

HOUSE BILL 1386

O4

0lr2722
CF 0lr3586

By: **Delegate Kelly**

Introduced and read first time: February 7, 2020

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Child Care Centers – Employee Qualifications – Requirements and Application**
3 **Review**

4 FOR the purpose of requiring the regulations adopted by the State Board of Education to
5 govern the licensing and operation of child care centers to include provisions that
6 establish certain qualifications for child care teachers and require each child care
7 center employee to complete certain training within a certain number of days after
8 the individual is hired; requiring the State Department of Education to review an
9 individual's qualifications for employment in a child care center and approve or deny
10 the application within a certain period of time; and generally relating to the
11 qualifications of child care center employees.

12 BY repealing and reenacting, without amendments,
13 Article – Education
14 Section 9.5–404(a)
15 Annotated Code of Maryland
16 (2018 Replacement Volume and 2019 Supplement)

17 BY repealing and reenacting, with amendments,
18 Article – Education
19 Section 9.5–404(b)(10) and (11)
20 Annotated Code of Maryland
21 (2018 Replacement Volume and 2019 Supplement)

22 BY adding to
23 Article – Education
24 Section 9.5–404(b)(12) and (13) and 9.5–414.1
25 Annotated Code of Maryland
26 (2018 Replacement Volume and 2019 Supplement)

27 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 That the Laws of Maryland read as follows:

2 **Article – Education**

3 9.5–404.

4 (a) The State Board shall adopt rules and regulations for licensing and operating
5 child care centers.

6 (b) These rules and regulations shall:

7 (10) (i) Require a child care center to have a written emergency
8 preparedness plan for emergency situations that require evacuation, sheltering in place, or
9 other protection of children, such as in the event of fire, natural disaster, or other
10 threatening situation that may pose a health or safety hazard to the children in the child
11 care center;

12 (ii) Require the plan under item (i) of this item to include:

13 1. A designated relocation site and evacuation route;

14 2. Procedures for notifying parents or other adults
15 responsible for the child of the relocation;

16 3. Procedures to address the needs of individual children,
17 including children with special needs;

18 4. Procedures for the reassignment of staff duties during an
19 emergency, as appropriate; and

20 5. Procedures for communicating with local emergency
21 management officials or other appropriate State or local authorities; and

22 (iii) Require a child care center to train staff and ensure that staff are
23 familiar with the plan; [and]

24 (11) Require a child care center to have window coverings in accordance with
25 § 5–505 of the Family Law Article;

26 **(12) ESTABLISH QUALIFICATIONS FOR CHILD CARE TEACHERS THAT**
27 **ALLOW AN INDIVIDUAL WHO HOLDS AN ASSOCIATE DEGREE OR BACHELOR’S**
28 **DEGREE TO QUALIFY AS A CHILD CARE LEAD TEACHER IF THE INDIVIDUAL**
29 **SUCCESSFULLY COMPLETES THE REQUIRED 90 HOURS OF APPROVED PRE–SERVICE**
30 **TRAINING WITHIN 6 MONTHS AFTER BEING HIRED; AND**

31 **(13) REQUIRE EACH CHILD CARE CENTER EMPLOYEE TO COMPLETE,**

1 **WITHIN 90 DAYS AFTER THE DATE THE INDIVIDUAL IS HIRED, APPROVED TRAINING**
2 **IN:**

3 **(I) BASIC HEALTH AND SAFETY;**

4 **(II) AMERICANS WITH DISABILITIES ACT COMPLIANCE; AND**

5 **(III) SUPPORTING BREASTFEEDING PRACTICES.**

6 **9.5-414.1.**

7 **WITHIN 14 DAYS AFTER RECEIVING A COMPLETE APPLICATION, THE**
8 **DEPARTMENT SHALL REVIEW AN INDIVIDUAL'S QUALIFICATIONS FOR EMPLOYMENT**
9 **IN A CHILD CARE CENTER AND APPROVE OR DENY THE APPLICATION.**

10 **SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July**
11 **1, 2020.**