



General Assembly

Amendment

January Session, 2021

LCO No. 7458



Offered by:
SEN. SOMERS, 18th Dist.

To: Subst. House Bill No. 6423 File No. 431 Cal. No. 320

(As Amended by House Amendment Schedules "A" and "G")

"AN ACT CONCERNING IMMUNIZATIONS."

1 Strike subsections (d) to (h), inclusive, of section 5 in their entirety
2 and insert the following in lieu thereof:

3 "[(b) The commissioner may adopt regulations, pursuant to chapter
4 54, to establish civil penalties of not more than one hundred dollars per
5 day for each day of violation and other disciplinary remedies that may
6 be imposed, following a contested-case hearing, upon the holder of a
7 license issued under section 19a-80 to operate a child care center or
8 group child care home or upon the holder of a license issued under
9 section 19a-87b to operate a family child care home.

10 (c) The commissioner shall exempt Montessori schools accredited by
11 the American Montessori Society or the Association Montessori
12 Internationale from any provision in regulations adopted pursuant to
13 subsection (a) of this section which sets requirements on group size or
14 child to staff ratios or the provision of cots.]

15 (d) Upon the declaration by the Governor of a civil preparedness
16 emergency pursuant to section 28-9 or a public health emergency
17 pursuant to section 19a-131a, the commissioner may waive the
18 provisions of any regulation adopted pursuant to this section if the
19 commissioner determines that such waiver would not endanger the life,
20 safety or health of any child. The commissioner shall prescribe the
21 duration of such waiver, provided such waiver shall not extend beyond
22 the duration of the declared emergency. The commissioner shall
23 establish the criteria by which a waiver request shall be made and the
24 conditions for which a waiver will be granted or denied. The provisions
25 of section 19a-84 shall not apply to a denial of a waiver request under
26 this subsection.

27 (e) Any child care center or group child care home may provide child
28 care services to homeless children and youths, as defined in 42 USC
29 11434a, as amended from time to time, for a period not to exceed ninety
30 days without complying with any provision in regulations adopted
31 pursuant to this section relating to immunization and physical
32 examination requirements. Any child care center or group child care
33 home that provides child care services to homeless children and youths
34 at such center or home under this subsection shall maintain a record on
35 file of all homeless children and youths who have attended such center
36 or home for a period of two years after such homeless children or youths
37 are no longer receiving child care services at such center or home.

38 (f) Any child care center or group child care home may provide child
39 care services to a foster child for a period not to exceed forty-five days
40 without complying with any provision in regulations adopted pursuant
41 to this section relating to immunization and physical examination
42 requirements. Any child care center or group child care home that
43 provides child care services to a foster child at such center or home
44 under this subsection shall maintain a record on file of such foster child
45 for a period of two years after such foster child is no longer receiving
46 child care services at such center or home. For purposes of this
47 subsection, "foster child" means a child who is in the care and custody
48 of the Commissioner of Children and Families and placed in a foster

49 home licensed pursuant to section 17a-114, foster home approved by a
50 child-placing agency licensed pursuant to section 17a-149, facility
51 licensed pursuant to section 17a-145 or with a relative or fictive kin
52 caregiver pursuant to section 17a-114."