
ENGROSSED SECOND SUBSTITUTE HOUSE BILL 1776

State of Washington

62nd Legislature

2011 Regular Session

By House Education Appropriations & Oversight (originally sponsored by Representatives Frockt, Eddy, Dickerson, Carlyle, Maxwell, Fitzgibbon, Roberts, Pedersen, Hudgins, Ryu, Kenney, and Stanford)

READ FIRST TIME 02/24/11.

1 AN ACT Relating to licensing requirements for child care centers
2 located in publicly owned buildings; amending RCW 43.215.200; and
3 creating a new section.

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

5 NEW SECTION. **Sec. 1.** (1) The legislature finds that some licensed
6 child care centers seeking to operate in publicly owned or operated
7 buildings, such as public schools or municipal centers, incur
8 substantial costs to renovate spaces which have otherwise been deemed
9 safe for children to use for other purposes, such as public education.
10 Consequently, families have been forced to seek before or after school
11 child care outside of the school building, resulting in additional
12 transitions for students.

13 (2) It is the legislature's intent to allow licensed child care
14 centers to operate in facilities that have otherwise been deemed safe
15 and healthy for children to use for other purposes, such as public
16 education. With respect to section 2(2) of this act, the legislature
17 intends that the development of any related child care licensing
18 requirements shall:

19 (a) Ensure safe and healthy environments for children;

- 1 (b) Utilize existing rule-making processes and resources;
- 2 (c) Utilize existing requirements as a starting point rather than
- 3 create an entirely new set of requirements; and
- 4 (d) Not overburden child care centers with additional licensing
- 5 requirements.

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

8 It shall be the director's duty with regard to licensing:

9 (1) In consultation and with the advice and assistance of persons
10 representative of the various type agencies to be licensed, to
11 designate categories of child care facilities for which separate or
12 different requirements shall be developed, including child care centers
13 under subsection (2) of this section, as may be appropriate whether
14 because of variations in the ages and other characteristics of the
15 children served, variations in the purposes and services offered or
16 size or structure of the agencies to be licensed, or because of any
17 other factor relevant thereto;

18 (2) In consultation with the state fire marshal's office, the
19 director shall use an interagency process to address requirements for
20 child care centers operated in publicly owned or operated buildings,
21 such as public schools or municipal centers, in which there are
22 existing prekindergarten or school age educational programs;

23 (3) In consultation and with the advice and assistance of parents
24 or guardians, and persons representative of the various type agencies
25 to be licensed, to adopt and publish minimum requirements for licensing
26 applicable to each of the various categories of agencies to be licensed
27 under this chapter;

28 ((+3)) (4) In consultation with law enforcement personnel, the
29 director shall investigate the conviction record or pending charges of
30 each agency and its staff seeking licensure or relicensure, and other
31 persons having unsupervised access to children in care;

32 ((+4)) (5) To issue, revoke, or deny licenses to agencies pursuant
33 to this chapter. Licenses shall specify the category of care that an
34 agency is authorized to render and the ages and number of children to
35 be served;

36 ((+5)) (6) To prescribe the procedures and the form and contents

1 of reports necessary for the administration of this chapter and to
2 require regular reports from each licensee;

3 (~~(6)~~) (7) To inspect agencies periodically to determine whether
4 or not there is compliance with this chapter and the requirements
5 adopted under this chapter;

6 (~~(7)~~) (8) To review requirements adopted under this chapter at
7 least every two years and to adopt appropriate changes after
8 consultation with affected groups for child day care requirements; and

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

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