

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1095 Session of
2007

INTRODUCED BY FABRIZIO, DERMODY, DeLUCA, FRANKEL, CALTAGIRONE,
GEORGE, GOODMAN, GRUCELA, KIRKLAND, KORTZ, KOTIK, MANDERINO,
PALLONE, PARKER, PASHINSKI, PETRONE, SANTONI, SIPTROTH,
K. SMITH, SOLOBAY, SONNEY, STURLA, THOMAS, WOJNAROSKI,
YOUNGBLOOD AND YUDICHAK, APRIL 18, 2007

REFERRED TO COMMITTEE ON CHILDREN AND YOUTH, APRIL 18, 2007

AN ACT

1 Amending the act of June 13, 1967 (P.L.31, No.21), entitled "An
2 act to consolidate, editorially revise, and codify the public
3 welfare laws of the Commonwealth," providing for development
4 of regulations for subsidized child day-care providers.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. The act of June 13, 1967 (P.L.31, No.21), known
8 as the Public Welfare Code, is amended by adding a section to
9 read:

10 Section 215. Regulations for Subsidized Child Day Care
11 Providers.--(a) The department shall develop regulations for
12 individuals who directly provide child day care services which
13 are subsidized in whole or in part by Federal or State funds but
14 who are not otherwise subject to approval or licensure by the
15 department under Articles IX and X.

16 (b) The regulations shall cover basic health and safety
17 issues, including:

- 1 (1) mandatory criminal and child abuse clearance checks;
2 (2) prevention and control of infectious diseases;
3 (3) safety of the physical site, including smoke alarms and
4 storage of toxic substances, weapons and firearms; and
5 (4) availability of training for caregivers in child health,
6 safety and development.

7 (c) The regulations shall include procedures for determining
8 if a provider subject to this section meets the requirements set
9 forth in the regulations.

10 (d) No Federal or State funds for child day care services
11 shall be authorized unless the department determines that the
12 individual providing the child care is in compliance with the
13 regulations.

14 Section 2. The Department of Public Welfare shall promulgate
15 the regulations provided for in section 215 of the act within 60
16 days of the effective date of this section. Regulations under
17 this section shall not be subject to the act of June 25, 1982
18 (P.L.633, No.181), known as the Regulatory Review Act.

19 Section 3. This act shall take effect immediately.