

AMENDMENTS TO SENATE BILL NO. 439

Sponsor: SENATOR SCHWANK

Printer's No. 430

1 Amend Bill, page 2, lines 25 through 30, by striking out all
2 of said lines and inserting

3 "Child care." Care in lieu of parental care given for part
4 of the day to a child under 16 years of age away from their own
5 home. The term does not include child care furnished in places
6 of worship during religious services.

7 "Child care facility." Any of the following:

8 (1) A premises in which care is provided for a period
9 exceeding twenty-four hours for a child under 16 years of age
10 who is not a relative of the operator and who is not
11 accompanied by a parent, individual standing in loco parentis
12 or legal guardian. For purposes of this paragraph, the term
13 does not include a premises selected for care of a child by a
14 parent, individual standing in loco parentis or legal
15 guardian for a period of 30 days or less or a facility
16 operated under social service auspices.

17 (2) A premises in which child care is provided
18 simultaneously for seven or more children who are not
19 relatives of the operator, except a facility operated under
20 social service auspices.

21 (3) A home where child care is provided at any time to
22 no less than four children and no more than six children who
23 are not relatives of the caregiver.

24 Amend Bill, page 3, line 1, by striking out "(3)" and
25 inserting

26 (4)

27 Amend Bill, page 3, by inserting between lines 5 and 6

28 "Human Services Code." The act of June 13, 1967 (P.L.31,
29 No.21), known as the Human Services Code.

30 Amend Bill, page 3, line 24, by striking out "(a)"

31 Amend Bill, page 3, line 24, by striking out "Each child care
32 facility" and inserting

1 Each building in which a child care facility is in operation
2 Amend Bill, page 4, lines 2 through 9, by striking out all of
3 said lines and inserting

4 Section 5. Licensure.

5 (a) General rule.--Except as provided under subsection (b),
6 the Department of Human Services may not issue or renew a
7 license for a child care facility supervised or licensed under
8 Article IX or X of the Human Services Code if the child care
9 facility fails to meet the requirements under section 4.

10 (b) Provisional licensure.--If a child care facility
11 licensed under Article X of the Human Services Code is not in
12 compliance with the requirements of section 4, the Department of
13 Human Services may issue a provisional license in accordance
14 with section 1008 of the Human Services Code.

15 Amend Bill, page 4, line 11, by striking out "immediately"
16 and inserting
17 in 90 days