAMILY CHILD CARE HOME may not operate unless it is registered.

14 (b) A family [day] CHILD care home is not required to be registered if the
15 [day] CHILD care provider:

16 (1) is related to each child by blood or marriage;

17 (2) is a friend of each child's parents or legal guardian and the care is
18 provided on an occasional basis; or

19 (3) has received the care of the child from a child placement agency
20 licensed by the ~~Administration~~ STATE DEPARTMENT OF HUMAN RESOURCES or by
21 a local department OF SOCIAL SERVICES.

22 (c) A person may not advertise a family [day] CHILD care home, LARGE
23 FAMILY CHILD CARE HOME, or family [day] CHILD care service unless the family
24 [day] CHILD care home OR LARGE FAMILY CHILD CARE HOME is registered under
25 the provisions of this Part V of this subtitle.

26 (d) An employee of the Department charged with the investigation and
27 enforcement of child care regulations may serve a civil citation to a person found in
28 violation of this section.

29 5-553.

30 (a) For purposes of this Part V of this subtitle, a [day] CHILD care provider's
31 own children under the age of 2 years shall be counted as children served.

1 ~~(b) (1) At any given time, a [day] CHILD care provider:~~

2 ~~(I) IN A FAMILY CHILD CARE HOME, may not care for more~~
3 ~~than 8 children, of whom no more than 4 may be under the age of 2 years; AND~~

4 ~~(II) IN A LARGE FAMILY CHILD CARE HOME, MAY NOT CARE~~
5 ~~FOR MORE THAN 12 CHILDREN.~~

6 ~~(2) An adult to child ratio of at least 1 adult to every 2 children under~~
7 ~~the age of 2 years shall be maintained at all times.~~

8 **(B) (1) IN A FAMILY CHILD CARE HOME:**

9 **(I) THERE MAY NOT BE MORE THAN:**

10 **1. 8 CHILDREN IN CARE AT ANY GIVEN TIME; AND**

11 **2. 4 CHILDREN UNDER THE AGE OF 2 YEARS; AND**

12 **(II) THERE SHALL BE AN ADULT TO CHILD RATIO OF AT**
13 **LEAST 1 ADULT TO EVERY 2 CHILDREN UNDER THE AGE OF 2 YEARS.**

14 **(2) IN A LARGE FAMILY CHILD CARE HOME:**

15 **(I) THERE MAY NOT BE MORE THAN 12 CHILDREN IN CARE**
16 **AT ANY GIVEN TIME; AND**

17 **(II) THERE SHALL BE A LIMIT ON THE NUMBER OF**
18 **CHILDREN UNDER THE AGE OF 2 YEARS AND AN ADULT TO CHILD RATIO THAT**
19 **~~COMPLIES~~ COMPLY WITH REGULATIONS ADOPTED BY THE DEPARTMENT UNDER**
20 **§ 5-551 OF THIS PART V OF THIS SUBTITLE.**

21 (c) If the Department determines that the group size provisions of subsection
22 (b) of this section are unsuitable for a particular family [day] CHILD care home OR
23 LARGE FAMILY CHILD CARE HOME, the Department may decrease the number of
24 children permitted to be in care at that family [day] CHILD care home OR LARGE
25 FAMILY CHILD CARE HOME.

26 5-554.

27 (a) A registration under this Part V of this subtitle may be revoked, a [day]
28 CHILD care provider may appeal from the revocation, and the operation of an
29 unregistered family [day] CHILD care home may be enjoined.

30 5-554.1.

1 (a) The State Superintendent or other authorized official or employee of the
2 Department may apply to a judge of the District Court or a circuit court for an
3 administrative search warrant to enter any unregistered family [day] **CHILD** care
4 home to conduct any inspection required or authorized by law to determine compliance
5 with the provisions of this subtitle relating to family [day] **CHILD** care homes.

6 (c) A judge of a District Court or circuit court in the jurisdiction in which the
7 unregistered family [day] **CHILD** care home is located may issue an administrative
8 search warrant on finding that:

9 (1) the Department has reasonably sought and been denied access to
10 an unregistered family [day] **CHILD** care home for the purpose of making an
11 inspection;

12 (2) the requirements of subsection (b) of this section are met;

13 (3) the official or employee of the Department is authorized or
14 required by law to make an inspection of the unregistered family [day] **CHILD** care
15 home for which the warrant is sought; and

16 (4) the Department has shown probable cause for the issuance of the
17 warrant by specific evidence:

18 (i) of an existing violation of § 5–552 of this subtitle; and

19 (ii) that the health, safety, and welfare of the children in the
20 unregistered family [day] **CHILD** care home are substantially threatened due to
21 conditions in the UNREGISTERED family [day] **CHILD** care home.

22 (e) (1) An administrative search warrant issued under this section
23 authorizes the State Superintendent and other officials or employees of the State
24 Department of Education or the Department of Human Resources to enter the
25 specified property to perform the inspection and other functions authorized by law to
26 determine compliance with the provisions of this subtitle relating to family [day]
27 **CHILD** care homes AND LARGE FAMILY CHILD CARE HOMES.

28 5–555.

29 (a) The Department shall prepare and, as needed, update an informational
30 pamphlet for parents of children in family [day] **CHILD** care.

31 (b) The pamphlet shall contain:

32 (1) an outline of family [day] **CHILD** care regulations;

1 (c) The Department shall make the pamphlet available to [day] CHILD care
2 providers for distribution to parents.

3 5-556.

4 (a) In addition to any other provision of law relating to child abuse and
5 neglect, a local department that receives a report of suspected child abuse under §
6 5-704 or § 5-705 of this title that concerns a family [day] CHILD care home OR
7 LARGE FAMILY CHILD CARE HOME shall notify the State Superintendent's designee
8 within 48 hours.

9 (f) Upon request, the Department of State Police shall provide technical
10 assistance to a local law enforcement agency which is investigating a report of
11 suspected child abuse concerning a family [day] CHILD care home OR LARGE FAMILY
12 CHILD CARE HOME.

13 5-556.1.

14 Within 30 days after a child under the age of 6 years enters care in a family
15 [day] CHILD care home OR LARGE FAMILY CHILD CARE HOME, a parent or guardian
16 of the child shall provide to the family [day] CHILD care home OR LARGE FAMILY
17 CHILD CARE HOME evidence of an appropriate screening for lead poisoning. This
18 evidence may include documentation from the child's continuing care health care
19 provider that the child was screened through an initial questionnaire and was
20 determined not to be at risk for lead poisoning.

21 5-559.1.

22 (a) There is a Family [Day] CHILD Care Provider Direct Grant Fund
23 administered by the Department.

24 (b) To administer grants to family [day] CHILD care providers, the
25 Department may contract with State agencies and nonprofit organizations.

26 5-559.2.

27 (b) A grant made under this subtitle shall be awarded as a reimbursement
28 for the expenses incurred by a family [day] CHILD care provider to comply with State
29 and local regulations.

30 5-559.3.

31 (b) The Direct Grant Fund shall be used to:

32 (2) make grants to family [day] CHILD care providers.

1 (d) The amount of State general funds expended for grants to family [day]
2 **CHILD** care providers from the Direct Grant Fund may not exceed \$50,000 in each
3 year.

4 5-559.5.

5 (b) The application shall include:

6 (1) the identity and location of the family [day] **CHILD** care provider;

7 (2) an itemization of known and estimated costs;

8 (3) the total amount of funds required by the family [day] **CHILD** care
9 provider to comply with State and local regulations;

10 (4) the funds available to the applicant without financial assistance
11 from the Department;

12 (5) the amount of financial assistance sought from the Department;

13 (6) a statement from the family [day] **CHILD** care provider on how the
14 grant funds will be used;

15 (7) information that relates to the family income of the grant
16 applicant; and

17 (8) any other relevant information that the Department requests.

18 5-560.

19 (e) (2) For purposes of §§ 5-561(g), 5-564(a)(2)(i) and (c)(1)(i) and (2), and
20 5-567 of this subtitle, "employer" includes a child care resource and referral center, an
21 association of registered family [day] **CHILD** care providers, and an association of
22 licensed child care centers to the extent that the center or association establishes and
23 maintains a pool of individuals who are qualified to work as substitute or temporary
24 employees in a facility identified in § 5-561(b)(1) or (2) of this subtitle.

25 5-561.

26 (b) The following facilities shall require employees and employers to obtain a
27 criminal history records check under this Part VI of this subtitle:

28 (2) a family [day] **CHILD** care home **OR LARGE FAMILY CHILD CARE**
29 **HOME** required to be registered under Part V of this subtitle;

1 (c) The following individuals shall obtain a criminal history records check
2 under this Part VI of this subtitle:

3 (5) any adult known by a local department to be residing in:

4 (i) a family [day] **CHILD** care home *OR LARGE FAMILY CHILD*
5 *CARE HOME* required to be registered under this title;

6 5–564.

7 (b) (1) The Department shall provide an initial and a revised statement of
8 the applicant’s State criminal record to:

9 (ii) the State Department of Education if the applicant is an
10 employee of:

11 2. a family [day] **CHILD** care home *OR LARGE FAMILY*
12 *CHILD CARE HOME* that is required to be registered under Part V of this subtitle.

13 5–570.

14 (c) (3) “Child care center” does not include:

15 (iv) a family [day] **CHILD** care home *OR LARGE FAMILY CHILD*
16 *CARE HOME* that is required to be registered or is registered under this subtitle.

17 5–573.

18 (b) These rules and regulations shall:

19 (1) ensure safe and sanitary conditions in child care centers;

20 (2) ensure proper care, protection, and supervision of children in child
21 care centers;

22 (3) ensure the health of children in child care centers by:

23 (i) monitoring children for signs and symptoms of child abuse;

24 (ii) instructing licensees and staff concerning child abuse
25 detection and reporting;

26 (iii) monitoring health practices to help prevent the spread of
27 disease; and

1 (iv) monitoring the care of infants and children with special
2 needs;

3 (4) promote the sound growth and development of children in child
4 care centers;

5 (5) [encourage the care of children in a homelike environment by
6 reflecting the impracticability of conforming a residence to standards that are
7 appropriate for institutions and otherwise providing for centers that are in residences
8 or other facilities and serve between 7 and 12 children and facilities having 6 or fewer
9 children required to be licensed under § 5-574 of this subtitle;

10 (6)] carry out otherwise the purposes and requirements of this Part VII
11 of this subtitle, including imposition of intermediate sanctions to ensure compliance;

12 [(7)] (6) prohibit a child from remaining at a child care center for
13 more than 14 hours in 1 day unless the Department issues an exception for that child
14 based on guidelines set by the State Superintendent;

15 [(8)] (7) (i) require that a child care center have in attendance at
16 all times at least 1 individual who is responsible for supervision of children, including
17 children on field trips, and who holds a current certificate indicating successful
18 completion of approved:

19 1. basic first aid training through the American Red
20 Cross or through a program with equivalent standards; and

21 2. cardiopulmonary resuscitation (CPR) training
22 through the American Heart Association or through a program with equivalent
23 standards appropriate for the ages of children for whom care is provided in the child
24 care center; and

25 (ii) require that a child care center serving more than 20
26 children have in attendance certificate holders described in item (i) of this item in a
27 ratio of at least 1 certificate holder for every 20 children;

28 [(9)] (8) (i) require that a child care center that receives notice of
29 a contaminated drinking water supply from the child care center's supplier of water, in
30 accordance with § 9-410 of the Environment Article or otherwise, send notice of the
31 drinking water contamination to the parent or legal guardian of each child attending
32 the child care center; and

33 (ii) require that the notice sent by the child care center shall:

34 1. be sent within 10 business days after receipt of the
35 notice of contamination from the child care center's water supplier;

1 (6) at least two family [day] CHILD care providers, appointed by the
2 State Superintendent; and

3 (f) (2) A member of the Council who is a user of child care services, a
4 family [day] CHILD care provider, or a child care provider from a child care center is
5 entitled to reimbursement for expenses under the Standard State Travel Regulations,
6 as provided in the State budget.

7 5-594.

8 (c) "Child care provider" means a family [day] CHILD care provider or a
9 child care center.

10 (e) "Family [day] CHILD care provider" has the meaning stated in § 5-550(d)
11 of this subtitle.

12 5-594.3.

13 (d) Grants made under this part shall be limited to:

14 (3) family [day] CHILD care homes AND LARGE FAMILY CHILD CARE
15 HOMES that serve children who receive child care subsidies through the purchase of
16 child care program.

17 5-1308.

18 (c) (3) The performance reviews shall determine whether:

19 (v) the foster parent or kinship care provider is receiving all
20 services necessary to meet the needs of the child, including [day] CHILD care, respite
21 care, and other support services.

22 6-103.

23 (c) The Department of Human Resources shall:

24 (4) to the extent possible, coordinate delivery of education, health care,
25 mental health care, employment services, and child [day] care services to single
26 parents by public and private agencies; and

27 ~~14-202.~~

28 (a) ~~The adult protective services program shall include:~~

1 ~~(3) assistance to locate, apply for, and effectively use home care, [day]~~
 2 ~~CHILD care, chore services, transportation, counseling, emergency arrangements, and~~
 3 ~~other health and social services;~~

4 SECTION 2. AND BE IT FURTHER ENACTED, That, on or before January 1,
 5 2012, the State Department of Education shall adopt regulations that relate to the
 6 registration of large family child care homes, as required under § 5-551(a) of the
 7 Family Law Article, as enacted by Section 1 of this Act.

8 SECTION ~~2.~~ 3. AND BE IT FURTHER ENACTED, That the publisher of the
 9 Annotated Code, in consultation with and subject to the approval of the Department of
 10 Legislative Services, shall change any ~~reference~~ references to “family day care” to be
 11 “family child care”, “family day care home” to be “family child care home”, and “day
 12 care provider” to be “child care provider”, throughout the Annotated Code. These
 13 changes are intended by the General Assembly to be nonsubstantive changes that are
 14 consistent with the intent of this Act.

15 SECTION 4. AND BE IT FURTHER ENACTED, That Sections 1 and 3 of this
 16 Act shall take effect January 1, 2012.

17 SECTION ~~3.~~ 5. AND BE IT FURTHER ENACTED, That, except as provided in
 18 Section 4 of this Act, this Act shall take effect ~~October~~ July 1, 2011.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.