

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 2169

59th Legislature
2005 Regular Session

Passed by the House April 20, 2005
Yeas 96 Nays 1

Speaker of the House of Representatives

Passed by the Senate April 6, 2005
Yeas 46 Nays 2

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 2169** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 2169

AS AMENDED BY THE SENATE

Passed Legislature - 2005 Regular Session

State of Washington **59th Legislature** **2005 Regular Session**

By House Committee on Children & Family Services (originally sponsored by Representatives Walsh, Grant, Buri, Cox and Haler)

READ FIRST TIME 03/03/05.

1 AN ACT Relating to licensing of family day care; creating a new
2 section; and declaring an emergency.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

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

1 served; and (h) the maintenance of records pertaining to children
2 served.

3 (2) The county shall notify the department of social and health
4 services in writing sixty days prior to adoption of the family day-care
5 regulations required pursuant to this act. The transfer of
6 jurisdiction shall occur when the county has notified the department in
7 writing of the effective date of the regulations, and shall be limited
8 to a period of twelve months from the effective date of the
9 regulations. Regulation by counties of family day-care providers as
10 provided in this act shall be administered and enforced by those
11 counties. The department shall not regulate these activities nor shall
12 the department bear any civil liability under chapter 74.15 RCW for the
13 twelve-month pilot period. Upon request, the department shall provide
14 technical assistance to any county that is in the process of adopting
15 the regulations required by this act, and after the regulations become
16 effective.

17 (3) Any county regulating family day-care providers pursuant to
18 this act shall report to the governor and the appropriate committees of
19 the legislature concerning the outcome of the pilot project upon
20 expiration of the twelve-month pilot period. The report shall include
21 the ordinances and regulations adopted pursuant to subsection (1) of
22 this section and a description of how those ordinances and regulations
23 address the specific areas of regulation identified in subsection (1)
24 of this section.

25 NEW SECTION. **Sec. 2.** This act is necessary for the immediate
26 preservation of the public peace, health, or safety, or support of the
27 state government and its existing public institutions, and takes effect
28 immediately.

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