



General Assembly

**Amendment**

January Session, 2021

LCO No. 7111



Offered by:  
SEN. MINER, 30<sup>th</sup> Dist.

To: Subst. Senate Bill No. 87

File No. 181

Cal. No. 143

**"AN ACT CONCERNING CERTAIN PROTECTIONS FOR GROUP  
AND FAMILY CHILD CARE HOMES."**

1 After the last section, add the following and renumber sections and  
2 internal references accordingly:

3 "Sec. 501. Subsection (a) of section 19a-87a of the general statutes is  
4 repealed and the following is substituted in lieu thereof (*Effective October*  
5 *1, 2021*):

6 (a) The Commissioner of Early Childhood shall have the discretion to  
7 refuse to license under sections 19a-77 to 19a-80, inclusive, as amended  
8 by this act, and 19a-82 to 19a-87, inclusive, a person to conduct, operate  
9 or maintain a child care center or a group child care home, as described  
10 in section 19a-77, or to suspend or revoke the license or take any other  
11 action set forth in regulation that may be adopted pursuant to section  
12 19a-79 if, the person who owns, conducts, maintains or operates such  
13 center or home or a person employed therein in a position connected  
14 with the provision of care to a child receiving child care services, has  
15 been convicted in this state or any other state of a felony, as defined in

16 section 53a-25, involving the use, attempted use or threatened use of  
17 physical force against another person, of cruelty to persons under  
18 section 53-20, [injury or risk of injury to or impairing morals of children  
19 under section 53-21, abandonment of children under the age of six years  
20 under section 53-23, or any felony where the victim of the felony is a  
21 child under eighteen years of age,] or of a violation of section 53a-70b of  
22 the general statutes, revision of 1958, revised to January 1, 2019, or  
23 section 53a-70, 53a-70a, 53a-71, 53a-72a, 53a-72b or 53a-73a, or has a  
24 criminal record in this state or any other state that the commissioner  
25 reasonably believes renders the person unsuitable to own, conduct,  
26 operate or maintain or be employed by a child care center or group child  
27 care home. The commissioner shall not issue or renew a license for a  
28 person to conduct, operate or maintain a child care center or a group  
29 child care home, as described in section 19a-77, if the person who owns,  
30 conducts, maintains or operates such center or home or a person  
31 employed therein in a position connected with the provision of care to  
32 a child receiving child care services, has been convicted in this state or  
33 any other state of a felony, as defined in section 53a-25, involving injury  
34 or risk of injury to or impairing the morals of children under section 53-  
35 21, abandonment of children under the age of six years under section  
36 53-23, or any felony where the victim of the felony is a child under  
37 eighteen years of age. However, no refusal of a license shall be rendered  
38 except in accordance with the provisions of sections 46a-79 to 46a-81,  
39 inclusive.

40 Sec. 502. Subsection (a) of section 19a-87e of the general statutes is  
41 repealed and the following is substituted in lieu thereof (*Effective October*  
42 *1, 2021*):

43 (a) The Commissioner of Early Childhood may (1) refuse to license  
44 under section 19a-87b, a person to own, conduct, operate or maintain a  
45 family child care home, as defined in section 19a-77, (2) refuse to  
46 approve under section 19a-87b, a person to act as an assistant or  
47 substitute staff member in a family child care home, as defined in section  
48 19a-77, or (3) suspend or revoke the license or approval or take any other  
49 action that may be set forth in regulation that may be adopted pursuant

50 to section 19a-79 if the person who owns, conducts, maintains or  
51 operates the family child care home, the person who acts as an assistant  
52 or substitute staff member in a family child care home, a person  
53 employed in such family child care home in a position connected with  
54 the provision of care to a child receiving child care services or a  
55 household member, as defined in subsection (c) of section 19a-87b, who  
56 is sixteen years of age or older and resides therein, has been convicted,  
57 in this state or any other state of a felony, as defined in section 53a-25,  
58 involving the use, attempted use or threatened use of physical force  
59 against another person, or has a criminal record in this state or any other  
60 state that the commissioner reasonably believes renders the person  
61 unsuitable to own, conduct, operate or maintain or be employed by a  
62 family child care home, or act as an assistant or substitute staff member  
63 in a family child care home, or if such persons or a household member  
64 has been convicted in this state or any other state of cruelty to persons  
65 under section 53-20, [injury or risk of injury to or impairing morals of  
66 children under section 53-21, abandonment of children under the age of  
67 six years under section 53-23, or any felony where the victim of the  
68 felony is a child under eighteen years of age,] a violation of section 53a-  
69 70b of the general statutes, revision of 1958, revised to January 1, 2019,  
70 or section 53a-70, 53a-70a, 53a-71, 53a-72a, 53a-72b or 53a-73a, illegal  
71 manufacture, distribution, sale, prescription, dispensing or  
72 administration under section 21a-277 or 21a-278, or illegal possession  
73 under section 21a-279, or if such person, a person who acts as assistant  
74 or substitute staff member in a family child care home or a person  
75 employed in such family child care home in a position connected with  
76 the provision of care to a child receiving child care services, either fails  
77 to substantially comply with the regulations adopted pursuant to  
78 section 19a-87b, or conducts, operates or maintains the home in a  
79 manner which endangers the health, safety and welfare of the children  
80 receiving child care services. The commissioner shall not issue or renew  
81 a license to a person to own, conduct, operate or maintain a family child  
82 care home, or permit a person to act as an assistant or substitute staff  
83 member in a family child care home, if the person who owns, conducts,  
84 maintains or operates such family child care home or a prospective

85 assistant or substitute staff member has been convicted in this state or  
 86 any other state of a felony, as defined in section 53a-25, involving injury  
 87 or risk of injury to or impairing the morals of children under section 53-  
 88 21, abandonment of children under the age of six years under section  
 89 53-23, or any felony where the victim of the felony is a child under  
 90 eighteen years of age. Any refusal of a license or approval pursuant to  
 91 this section shall be rendered in accordance with the provisions of  
 92 sections 46a-79 to 46a-81, inclusive. Any person whose license or  
 93 approval has been revoked pursuant to this section shall be ineligible to  
 94 apply for a license or approval for a period of one year from the effective  
 95 date of revocation."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	October 1, 2021	19a-87a(a)
Sec. 502	October 1, 2021	19a-87e(a)