

E2SHB 1776 - S COMM AMD

By Committee on Human Services & Corrections

ADOPTED AND ENGROSSED 4/5/11

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

3 "NEW SECTION. **Sec. 1.** (1) The legislature finds that some
4 licensed child care centers seeking to operate in public schools incur
5 substantial costs to renovate spaces that are considered safe for
6 children to use for the purpose of education. Consequently, families
7 are forced to seek before or after school child care outside of the
8 school building, resulting in additional transitions for students.

9 (2) It is the legislature's intent to allow licensed child care
10 centers that serve school-age children to operate in facilities that
11 provide a safe and healthy environment for children to use for the
12 purpose of education. With respect to section 2(2) of this act, the
13 legislature intends that the development of any related child care
14 licensing requirements shall:

- 15 (a) Ensure safe and healthy environments for children;
16 (b) Utilize existing rule-making processes and resources;
17 (c) Utilize existing requirements as a starting point rather than
18 create an entirely new set of requirements; and
19 (d) Give due consideration to the burdens imposed by inconsistent
20 licensing requirements.

21 **Sec. 2.** RCW 43.215.200 and 2007 c 415 s 3 are each amended to read
22 as follows:

23 It shall be the director's duty with regard to licensing:
24 (1) In consultation and with the advice and assistance of persons
25 representative of the various type agencies to be licensed, to
26 designate categories of child care facilities for which separate or
27 different requirements shall be developed as may be appropriate whether
28 because of variations in the ages and other characteristics of the

1 children served, variations in the purposes and services offered or
2 size or structure of the agencies to be licensed, or because of any
3 other factor relevant thereto;

4 (2) In consultation with the state fire marshal's office, the
5 director shall use an interagency process to address health and safety
6 requirements for child care programs that serve school-age children and
7 are operated in buildings that contain public or private schools that
8 safely serve children during times in which school is in session;

9 (3) In consultation and with the advice and assistance of parents
10 or guardians, and persons representative of the various type agencies
11 to be licensed, to adopt and publish minimum requirements for licensing
12 applicable to each of the various categories of agencies to be licensed
13 under this chapter;

14 ~~((+3))~~ (4) In consultation with law enforcement personnel, the
15 director shall investigate the conviction record or pending charges of
16 each agency and its staff seeking licensure or relicensure, and other
17 persons having unsupervised access to children in care;

18 ~~((+4))~~ (5) To issue, revoke, or deny licenses to agencies pursuant
19 to this chapter. Licenses shall specify the category of care that an
20 agency is authorized to render and the ages and number of children to
21 be served;

22 ~~((+5))~~ (6) To prescribe the procedures and the form and contents
23 of reports necessary for the administration of this chapter and to
24 require regular reports from each licensee;

25 ~~((+6))~~ (7) To inspect agencies periodically to determine whether
26 or not there is compliance with this chapter and the requirements
27 adopted under this chapter;

28 ~~((+7))~~ (8) To review requirements adopted under this chapter at
29 least every two years and to adopt appropriate changes after
30 consultation with affected groups for child day care requirements; and

31 ~~((+8))~~ (9) To consult with public and private agencies in order to
32 help them improve their methods and facilities for the care and early
33 learning of children."

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1 On page 1, line 2 of the title, after "buildings;" strike the
2 remainder of the title and insert "amending RCW 43.215.200; and
3 creating a new section."

EFFECT: Allows use of existing processes for review of regulations. DEL must consult with the Washington State Building Code Council. Changes focus to health and safety regulations relating to child care programs which serve school-age children in buildings operated as public or private schools.

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