

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 SENATE BILL 1856

By: Treat

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5
6 AS INTRODUCED

7 An Act relating to child care facilities; amending 10
8 O.S. 2011, Section 402, as amended by Section 1,
9 Chapter 308, O.S.L. 2013 (10 O.S. Supp. 2013, Section
10 402), which relates to definitions; clarifying
11 language; and providing an effective date.

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

13 SECTION 1. AMENDATORY 10 O.S. 2011, Section 402, as
14 amended by Section 1, Chapter 308, O.S.L. 2013 (10 O.S. Supp. 2013,
15 Section 402), is amended to read as follows:

16 Section 402. As used in the Oklahoma Child Care Facilities
17 Licensing Act:

18 1. "Adult" means an individual eighteen (18) years of age or
19 older;

20 2. "Child" or "minor" means any person who has not attained the
21 age of eighteen (18) years;

22 3. "Child care center" means a program that operates thirty
23 (30) or more hours per week;

1 4. "Child care facility" means any public or private child care
2 residential facility, child-placing agency, foster family home,
3 child care center, part-day program, out-of-school time program, day
4 camp, drop-in program, program for sick children, family child care
5 home, or large family child care home providing either full-time or
6 part-time care for children away from their own homes;

7 5. "Child-placing agency" means an agency that arranges for or
8 places a child in a foster family home, adoptive home, or
9 independent living program;

10 6. "Foster family home" means the private residence of a family
11 which provides foster care services to a child, and includes a
12 specialized foster home, a therapeutic foster family home, or a
13 kinship care home;

14 7. "Foster parent eligibility assessment" includes a criminal
15 background investigation, including, but not limited to, a national
16 criminal history records search based upon the submission of
17 fingerprints, a home assessment, and any other ~~assessment~~ evaluation
18 required by the Department of Human Services, the Office of Juvenile
19 Affairs, or any child-placing agency pursuant to the provisions of
20 Section 1-7-106 of Title 10A of the Oklahoma Statutes. A foster
21 parent eligibility assessment shall be similar to the procedures
22 used by the Department of Public Safety for determining suitability
23 of an individual for employment as a highway patrol officer;

24 8. "Department" means the Department of Human Services;

1 9. "Division" means the section within the Department that is
2 assigned responsibilities pursuant to the provisions of the Oklahoma
3 Child Care Facilities Licensing Act;

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

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

12 12. "Large family child care home" means a residential family
13 home which provides care and supervision for eight to twelve
14 children for part of the twenty-four-hour day;

15 13. "Part-day child care program" means a program that provides
16 care and supervision for children and that operates for more than
17 fifteen (15) and up to thirty (30) hours per week;

18 14. "Program" means the business entity that provides care,
19 supervision, and learning opportunities for children;

20 15. "Rap back" means a notification from the Oklahoma State
21 Bureau of Investigation to the Department of subsequent criminal
22 activity of individuals whose criminal background checks have been
23 completed pursuant to the requirements of the Oklahoma Child Care
24 Facilities Licensing Act;

1 16. "Residential child care facility" means a twenty-four-hour
2 residential facility where children live together with or are
3 supervised by adults who are not their parents or relatives;

4 17. "Responsible entity" means an individual who is authorized
5 to obligate the business; and

6 18. "Specialized service professional" means an individual from
7 an academic discipline or field of expertise who provides
8 individualized services to a child, such as behavioral or physical
9 therapists.

10 SECTION 2. This act shall become effective November 1, 2014.

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