



General Assembly

Amendment

January Session, 2019

LCO No. 9948



Offered by:

SEN. MCCRORY, 2nd Dist.

REP. SANCHEZ, 25th Dist.

To: Subst. Senate Bill No. 936

File No. 325

Cal. No. 151

"AN ACT IMPLEMENTING THE RECOMMENDATIONS OF THE OFFICE OF EARLY CHILDHOOD."

-
- 1 Strike line 105 in its entirety and insert the following in lieu thereof:
- 2 "149, facility licensed pursuant to section 17a-145 or with a relative
- 3 or fictive kin caregiver pursuant to section 17a-114."
- 4 In line 120, strike "17a-149 or facility" and insert "17a-149, facility" in
- 5 lieu thereof
- 6 In line 121, after "145" insert "or with a relative or fictive kin
- 7 caregiver pursuant to section 17a-114"
- 8 In line 135, after "act" insert ", but does not include a person who is
- 9 providing child care services under the child care subsidy program (i)
- 10 exclusively to children with whom such person is related, and (ii)
- 11 without being issued a license to provide child care services by the
- 12 Office of Early Childhood"

13 After the last section, add the following and renumber sections and
14 internal references accordingly:

15 "Sec. 501. (NEW) (*Effective July 1, 2019*) (a) Upon receipt of an
16 application for approval to work as a head teacher or an educational
17 consultant in a licensed child care center or group child care home, the
18 Commissioner of Early Childhood shall issue such approval to any
19 person who satisfies the requirements established by regulations
20 adopted pursuant to section 19a-79 of the general statutes, as amended
21 by this act.

22 (b) Whenever the Commissioner of Early Childhood has reason to
23 believe that any person who has been issued an approval to work as a
24 head teacher or an educational consultant in a licensed child care
25 center or group child care home, pursuant to subsection (a) of this
26 section, (1) has failed substantially to comply with the regulations
27 adopted pursuant to section 19a-79 of the general statutes, as amended
28 by this act, (2) has knowingly made or causes to be made any false or
29 misleading statements to the Office of Early Childhood, or (3) has
30 engaged in any other behavior that renders the person unsuitable to so
31 work as a head teacher or an educational consultant, the commissioner
32 may notify such person in writing of the commissioner's intention to
33 suspend or revoke such approval. Such notice shall be served by
34 certified mail stating the particular reasons for the intended
35 suspension or revocation. Such person may, if aggrieved by such
36 intended suspension or revocation, make application for a hearing in
37 writing over such person's signature to the commissioner. Such person
38 shall state in the application in plain language the reasons why such
39 person claims to be aggrieved. The application shall be delivered to the
40 commissioner not later than thirty days after such person's receipt of
41 notification of the intended suspension or revocation. The
42 commissioner shall thereupon hold a hearing or cause a hearing to be
43 held not later than sixty days after receipt of such application and
44 shall, at least ten days prior to the date of such hearing, mail a notice,
45 giving the time and place of the hearing, to such person. The hearing
46 may be conducted by the commissioner or by a hearing officer

47 appointed by the commissioner in writing. Such person and the
48 commissioner or hearing officer may issue subpoenas requiring the
49 attendance of witnesses. Such person shall be entitled to be
50 represented by counsel and a transcript of the hearing shall be made. If
51 the hearing is conducted by a hearing officer, the hearing officer shall
52 state the hearing officer's findings and make a recommendation to the
53 commissioner on the issue of suspension or revocation. The
54 commissioner, based upon the findings and recommendation of the
55 hearing officer, or after a hearing conducted by the commissioner, shall
56 render the commissioner's decision in writing suspending, revoking or
57 continuing such approval. A copy of the decision shall be sent by
58 certified mail to such person. The decision suspending or revoking
59 such approval shall become effective thirty days after it is mailed by
60 registered or certified mail to such person. Any person aggrieved by
61 the decision of the commissioner may appeal as provided in section
62 19a-85 of the general statutes. Any person whose approval has been
63 revoked pursuant to this subsection shall be ineligible to apply for an
64 approval for a period of one year from the effective date of revocation.

65 (c) The provisions of this section shall not apply to the denial of an
66 initial application for an approval to work as a head teacher or an
67 educational consultant in a licensed child care center or group child
68 care home, pursuant to subsection (a) of this section, provided the
69 commissioner shall notify the applicant of any such denial and the
70 reasons for such denial by mailing written notice to the applicant at the
71 applicant's address shown on the application for such approval.

72 Sec. 502. (NEW) (*Effective July 1, 2019*) Any child care center or
73 group child care home that is licensed with a preschool endorsement,
74 in accordance with regulations adopted pursuant to section 19a-79 of
75 the general statutes, as amended by this act, may deem a child who is
76 thirty-two to thirty-six months of age, inclusive, to be three years of
77 age for purposes of enrolling such child in a preschool program
78 provided by such center or home, provided such center or home
79 receives written authorization from such child's parent or guardian
80 and the program director to so enroll such child in the preschool

81 program."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>July 1, 2019</i>	New section
Sec. 502	<i>July 1, 2019</i>	New section