



General Assembly

February Session, 2020

Raised Bill No. 5336

LCO No. 1830



Referred to Committee on COMMITTEE ON CHILDREN

Introduced by:
(KID)

AN ACT REQUIRING BACKGROUND CHECKS FOR CERTAIN EMPLOYEES OF LICENSED YOUTH CAMPS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 19a-421 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2020*):

3 (a) No person shall establish, conduct or maintain a youth camp
4 without a license issued by the office. Applications for such license shall
5 be made in writing at least thirty days prior to the opening of the youth
6 camp on forms provided and in accordance with procedures established
7 by the commissioner and shall be accompanied by a fee of eight
8 hundred fifteen dollars or, if the applicant is a nonprofit, nonstock
9 corporation or association, a fee of three hundred fifteen dollars or, if
10 the applicant is a day camp affiliated with a nonprofit organization, for
11 no more than five days duration and for which labor and materials are
12 donated, no fee. All such licenses shall be valid for a period of one year
13 from the date of issuance unless surrendered for cancellation or
14 suspended or revoked by the commissioner for violation of this chapter
15 or any regulations adopted under section 19a-428 and shall be

16 renewable upon payment of an eight-hundred-fifteen-dollar license fee
17 or, if the licensee is a nonprofit, nonstock corporation or association, a
18 three-hundred-fifteen-dollar license fee or, if the applicant is a day camp
19 affiliated with a nonprofit organization, for no more than five days
20 duration and for which labor and materials are donated, no fee.

21 (b) A licensee shall require any person who is eighteen years of age
22 or older and a prospective employee of a youth camp for a position that
23 requires the provision of care to a child or involves unsupervised access
24 to any child in such youth camp, to submit to comprehensive
25 background checks, including state and national criminal history
26 records checks. The criminal history records checks required pursuant
27 to this subsection shall be conducted in accordance with section 29-17a.
28 The licensee shall also request a check of the state child abuse registry
29 established pursuant to section 17a-101k. A licensee shall not permit any
30 such prospective employee to begin work at such youth camp until the
31 provisions of 45 CFR 98.43(d)(4), as amended from time to time, have
32 been satisfied. The office shall notify each licensee of the provisions of
33 this subsection. The provisions of this subsection shall not apply to any
34 youth camp operated by a state agency, as defined in section 1-79,
35 provided such state agency satisfies any other requirements relating to
36 state and national criminal history records checks applicable to
37 employees of such state agency.

38 Sec. 2. Section 10-530 of the 2020 supplement to the general statutes
39 is repealed and the following is substituted in lieu thereof (*Effective*
40 *October 1, 2020*):

41 (a) As used in this section:

42 (1) "Child care facility" means a "child care center", "group child care
43 home" or "family child care home" that provides "child care services",
44 each as described in section 19a-77, or any provider of child care services
45 under the child care subsidy program established pursuant to section
46 17b-749;

47 (2) "Child care services provider or staff member" means any person

48 who is (A) a licensee, employee, volunteer or alternate staff, assistant,
49 substitute or household member of a child care facility, (B) a family child
50 care provider, or (C) any other person who provides child care services
51 under the child care subsidy program established pursuant to section
52 17b-749 but does not include a person who is providing child care
53 services under the child care subsidy program (i) exclusively to children
54 with whom such person is related, and (ii) without being issued a license
55 to provide child care services by the Office of Early Childhood; [and]

56 (3) "Family child care provider" means any person who provides
57 child care services under the child care subsidy program established
58 pursuant to section 17b-749 (A) in a family child care home, as defined
59 in section 19a-77, or (B) in a home not requiring a license pursuant to
60 subdivision (4) of subsection (b) of section 19a-77; [.] and

61 (4) "Youth camp" has the same meaning as provided in section 19a-
62 420.

63 (b) The comprehensive background checks required pursuant to
64 subsection (c) of section 19a-80, subsection (c) of section 19a-87b, [and]
65 subsection (a) of section 17b-749k, and subsection (b) of section 19a-421,
66 as amended by this act, shall be conducted at least once every five years
67 for each child care services provider or staff member in accordance with
68 the provisions of 45 CFR 98.43, as amended from time to time.

69 (c) Any person who is eighteen years of age or older and applies for
70 a position at a child care facility or youth camp in the state shall not be
71 required to submit to such comprehensive background checks if such
72 person (1) is an employee, volunteer or household member of a child
73 care facility in the state, or has not been separated from employment or
74 association as a child care services provider or staff member in the state
75 for a period of more than one hundred eighty days, and (2) has
76 successfully completed such comprehensive background checks in the
77 previous five years. Nothing in this section prohibits the Commissioner
78 of Early Childhood from requiring that a person applying for a position
79 as a child care services provider or staff member submit to

80 comprehensive background checks more than once during a five-year
81 period.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2020</i>	19a-421
Sec. 2	<i>October 1, 2020</i>	10-530

Statement of Purpose:

To require licensed youth camp employees who are eighteen years of age or older to submit to a comprehensive background check.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]