

STATE OF OKLAHOMA

1st Session of the 45th Legislature (1995)

HOUSE BILL NO. 1836

By: Rhodes

AS INTRODUCED

An Act relating to children; amending 10 O.S. 1991, Section 402, as last amended by Section 2, Chapter 122, O.S.L. 1993 (10 O.S. Supp. 1994, Section 402), which relates to the Oklahoma Child Care Facilities Licensing Act; clarifying language; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 10 O.S. 1991, Section 402, as last amended by Section 2, Chapter 122, O.S.L. 1993 (10 O.S. Supp. 1994, Section 402), is amended to read as follows:

Section 402. As used in the Oklahoma Child Care Facilities Licensing Act, ~~Section 401 et seq. of this title:~~

1. "Child" or "minor" means any person who ~~has not attained the age of~~ is under eighteen (18) years of age;

2. "Child care facility" means any public or private residential facility, child placing agency, foster family home, group home, day care center, part-day child care program, or family day care home, providing either full-time or part-time care for children away from their own homes, and which is owned or controlled

by a political subdivision, a corporation, an unincorporated organization or association, or individual;

3. "Child placing agency" means a child welfare agency licensed to place children in foster family homes, group homes or adoptive homes;

4. "Full-time care" means continuous care given to a child beyond a minimum period of twenty-four (24) hours;

5. "Foster family home" means a family home, other than the home of a parent, stepparent, grandparent, brother, sister, uncle, or aunt, which provides full-time care for five or fewer children;

6. "Group homes" means homes providing full-time care and community-based services for more than five children but less than thirteen;

7. "Day care" means the provision of care and supervision of a child who resides in its own home or with relatives but is in the care of another person for part of the day who is conducting a family day care home or persons conducting a day care center;

8. "Family day care home" means a licensed or approved family home which provides care and protection for seven or fewer children for part of the twenty-four-hour day. The term "family day care home" shall not include informal arrangements which parents make independently with neighbors, friends, and others, or caretakers in the child's own home;

9. "Day care center" means a licensed or approved facility which provides care and supervision for eight or more children and which operates for more than thirty (30) hours per week. The term "day care center" shall not include informal arrangements which parents make independently with neighbors, friends, and others, or caretakers in the child's own home;

10. "Part-day child care program" means a licensed facility which provides care and supervision for eight or more children and

which operates for more than fifteen (15) but less than thirty (30) hours per week;

11. "Department" means the Department of Human Services;

12. "Commission" means the Commission for Human Services, the policy-making and general supervisory body of the Department; and

13. "Division" means the division of the Department of Human Services of the State of Oklahoma assigned responsibilities pursuant to the provisions of the Oklahoma Child Care Facilities Licensing Act.

SECTION 2. This act shall become effective November 1, 1995.

45-1-6365

KSM