

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 1130

Short Title: Day Care Nonpublic Sch. Exemption.

(Public)

Sponsors: Representatives Easterling; Barnes, Black, Colton, Gottovi, McAllister, and Wainwright.

Referred to: Children, Youth and Families.

April 19, 1993

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THE LAW REGARDING THE EXEMPTION OF DAY CARE OFFERED BY NONPUBLIC SCHOOLS FROM DAY CARE REGULATION.

The General Assembly of North Carolina enacts:

Section 1. G.S. 110-83(3) reads as rewritten:

"(3) Child day care facility. Includes any child day care center or child care arrangement not excluded by G.S. 110-86(2), which provides day care for more than five children, not including the operator's own school-aged children, under the age of 13 years, on a regular basis of at least once per week for more than four hours but less than 24 hours per day, regardless of the time of day and regardless of whether the same or different children attend. The following are not included: public schools; nonpublic schools ~~described in Part 2 of Article 39 of Chapter 115C of the General Statutes and accredited by the Southern Association of Colleges and Schools, which regularly provide a course of grade school instruction and which do not provide child day care as defined in subdivision (2) of this section or operate a child day care facility as defined herein for children under five years of age for more than six and one-half hours per day either on or off the school site; whether or not accredited by the State Department of Public Instruction, that regularly and exclusively provide a course of grade school instruction to children who are of public school age;~~ summer camps having children in full-time

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1 residence; Bible schools conducted during vacation periods; facilities  
2 licensed under Article 2 of Chapter 122C of the General Statutes; and  
3 cooperative arrangements among parents to provide care for their own  
4 children as a convenience rather than for employment.

5 Child day care facilities are separated by capacity into the  
6 following categories which determine applicable requirements  
7 and standards as established by the Commission pursuant to  
8 G.S. 110-88:

9 **Facility Type**

10 Large Home

11 Small Center

12 Medium Center

13 Large Center

14 The Commission shall establish the maximum capacity for each  
15 of the four categories of facilities."

16 Sec. 2. This act is effective upon ratification and applies to regulatory cases  
17 pending on or after this date.