

1 ENGROSSED HOUSE
2 BILL NO. 2840

By: Martin (Scott) of the House
and
Sparks of the Senate

3
4
5
6
7 An Act relating to children; amending 10 O.S. 2011,
8 Section 403, which relates to exemptions from the
9 Oklahoma Child Care Facilities Licensing Act;
10 exempting certain care; and providing an effective
11 date.

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

13 SECTION 1. AMENDATORY 10 O.S. 2011, Section 403, is
14 amended to read as follows:

15 Section 403. A. The provisions of the Oklahoma Child Care
16 Facilities Licensing Act shall not apply to:

17 1. Care provided in a child's own home or by relatives;

18 2. Care provided to one (1) child by an adult other than a
19 parent or relative;

20 3. Informal arrangements which parents make with friends or
21 neighbors for the occasional care of their children;

22 ~~3.~~ 4. Programs in which school-aged children are participating
23 in home-schooling;

24

1 ~~4.~~ 5. Programs that serve children three (3) years of age and
2 older and that are operated during typical school hours by a public
3 school district;

4 ~~5.~~ 6. Programs that serve children three (3) years of age and
5 older and that are operated during typical school hours by a private
6 school that offers elementary education in grades kindergarten
7 through third grade;

8 ~~6.~~ 7. Summer youth camps for children who are at least five (5)
9 years of age, that are accredited by a national standard-setting
10 agency or church camp accreditation program;

11 ~~7.~~ 8. Programs in which children attend on a drop-in basis and
12 parents are on the premises and readily accessible;

13 ~~8.~~ 9. A program of specialized activity or instruction for
14 children that is not designed or intended for child care purposes
15 including, but not limited to, scouts, 4-H clubs and summer resident
16 youth camps, and single-activity programs such as academics,
17 athletics, gymnastics, hobbies, art, music, dance and craft
18 instruction;

19 ~~9.~~ 10. Any child care facility that provides care and
20 supervision for fifteen (15) or fewer hours per week;

21 ~~10.~~ 11. Facilities whose primary purpose is medical treatment;

22 ~~11.~~ 12. Boarding schools that have education as their primary
23 purpose and that are recognized as accredited by the State Board of
24 Education. To be exempt, such programs shall:

- 1 a. have classroom facilities that are not used for
2 residential living,
3 b. not have been granted nor have assumed legal custody
4 of any child attending the facility, and
5 c. adhere to standard educational holiday and seasonal
6 recess periods to permit students reasonable
7 opportunities to return to their primary places of
8 residence with parents or legal guardians;

9 ~~12.~~ 13. Day treatment programs and maternity homes operated by
10 a licensed hospital; or

11 ~~13.~~ 14. Juvenile facilities certified by the Office of Juvenile
12 Affairs or certified by any other state agency authorized by law to
13 license such facilities.

14 B. The provisions of the Oklahoma Child Care Facilities
15 Licensing Act shall be equally incumbent upon all private and public
16 child care facilities.

17 SECTION 2. This act shall become effective November 1, 2012.
18
19
20
21
22
23
24

