

1 **CHILD CARE LICENSING ACT AMENDMENTS**

2 2019 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Karen Kwan**

5 Senate Sponsor: Lincoln Fillmore

6

7 **LONG TITLE**

8 **General Description:**

9 This bill amends the composition of the Child Care Center Licensing Committee.

10 **Highlighted Provisions:**

11 This bill:

12 ▶ amends the composition of the Child Care Center Licensing Committee to include
13 licensed health care professionals who specialize in pediatric health.

14 **Money Appropriated in this Bill:**

15 None

16 **Other Special Clauses:**

17 None

18 **Utah Code Sections Affected:**

19 AMENDS:

20 **26-39-200**, as enacted by Laws of Utah 2014, Chapter 322

22 *Be it enacted by the Legislature of the state of Utah:*

23 Section 1. Section **26-39-200** is amended to read:

24 **26-39-200. Child Care Center Licensing Committee.**

25 (1) (a) The Child Care Center Licensing Committee created in Section **26-1-7** shall be
26 comprised of seven members appointed by the governor and approved by the Senate in
27 accordance with this subsection.



- 28 (b) The governor shall appoint three members who:
- 29 (i) have at least five years of experience as an owner in or director of a for profit or
- 30 not-for-profit center based child care; and
- 31 (ii) hold an active license as a child care center from the department to provide center
- 32 based child care.
- 33 (c) (i) The governor shall appoint one member to represent each of the following:
- 34 (A) a parent with a child in center based child care;
- 35 (B) a child development expert from the state system of higher education;
- 36 (C) ~~a pediatrician~~ a health care professional who specializes in pediatric health and is
- 37 licensed in the state; and
- 38 (D) an architect licensed in the state.
- 39 (ii) Except as provided in Subsection (1)(c)(i)(B), a member appointed under
- 40 Subsection (1)(c)(i) may not be an employee of the state or a political subdivision of the state.
- 41 (d) At least one member described in Subsection (1)(b) shall at the time of appointment
- 42 reside in a county that is not a county of the first class.
- 43 (2) (a) Except as required by Subsection (2)(b), as terms of current members expire, the
- 44 governor shall appoint each new member or reappointed member to a four-year term ending
- 45 June 30.
- 46 (b) Notwithstanding the requirements of Subsection (2)(a), the governor shall, at the
- 47 time of appointment or reappointment, adjust the length of terms to ensure that the terms of
- 48 members are staggered so that approximately half of the licensing committee is appointed
- 49 every two years.
- 50 (c) Upon the expiration of the term of a member of the licensing committee, the
- 51 member shall continue to hold office until a successor is appointed and qualified.
- 52 (d) A member may not serve more than two consecutive terms.
- 53 (e) Members of the licensing committee shall annually select one member to serve as
- 54 chair who shall establish the agenda for licensing committee meetings.
- 55 (3) When a vacancy occurs in the membership for any reason, the governor, with the
- 56 consent of the Senate, shall appoint a replacement for the unexpired term.
- 57 (4) (a) The licensing committee shall meet at least every two months.
- 58 (b) The director may call additional meetings:

- 59 (i) at the director's discretion;
- 60 (ii) upon the request of the chair; or
- 61 (iii) upon the written request of three or more members.
- 62 (5) Three members of the licensing committee constitute a quorum for the transaction
- 63 of business.