

**SB0312/216281/1**

BY: Health and Government Operations Committee

AMENDMENTS TO SENATE BILL 312  
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “or a law enforcement officer to visit and serve a certain civil citation to” and substitute “or the State Fire Marshal, a deputy State fire marshal, a special assistant State fire marshal, or a local fire marshal to visit, and authorizing the employees of the Department to serve a civil citation to,”; in line 8, after “Department” insert “, the Department sends a warning letter to the child care provider or child care center, and the child care provider or child care center does not respond within a certain period of time or responds in a certain manner”; and strike beginning with “authorizing” in line 9 down through the semicolon in line 14 and substitute “authorizing the State Fire Marshal, a deputy State fire marshal, a special assistant State fire marshal, or a local fire marshal to take certain actions authorized by law; authorizing a certain penalty for advertising certain child care services without being licensed;”.

On page 2, in line 10, strike “through (g)” and substitute “and (f)”.

AMENDMENT NO. 2

On page 4, strike beginning with “**IF**” in line 28 down through “**AN**” in line 30 and substitute “**AN**”; in line 32, strike “**OR A LAW ENFORCEMENT OFFICER**” and substitute “**, THE STATE FIRE MARSHAL, A DEPUTY STATE FIRE MARSHAL, A SPECIAL ASSISTANT STATE FIRE MARSHAL, OR A LOCAL FIRE MARSHAL**”; and in the same line, strike “**AND**” and substitute “**OF A CHILD CARE PROVIDER, AND THE EMPLOYEE OF THE DEPARTMENT MAY**”.

On page 5, in line 2, after “**CARE**” insert “**IF**”.

(Over)

(I) THE CHILD CARE PROVIDER ADVERTISES A FAMILY CHILD CARE HOME OR LARGE FAMILY CHILD CARE HOME THAT IS NOT REGISTERED UNDER THE PROVISIONS OF THIS PART V OF THIS SUBTITLE;

(II) THE DEPARTMENT SENDS A WARNING LETTER TO THE CHILD CARE PROVIDER; AND

(III) THE CHILD CARE PROVIDER:

1. DOES NOT RESPOND TO THE DEPARTMENT WITHIN 10 BUSINESS DAYS AFTER THE DEPARTMENT SENDS THE WARNING LETTER; OR

2. RESPONDS TO THE DEPARTMENT IN A MANNER THAT DOES NOT ADEQUATELY ADDRESS THE CHARGE IN THE WARNING LETTER.

(4) THE STATE FIRE MARSHAL, A DEPUTY STATE FIRE MARSHAL, A SPECIAL ASSISTANT STATE FIRE MARSHAL, OR A LOCAL FIRE MARSHAL WHO VISITS A CHILD CARE CENTER UNDER PARAGRAPH (3) OF THIS SUBSECTION MAY TAKE ANY ACTION AUTHORIZED UNDER § 6-316 OF THE PUBLIC SAFETY ARTICLE, THE STATE FIRE PREVENTION CODE, OR A LOCAL FIRE PREVENTION CODE”;

and in line 4, strike “OR A LAW ENFORCEMENT OFFICER”.

AMENDMENT NO. 3

On page 5, strike in their entirety lines 6 through 18, inclusive.

AMENDMENT NO. 4

On page 5, in lines 22, 23, and 29, in each instance, strike the brackets; in the same lines, strike “\$3,000”, “\$5,000”, and “\$2,500”, respectively.

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On page 6, in line 1, after “§ 5-552(A)” insert “OR (C)”; strike in their entirety lines 6 through 11, inclusive; in lines 3, 4, 5, 12, 14, and 19, in each instance, strike the brackets; and in lines 3, 4, 5, 12, 14, and 19, strike “\$500”, “\$1,000”, “\$2,500”, “(3)”, “(4)”, and “\$10,000”, respectively.

On page 9, in lines 3 and 4, in each instance, strike the brackets; in the same lines, strike “\$3,000” and “\$5,000”, respectively; in lines 11 and 26, in each instance, strike the brackets; in the same lines, strike “\$2,500” and “\$10,000”, respectively; strike beginning with “(1)” in line 12 down through “(2)” in line 18; and in line 18, strike “§ 5-574(E)” and substitute “§ 5-574(A) OR (E) OR § 5-582”.

AMENDMENT NO. 5

On page 8, strike beginning with “IF” in line 1 down through “AN” in line 2 and substitute “AN”; in line 4, strike “OR A LAW ENFORCEMENT OFFICER” and substitute “, THE STATE FIRE MARSHAL, A DEPUTY STATE FIRE MARSHAL, A SPECIAL ASSISTANT STATE FIRE MARSHAL, OR A LOCAL FIRE MARSHAL”; in line 5, strike “AND” and substitute “, AND THE EMPLOYEE OF THE DEPARTMENT MAY”; and in line 6, after “CARE” insert “IF:”

(I) A PERSON ADVERTISES A CHILD CARE CENTER THAT IS NOT LICENSED UNDER THE PROVISIONS OF THIS PART VII OF THIS SUBTITLE;

(II) THE DEPARTMENT SENDS A WARNING LETTER TO THE PERSON; AND

(III) THE PERSON:

1. DOES NOT RESPOND TO THE DEPARTMENT WITHIN 10 BUSINESS DAYS AFTER THE DEPARTMENT SENDS THE WARNING LETTER; OR

(Over)

**2.    RESPONDS TO THE DEPARTMENT IN A MANNER THAT DOES NOT ADEQUATELY ADDRESS THE CHARGE IN THE WARNING LETTER.**

**(5)    THE STATE FIRE MARSHAL, A DEPUTY STATE FIRE MARSHAL, A SPECIAL ASSISTANT STATE FIRE MARSHAL, OR A LOCAL FIRE MARSHAL WHO VISITS A CHILD CARE CENTER UNDER PARAGRAPH (4) OF THIS SUBSECTION MAY TAKE ANY ACTION AUTHORIZED UNDER § 6-316 OF THE PUBLIC SAFETY ARTICLE, THE STATE FIRE PREVENTION CODE, OR A LOCAL FIRE PREVENTION CODE**”;

strike in their entirety lines 7 through 19, inclusive; in line 20, strike “(G)” and substitute “(F)”;

and in lines 21 and 22 and 28 and 29, in each instance, strike “OR A LAW ENFORCEMENT OFFICER”.