# A BILL FOR AN ACT

RELATING TO FEES FOR CHILD CARE LICENSING AND REGISTRATION.

## BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1	SECTI	ON 1. Chapter 346, Hawaii Revised Statutes, is							
2	amended by adding a new section to be appropriately designated								
3	and to read as follows:								
4	"§346- Child care licensing and registration special								
5	fund. (a)	There is established within the state treasury, to							
6	be adminis	tered by the department, the child care licensing and							
7	registration special fund into which shall be deposited:								
8	(1)	All fees received from applicants for a license to							
9		operate group child care homes or group child care							
10		centers as provided in section 346-163 and from							
11		applicants for a certificate of registration for							
12		family child care homes as provided in section 346-							
13		<u>173;</u>							
14	(2)	Appropriations made by the legislature to the fund;							
15		and							
16	(3)	Any other revenues designated for the fund.							
17	(b)	Moneys in the child care licensing and registration							
18	special fu	nd shall be used for the following purposes:							



1	(1)	The costs of administering child care licensing and							
2		registration;							
3	(2) Furthering the provision of quality child care								
4		services; and							
5	(3)	Any other purpose deemed necessary by the department							
6		to ensure the health and safety of children.							
7	<u>(c)</u>	All interest on special fund balances shall accrue to							
8	the credit of the special fund. Upon dissolution of the child								
9	care licensing and registration special fund, any unencumbered								
10	moneys in the fund shall lapse to the credit of the general								
11	fund."								
12	SECTION 2. Section 346-163, Hawaii Revised Statutes, is								
13	amended to read as follows:								
14	"§346-163 Licenses and temporary permits. (a) If								
15	satisfied that the applicant meets the minimum standards								
16	established pursuant to section 346-162 and subject to the								
17	criminal history record checks and child abuse record checks of								
18	section 346-154, the department shall grant the applicant a								
19	license f	or the operation of a group child care home or group							
20	child car	e center, as the case may be. The license shall be							
21	valid for	:							

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1	(1)	One yea	ar for	new	applic	ants	and	for	those	who	have
2 .		been li	censed	for	less	than	four	yea	ars; a	nđ	

- 3 (2) Two years for those who have been licensed for four
- 4 years or more,
- 5 unless sooner revoked. Where the activities of the applicant
- 6 fall within the licensing requirements of the department of
- 7 education and this subpart, a license shall be required from
- 8 both the department of education and the department of human
- 9 services.
- 10 A temporary permit may be issued for a period of six months
- 11 at the department's discretion to any applicant who is
- 12 temporarily unable to conform to all of the minimum standards.
- 13 Renewal of the temporary permit shall be left to the
- 14 department's discretion; provided that the combined period of
- 15 the initial and subsequently renewed permits shall not exceed
- 16 twenty-four months. Licenses and permits shall be conspicuously
- 17 posted on the licensed premises.
- 18 (b) The department may establish reasonable fees for the
- 19 issuance or renewal of licenses and permits according to rules
- 20 adopted pursuant to chapter 91."
- 21 SECTION 3. Section 346-173, Hawaii Revised Statutes, is
- 22 amended to read as follows:

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- 1 "[+]§346-173[+] Procedure for registration. (a) A person
- 2 desiring to have the person's home registered as a family child
- 3 care home shall make application to the department. Upon
- 4 receipt of the application, the department shall conduct a study
- 5 of the applicant's qualifications, home, and proposed operation.
- 6 The department shall issue a certificate of registration to the
- 7 applicant which authorizes the applicant to operate a family
- 8 child care home if the department is satisfied that the premises
- 9 and proposed operation will be in compliance with the minimum
- 10 requirements established under section 346-172 and subject to
- 11 the criminal history record checks under section 346-154.
- 12 The provider shall operate and maintain the premises of the
- 13 family child care home in accordance with the minimum
- 14 requirements established under section 346-172 so long as
- 15 registered.
- 16 (b) The department may establish reasonable fees for the
- 17 issuance or renewal of certificates of registration according to
- 18 rules adopted pursuant to chapter 91."
- 19 SECTION 4. Statutory material to be repealed is bracketed
- 20 and stricken. New statutory material is underscored.
- 21 SECTION 5. This Act shall take effect upon its approval.

## Report Title:

Child Care; License or Certificate of Registration; Fees

## Description:

Allows the Department of Human Services to charge reasonable fees to obtain a child care license or certificate of registration and establishes a special fund. (HB2540 CD1)

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

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