



General Assembly

January Session, 2021

Raised Bill No. 6417

LCO No. 3246



Referred to Committee on COMMITTEE ON CHILDREN

Introduced by:
(KID)

AN ACT REQUIRING BACKGROUND CHECKS FOR CERTAIN EMPLOYEES OF 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 Section 19a-421 of the general statutes is repealed and the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, 2021*):

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) On and after October 1, 2022, a licensee shall require any person,
22 who is eighteen years of age or older and a prospective employee of a
23 youth camp for a position that requires the provision of care to a child
24 or involves unsupervised access to any child in such youth camp, to
25 submit to a comprehensive background check, including state and
26 national criminal history records checks and a check of the state child
27 abuse registry established pursuant to section 17a-101k. The criminal
28 history records check required pursuant to this subsection shall be
29 conducted in accordance with section 29-17a. No licensee shall permit a
30 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 provisions of this subsection shall not apply to any
33 youth camp operated by a state agency, as defined in section 1-79,
34 provided such state agency satisfies any other requirements relating to
35 state and national criminal history records checks applicable to
36 employees of such state agency. Any criminal history background check
37 conducted pursuant to this subsection shall be completed not later than
38 five business days after receipt of the request for such background
39 check. Pending completion of all background check components
40 described in this subsection, a prospective employee may begin work
41 on a provisional basis, provided such prospective employee is
42 supervised at all times by an employee who was subjected to a
43 background check described in this subsection within the past five
44 years.

45 Sec. 2. Section 10-530 of the general statutes is repealed and the
46 following is substituted in lieu thereof (*Effective October 1, 2022*):

47 (1) "Child care facility" means a "child care center", "group child care
48 home" or "family child care home" that provides "child care services",

49 each as described in section 19a-77, or any provider of child care services
50 under the child care subsidy program established pursuant to section
51 17b-749;

52 (2) "Child care services provider or staff member" means any person
53 who is (A) a licensee, employee, volunteer or alternate staff, assistant,
54 substitute or household member of a child care facility, (B) a family child
55 care provider, or (C) any other person who provides child care services
56 under the child care subsidy program established pursuant to section
57 17b-749 but does not include a person who is providing child care
58 services under the child care subsidy program (i) exclusively to children
59 with whom such person is related, and (ii) without being issued a license
60 to provide child care services by the Office of Early Childhood; [and]

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

66 (4) "Youth camp" has the same meaning as provided in section 19a-
67 420.

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

74 (c) Any person who is eighteen years of age or older and applies for
75 a position at a child care facility or youth camp in the state shall not be
76 required to submit to such comprehensive background checks if such
77 person (1) is an employee, a volunteer or a household member of a child
78 care facility in the state, or has not been separated from employment as
79 a child care services provider or staff member or status as a volunteer or
80 household member of a child care facility in the state for a period of

81 more than one hundred eighty days, and (2) has successfully completed
82 such comprehensive background checks in the previous five years.
83 Nothing in this section prohibits the Commissioner of Early Childhood
84 from requiring that a person applying for a position as a child care
85 services provider or staff member submit to comprehensive background
86 checks more than once during a five-year period.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2021</i>	19a-421
Sec. 2	<i>October 1, 2022</i>	10-530

Statement of Purpose:

To require 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.]