

SENATE BILL No. 100

By Committee on Public Health and Welfare

1-29

AN ACT concerning child care; relating to hourly child care facilities; amending K.S.A. 65-503 and 65-507 and repealing the existing sections.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 65-503 is hereby amended to read as follows: 65-503. As used in this act:

(a) "Child placement agency" means a business or service conducted, maintained or operated by a person engaged in finding homes for children by placing or arranging for the placement of such children for adoption or foster care.

(b) "Child care resource and referral agency" means a business or service conducted, maintained or operated by a person engaged in providing resource and referral services, including information of specific services provided by child care facilities, to assist parents to find child care.

(c) (1) "Child care facility" means:

(A) A facility maintained by a person who has control or custody of one or more children under 16 years of age, unattended by parent or guardian, for the purpose of providing the children with food or lodging, or both, except children related to the person by blood, marriage or legal adoption;

(B) a children's home, orphanage, maternity home, day care facility or other facility of a type determined by the secretary to require regulation under the provisions of this act;

(C) a child placement agency or child care resource and referral agency, or a facility maintained by such an agency for the purpose of caring for children under 16 years of age; ~~or~~

(D) any receiving or detention home for children under 16 years of age provided or maintained by, or receiving aid from, any city or county or the state; *or*

(E) *an hourly child care facility.*

(2) "Child care facility" shall not include a family day care home defined in K.S.A. 65-517 and amendments thereto.

(d) "Person" means any individual, association, partnership, corpo-

1 ration, government, governmental subdivision or other entity.

2 (e) "Boarding school" means a facility which provides 24-hour care
3 to school age children, provides education as its primary function, and is
4 accredited by an accrediting agency acceptable to the secretary of health
5 and environment.

6 (f) "*Hourly child care facility*" means a child care facility which pro-
7 vides child care on an irregular, intermittent, hourly basis.

8 Sec. 2. K.S.A. 65-507 is hereby amended to read as follows: 65-507.

9 (a) Each maternity center licensee shall keep a record upon forms pre-
10 scribed and provided by the secretary of health and environment and the
11 secretary of social and rehabilitation services which shall include the name
12 of every patient, together with the patient's place of residence during the
13 year preceding admission to the center and the name and address of the
14 attending physician.

15 (b) Each child care facility licensee shall keep a record upon forms
16 prescribed and provided by the secretary of health and environment
17 which shall include the name and age of each child received and cared
18 for in the facility; the name of the physician who attended any sick chil-
19 dren in the facility, together with the names and addresses of the parents
20 or guardians of such children; and such other information as the secretary
21 of health and environment or secretary of social and rehabilitation services
22 may require, *except that an hourly child care facility shall not be required*
23 *to obtain health and medical records on the children who receive child*
24 *care in the facility.*

25 (c) Each maternity center licensee and each child care facility li-
26 censee shall apply to and shall receive without charge from the secretary
27 of health and environment and the secretary of social and rehabilitation
28 services forms for such records as may be required, which forms shall
29 contain a copy of this act.

30 ~~(b)~~ (d) Information obtained under this section shall be confidential
31 and shall not be made public in a manner which would identify
32 individuals.

33 Sec. 3. K.S.A. 65-503 and 65-507 are hereby repealed.

34 Sec. 4. This act shall take effect and be in force from and after its
35 publication in the statute book.

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