

## **SB 813 -1, -2 STAFF MEASURE SUMMARY**

### **Senate Committee On Human Services**

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**Meeting Dates:** 2/26, 3/21

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#### **WHAT THE MEASURE DOES:**

Requires Office of Child Care to make reasonable attempt to identify any facility about which it receives a complaint if the complaint includes: the name of the child in a facility; the name of a provider, facility owner or operator or employee; the name of a facility; the phone number of a facility; or physical address of a facility. Allows Early Learning Council to adopt definition of 'serious complaint' by rule and requires definition include notifications or reports of alleged child abuse received by the Office of Child Care. Allows Early Learning Council to adopt definition of 'regulated subsidy facility' by rule. Declares emergency, effective on passage.

#### **ISSUES DISCUSSED:**

##### **EFFECT OF AMENDMENT:**

-1 Clarifies facilities identified by Office of Child Care to be child care facilities. Removes requirement that definition of 'serious complaint' include notifications or reports of alleged child abuse received by the Office of Child Care.

*REVENUE: No revenue impact.*

*FISCAL: No fiscal impact.*

-2 Clarifies facilities identified by Office of Child Care to be child care facilities. Requires Office of Child Care to make reasonable attempt to identify any facility about which it receives a complaint if the complaint includes specified, identifiable information.

*REVENUE: May have revenue impact, but no statement yet issued.*

*FISCAL: May have fiscal impact, but no statement yet issued.*

##### **BACKGROUND:**

Child care facilities include day nurseries, nursery schools, child care centers, certified or registered family child care homes, or similar entities that care for children operating under any name. Child care providers must be licensed, registered, or certified with the Office of Child Care (OCC) within the Early Learning Division (ELD) of the Department of Education. The OCC licenses roughly 1,000 certified child care centers, 350 certified family child care homes, and 4,000 registered family child care homes, and collects and publishes information on preschool and school-age recorded programs.

All child care staff and any individual who may have unsupervised access to children (e.g., adults living in the home, volunteers, maintenance staff, office staff, and regular visitors) are subject to a background check and required to enroll in the Central Background Registry maintained by the OCC. The OCC also conducts on-site assessments of all complaints. The public can also search facilities online to find complaint information about active and pending licensees, as well as those found to be providing unlicensed or unlawful child care.

The OCC is authorized to conduct on-site investigations of child care facilities if illegal child care is alleged and is *required* to conduct such investigations if there is a serious complaint. Senate Bill 813 requires the OCC to make reasonable attempts to identify any facility about which it receives a complaint if the complaint includes enough detail to determine who the child is, or a provider, or owner, operator or employee, or specific information about

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the facility itself. The measure also allows the Early Learning Council to adopt a definition of 'serious complaint' by rule and requires the definition to include notifications or reports of alleged child abuse received by the OCC. Senate Bill 813 also allows the Early Learning Council to adopt a definition of 'regulated subsidy facility' by rule.

PRELIMINARY