

SENATE No. 2281

The Commonwealth of Massachusetts

In the One Hundred and Ninetieth General Court
(2017-2018)

SENATE, Monday, February 5, 2018

The committee on Economic Development and Emerging Technologies to whom was referred the petition (accompanied by bill, Senate, No. 192) of Joan B. Lovely, F. Jay Barrows, Kay Khan, John W. Scibak and other members of the General Court for legislation to create the Home Works Program,- reports the accompanying bill (Senate, No. 2281).

For the committee,
Eric P. Lesser

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**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act creating the Home Works Program.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Notwithstanding any general or special law or any rule or regulation to the
2 contrary, Chapter 23B of the General Laws is hereby amended by inserting after Section 30the
3 following new section

4 Section 31 (a). As used in this section, the following words shall have the following
5 meanings unless the context clearly requires otherwise:--

6 “Youth Serving Organization,” an organization that provides recreational, cultural,
7 charitable, social, or other activities or services for persons under 18 years of age, and is exempt
8 from federal income tax.

9 “Out of School Time Program,” an established licensed or non-licensed daily week day
10 program for persons under 18 years of age offered by a youth serving organization, school
11 system, or municipality, offered before and after school and during school vacation.

12 “Summer Programs,” an established licensed or non-licensed daily week day program for
13 persons under 18 years of age offered by a youth serving organization, school system, or
14 municipality, offered during the months of summer vacation.

15 (b) Subject to appropriation, the Department shall create a program to address the needs
16 of children, ages five through fourteen, residing in the Emergency Assistance program, as
17 defined by 760 CMR 67.00. The program shall from herein be known as the Home Works
18 Program. The Home Works Program shall allow out of school time and summer programs to
19 apply for a certain number of slots funded by the Department. Each slot shall be used to provide
20 out of school time and summer programming for an eligible participant, including transportation
21 to and from the program. Each Home Works Program slot shall be funded at an adequate amount
22 not less than 75% of local market value for out of school time and summer services and will
23 cover transportation costs associated with transporting participants to and from the program.

24 The Department shall keep a waitlist of eligible program participants from which the out
25 of school time and camp programs may draw from to fill their slots.

26 (c) Licensed and non-licensed out of school time and summer programs may apply for
27 program slots through the Department. Said slots shall be allotted proportionally by the areas in
28 the Commonwealth that have the highest number of children residing in the Emergency
29 Assistance Program and through the out of school time or summer program’s capacity. However,
30 a program shall not be limited in the amount of allowable slots it accepts. Said out of school time
31 and summer programs shall be able to meet the transportation requirements set out by the
32 Department before applying for slots. These include, but are not limited to, the capacity to

33 transport participants from their current place of residence and back to said place within the time
34 frame set out by the Department of Early Education and Care in 606 CMR 7.13.

35 If the participant is no longer eligible to remain in the Home Works program, the out of
36 school time or summer program may draw another eligible participant from the Home Works
37 waitlist to fill the slot.

38 If said program is unable to meet the transportation requirements set out by the
39 Department, said program may work with the Emergency Assistance residence to provide out of
40 school time and summer programs on site or at another facility deemed acceptable by the
41 Department of Housing and Community Development.

42 (d) Said out of school time programs and summer programs shall require that all staff
43 members in employment and direct care of children in the program have completed satisfactorily
44 a criminal background check that includes a comprehensive check of the National Sexual
45 Offender Registry.

46 The Home Works Program shall not be funded through the already existing funds in the
47 Emergency Assistance program.

48 The Department shall promulgate regulations in accordance with this section on or before
49 January 1, 2019.