

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 SENATE BILL NO. 1211

By: Griffin of the Senate

and

6 Cockroft and Munson of the
7 House

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9
10 COMMITTEE SUBSTITUTE

11 An Act relating to child care licensing; amending 10
12 O.S. 2011, Section 404, as last amended by Section 3,
13 Chapter 308, O.S.L. 2013 (10 O.S. Supp. 2015, Section
14 404), which relates to minimum requirements and
15 standards; requiring use of subcommittees to make
16 recommendations; deleting majority requirement for
17 committee membership; requiring committee inclusion
18 for consumer representation; specifying
19 representation for Child Care Facility Peer Review
20 Board; directing consultation of rule promulgation
21 with the Commission on Children and Youth; and
22 providing an effective date.

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

24 SECTION 1. AMENDATORY 10 O.S. 2011, Section 404, as last
amended by Section 3, Chapter 308, O.S.L. 2013 (10 O.S. Supp. 2015,
Section 404), is amended to read as follows:

1 Section 404. A. 1. The Department of Human Services shall
2 appoint advisory committees of representatives of child care
3 facilities and others to:

4 a. prepare minimum requirements and desirable standards
5 for promulgation by the Department, ~~and~~

6 b. provide advice regarding concerns brought by child
7 care facilities or referred by the Department to
8 assist facilities in meeting minimum requirements~~.,~~
9 and

10 c. utilize subcommittees to make recommendations of best
11 practices in licensing standards for child care
12 centers, family child care homes, residential child
13 care facilities, child-placing agencies and group
14 homes.

15 2. Committee members shall be appointed for a three-year term,
16 with a two-consecutive-term limit. ~~A majority of any committee~~
17 ~~appointed to prepare requirements and standards for child care~~
18 ~~facilities shall be representatives of child care facilities~~ The
19 committee shall include consumer representation for all categories
20 of facilities licensed by the Department.

21 3. The advisory committee shall create a Child Care Facility
22 Peer Review Board whose purpose shall be to participate in the
23 Department's grievance process. A majority of the Board shall be
24 representatives of child care facilities. The Department shall

1 promulgate rules specifying the duties of the Child Care Facility
2 Peer Review Board in the grievance process.

3 B. Child care facilities shall not allow children to be left
4 alone in the care of any person under eighteen (18) years of age.

5 C. The Department shall promulgate rules establishing minimum
6 requirements and desirable standards as may be deemed necessary or
7 advisable to carry out the provisions of the Oklahoma Child Care
8 Facilities Licensing Act.

9 D. Such rules shall not be promulgated until after consultation
10 with the State Department of Health, the State Department of
11 Education, the Oklahoma State Bureau of Investigation, the State
12 Fire Marshal, the Commission on Children and Youth and any other
13 agency deemed necessary by the Department. Not less than sixty (60)
14 days' notice, by regular mail, shall be given to all current
15 licensees before any changes are made in such rules.

16 E. In order to improve the standards of child care, the
17 Department shall advise and cooperate with licensees, the governing
18 bodies and staff of licensed child care facilities and assist the
19 staff through advice of progressive methods and procedures, and
20 suggestions for the improvement of services.

21 F. The Department may participate in federal programs for child
22 care services, and enter into agreements or plans on behalf of the
23 state for that purpose, in accordance with federal laws and
24 regulations.

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SECTION 2. This act shall become effective November 1, 2016.

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