
A BILL FOR AN ACT

RELATING TO EXEMPTIONS FROM CHILD CARE LICENSING.

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

1 SECTION 1. Section 346-152, Hawaii Revised Statutes, is
2 amended by amending subsection (a) to read as follows:

3 "(a) Nothing in this part shall be construed to include:

4 (1) A person caring for children related to the caregiver
5 by blood, marriage, or adoption;

6 (2) A person, group of persons, or facility caring for a
7 child less than six hours a week;

8 (3) A kindergarten, school, or child care program licensed
9 or certified by the department of education or the
10 United States Department of Defense and located on
11 federal property;

12 (4) A program that provides exclusively for a specialized
13 training or skill development for children, including
14 but not limited to programs providing activities such
15 as athletic sports, foreign language, the Hawaiian
16 language, dance, drama, music, or martial arts;

17 (5) A multiservice organization or community association,
18 duly incorporated under the laws of the State, that



1 operates for the purpose of promoting recreation,
2 health, safety, or social group functions for eligible
3 pupils in public and private schools through seventeen
4 years of age;

5 (6) Programs for children four years of age and older that
6 operate for no more than two consecutive calendar
7 weeks in a three-month period;

8 (7) A provider agency operating or managing a homeless
9 facility or any other program for homeless persons
10 authorized under part XVII;

11 (8) After-school, weekend, and summer recess programs
12 conducted by the department of education pursuant to
13 section 302A-408;

14 (9) Child care programs conducted by counties pursuant to
15 section 302A-408; provided that each county adopts
16 rules for its programs;

17 (10) Any person who enters a home in a child caring
18 capacity and only cares for children who are of that
19 household; and

20 (11) A person caring for two or fewer children unrelated to
21 the caregiver by blood, marriage, or adoption[~~and~~



~~(12) A child care program licensed by the Hawaii council of private schools. A child care program claiming an exemption under this paragraph shall submit an application for the exemption on a form provided by the department and shall provide to the department evidence that the licensing standards of the Hawaii council of private schools meet or exceed the department's standards for a comparable program, including a monitoring component. Upon application of a child care program for the exemption under this paragraph, the department shall have the discretion to determine whether the licensing standards of the Hawaii council of private schools meet or exceed the department's standards]."~~

SECTION 2. There is appropriated out of the general revenues of the State of Hawaii the sum of \$ or so much thereof as may be necessary for fiscal year 2014-2015 for the licensing of private child care programs.

The sum appropriated shall be expended by the department of human services for the purposes of this Act.

SECTION 3. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.



1 SECTION 4. This Act shall take effect on July 1, 2050.



Report Title:

Department of Human Services; Child Care Licensing; Exemptions;
Appropriation

Description:

Repeals the child care licensing exemption for child care programs licensed by the Hawaii council of private schools. Appropriates funds to the department of human services for the licensing of private child care programs. Effective 7/1/2050. (SD1)

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