

1998

**HOUSE
HUMAN RESOURCES –
FAMILIES**

MINUTES

HOUSE HUMAN RESOURCES SUBCOMMITTEE ON FAMILIES

1998 SESSION

Representative William M. Ives, Chairman

Jayne N. Walton, Committee Clerk

HOUSE HUMAN RESOURCES SUBCOMMITTEE ON FAMILIES

1997 - 1998 Membership

Rep. William M. Ives	Room 633	3-5784	Jayne Walton
Rep. Ruth Easterling	Room 606	3-5786	Judy Willis
Rep. Theresa H. Esposito	Room 634	5-2530	Melissa Jackson
Rep. Jim Gulley	Room 1307	3-5860	Lucille Carter
Rep. Cynthia Watson	Room 417C	5-3015	Ebern Watson
Rep. Joanne Bowie	Room 1206	3-5853	Sharon Gaudette
Rep. Alma Adams	Room 542	3-5902	Jo Malone
Rep. Verla Insko	Room 1319	3-5800	Pat Baker
Rep. Mary McAllister	Room 603	3-5706	Annecia Norwood
Rep. Martin Nesbitt, Jr.	Room 1213	5-0873	Jan Lee

HUMAN RESOURCES/Subcommittee on Families

Minutes

September 29, 1998

The HUMAN RESOURCES/Subcommittee on Families met on Tuesday, September 29, 1998 at 11:00 a.m. in Room 605 of the Legislative Office Building. The following members were present: Representatives Ives (Chairman), Esposito, Watson and Aldridge. Visitors are listed on the attached Visitors Sheet.

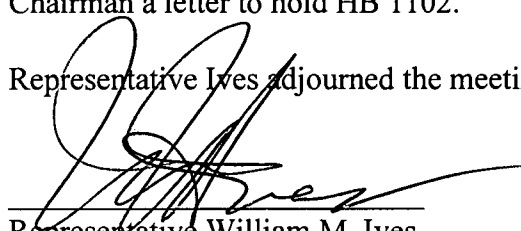
Representative Ives called the meeting to order at 11:05 a.m. and introduced Representative Brawley to speak to HB 1102 Neighbor Child Care Law. Representatives Brawley's comments follow: "Thank you Mr. Chairman. And I do appreciate the interest. You know we have a serious problem in our State with daycare. I'm sure the legislators as I have get these everyday has forced Social Services to place a freeze on additions of new children to daycare subsidy programs. Child care continues to be a barrier for families striving to be self sufficient and on and on and on. Part of the problem from talking to the people in my community is we've placed so many restrictions, so many rules and regulations and I have walked with an inspector through a day care center and I think the lady was a little bit nit picky to say the least, I would say she was extravagantly nit picky. But we've place so many rules on day care centers and driven up the cost so much that we're really putting a burden on families that want to provide a place for their children while they have to go to work. And in the process with all the rules and regulations, we've driven away uncles and aunts and grandmas from taking care of neighborhood children. We have gotten the neighborhood mom or grandmom who wants to stay at home and take care of her neighbors afraid to get involved in the process because of the burden of regulations and the fear of violating the law that comes about. And some of these rules and regulations I do think approach absurdity. We have a day care center at our church and the latest round we went through was covering all the nice green grass with sand which dirties the church, dirties the fellowship hall, dirties the food area and it just creates a problem. The kids are dirty every time they go to change their diapers or go to help the children in the restroom. They say they have to wash them up as well. And the sand hasn't done one thing. There was never a problem with accidents or injuries anyway. All the sand has done is create problems that we didn't have before at our day care. It's this kind of approach to rules and regulations, it's parents it's people who don't seem to know that some of us parents do have the ability to raise our children, we do have the ability to make our own decisions about whether grandma or aunt Sally or Miss Mary Jane in the neighborhood can take care of our children and what I have done is introduce a bill that says if you keep four or fewer children in your home you are not subject to all of these day care

regulations. It can be done cheaper, it takes a load off our subsidy programs for some parents who don't want to be subsidized anyway and it lets these neighborhood ladies who want to help others in their own neighborhood operate without fear of somebody from Raleigh interfering in their lives. And I do appreciate the opportunity of at least presenting the idea and I am sure you'll see it again. Thank you Mr. Chairman."

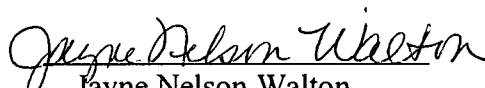
Representative Ives asked John Young of the Research about the eligibility of HB 1102 and Mr. Young replied that it is not eligible to be considered by the Senate only the House. Mr. Young further stated that the bill would have to be rewritten to apply to the new child care statutes that went into effect after the 1997 Session. A committee substitute was available if needed.

Representative Ives introduced Anna Carter for the Department of Child Development to talk about the current rules concerning keeping children in the home. Ms. Carter said the rule is that if take care of more than two children in your home that are not related to you then you are required to be regulated. Ms. Carter further stated that if the children are related to you then you may take care of as many as you want. Representative Brawley asked was this true if they are paying Grandma. Ms. Carter said this would fall under the classification of an non-registered home and there are some requirements for DSS purposes; they must complete a check list to receive a subsidy, but they are not licensed by the Department of Child Development. Representative Aldridge requested that Representative Brawley's comments to the committee be recorded and distributed to all the members of the Legislature. Representative Ives replied that the minutes would be made available to the members; however he said the subject has been discussed extensively over the last six years and a fair solution has been the result. Representative Ives recognized Paula Wolf of the Covenant With North Carolina's Children who requested that an accompanying paper be distributed from the Child Care Coalition. Representative Ives answered if Ms. Wolf would supply the paper it could be attached to Mr. Brawley's comments. Representative Ives asked for a motion from the committee for HB 1102 and none was forthcoming. Representative Brawley offered to give the Chairman a letter to hold HB 1102.

Representative Ives adjourned the meeting at 11:15 a.m.



Representative William M. Ives
Chairman



Jayne Nelson Walton
Committee Clerk

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

H

1

HOUSE BILL 1102

Short Title: Neighbor Child Care Law.

(Public)

Sponsors: Representatives Brawley; and Morris.

Referred to: Human Resources.

April 21, 1997

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE AN EXEMPTION FROM ALL CHILD DAY CARE
3 HOME REGULATION FOR NEIGHBORS HELPING NEIGHBORS WITH
4 CHILD CARE.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 110-86(4) reads as rewritten:

7 "(4) Child day care home. Any day care program or child care
8 arrangement wherein any person not excluded in G.S. 110-86(2)
9 provides day care on a regular basis of at least once per week for
10 more than four hours per day for more than two children under 13
11 years of age, but not to exceed a maximum of eight children at any
12 one time, wherever operated, and whether or not operated for
13 profit. Of the children present at any one time, no more than five
14 children shall be preschool-aged, as defined in rules adopted by
15 the Commission. The four hour limit applies regardless of the time
16 of day and regardless of whether the same or different children
17 attend. Cooperative arrangements among parents to provide care
18 for their own children as a convenience rather than for
19 employment are not included.

20 To determine whether a child care arrangement is a child day
21 care home, all children shall be counted except the operator's own
22 school-aged children and school-aged children who reside at the
23 location of the day care home.

1 Notwithstanding the above, no State registration or regulation is
2 required of neighbors who keep four or fewer children in their
3 homes, not including their own children, if the people whose
4 children they are keeping approve of the method used for the care
5 of their children, and if the neighbors keeping the children do not
6 apply for or receive any State assistance to enable them to
7 maintain their child caring."

8 Section 2. This act is effective when it becomes law.

VISITOR REGISTRATION SHEET

SUBCOMMITTEE ON HUMAN RESOURCES, FAMILIES

SEPTEMBER 29, 1998

Name of Committee

1712

VISITORS: PLEASE SIGN BELOW AND RETURN TO COMMITTEE CLERK.

NAME _____

FIRM OR AGENCY AND ADDRESS

JACK MOEFF

MAP OF DIMES VALLEY RD.

Holly Poole

NC Division of Child Development

Anna Carter

Div. of Child Development

Charlton Edgerton

YAIO / DOA

AL DENTON

YATO/DON

Roslyn Savell

Ne Child Care Coalition

Paula A. Haej.

Covenant w/ NC's Children