

SHB 2169 - S COMM AMD

By Committee on Human Services & Corrections

ADOPTED 04/19/2005

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** (1) Notwithstanding RCW 74.15.030, counties
4 with a population of three thousand or less may adopt and enforce
5 ordinances and regulations as provided in this act for family day-care
6 providers as defined in RCW 74.15.020(1)(f) as a twelve-month pilot
7 project. Before a county may regulate family day-care providers in
8 accordance with this act, it shall adopt ordinances and regulations
9 that address, at a minimum, the following: (a) The size, safety,
10 cleanliness, and general adequacy of the premises; (b) the plan of
11 operation; (c) the character, suitability, and competence of a family
12 day-care provider and other persons associated with a family day-care
13 provider directly responsible for the care of children served; (d) the
14 number of qualified persons required to render care; (e) the provision
15 of necessary care, including food, clothing, supervision, and
16 discipline; (f) the physical, mental, and social well-being of children
17 served; (g) educational and recreational opportunities for children
18 served; and (h) the maintenance of records pertaining to children
19 served.

20 (2) The county shall notify the department of social and health
21 services in writing sixty days prior to adoption of the family day-care
22 regulations required pursuant to this act. The transfer of
23 jurisdiction shall occur when the county has notified the department in
24 writing of the effective date of the regulations, and shall be limited
25 to a period of twelve months from the effective date of the
26 regulations. Regulation by counties of family day-care providers as
27 provided in this act shall be administered and enforced by those
28 counties. The department shall not regulate these activities nor shall
29 the department bear any civil liability under chapter 74.15 RCW for the
30 twelve-month pilot period. Upon request, the department shall provide

1 technical assistance to any county that is in the process of adopting
2 the regulations required by this act, and after the regulations become
3 effective.

4 (3) Any county regulating family day-care providers pursuant to
5 this act shall report to the governor and the appropriate committees of
6 the legislature concerning the outcome of the pilot project upon
7 expiration of the twelve-month pilot period. The report shall include
8 the ordinances and regulations adopted pursuant to subsection (1) of
9 this section and a description of how those ordinances and regulations
10 address the specific areas of regulation identified in subsection (1)
11 of this section.

12 NEW SECTION. **Sec. 2.** This act is necessary for the immediate
13 preservation of the public peace, health, or safety, or support of the
14 state government and its existing public institutions, and takes effect
15 immediately."

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16 On page 1, line 1 of the title, after "care;" strike the remainder
17 of the title and insert "creating a new section; and declaring an
18 emergency."

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