
SUBSTITUTE HOUSE BILL 2169

State of Washington **59th Legislature** **2005 Regular Session**

By House Committee on Children & Family Services (originally sponsored by Representatives Walsh, Grant, Buri, Cox and Haler)

READ FIRST TIME 03/03/05.

1 AN ACT Relating to licensing of family day care; and creating a new
2 section.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** (1) Notwithstanding RCW 74.15.030, counties
5 with a population of three thousand or less may adopt and enforce
6 ordinances and regulations as provided in this act for family day-care
7 providers as defined in RCW 74.15.020(1)(f) as a twelve-month pilot
8 project. Before a county may regulate family day-care providers in
9 accordance with this act, it shall adopt ordinances and regulations
10 that address, at a minimum, the following: (a) The size, safety,
11 cleanliness, and general adequacy of the premises; (b) the plan of
12 operation; (c) the character, suitability, and competence of a family
13 day-care provider and other persons associated with a family day-care
14 provider directly responsible for the care of children served; (d) the
15 number of qualified persons required to render care; (e) the provision
16 of necessary care, including food, clothing, supervision, and
17 discipline; (f) the physical, mental, and social well-being of children
18 served; (g) educational and recreational opportunities for children

1 served; and (h) the maintenance of records pertaining to children
2 served.

3 (2) The county shall notify the department of social and health
4 services in writing sixty days prior to adoption of the family day-care
5 regulations required pursuant to this act. The transfer of
6 jurisdiction shall not occur until the county has notified the
7 department in writing of the effective date of the regulations, and
8 shall be limited to a period of twelve months from the effective date
9 of the regulations. Regulation by counties of family day-care
10 providers as provided in this act shall be administered and enforced by
11 those counties. The department shall not regulate these activities
12 under chapter 74.15 RCW for the twelve-month pilot period. Upon
13 request, the department shall provide technical assistance to any
14 county that is in the process of adopting the regulations required by
15 this act, and after the regulations become effective.

16 (3) Any county regulating family day-care providers pursuant to
17 this act shall report to the governor and the appropriate committees of
18 the legislature concerning the outcome of the pilot project upon
19 expiration of the twelve-month pilot period. The report shall include
20 the ordinances and regulations adopted pursuant to subsection (1) of
21 this section and a description of how those ordinances and regulations
22 address the specific areas of regulation identified in subsection (1)
23 of this section.

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