

MINUTES OF THE SENATE PUBLIC HEALTH AND WELFARE COMMITTEE.

The meeting was called to order by Chairperson Senator Susan Wagle at 1:30 p.m. on February 11, 2003 in Room 231-N of the Capitol.

All members were present except:

Committee staff present: Ms. Emalene Correll, Kansas Legislative Research Department
Mr. Norm Furse, Revisor of Statutes
Ms. Margaret Cianciarulo, Administrative Assistant

Conferees appearing before the committee: Mrs. Elizabeth Sileo, President, KidsPark
Ms. Janet Newton, Administrator, Child Care Unit
Bureau of Child Care Licensing and Regulation,
Department of Health and Environment

Others attending: See attached guest list

Approval of Minutes

Upon calling the meeting to order, the January 21, 22, and 23rd Minutes distributed on February 4, 2003 are approved as updates were made from Committee members.

Hearing on **SB100** - An act regarding hourly child care facilities exempt from obtaining certain health care and medical records

Upon calling the meeting to order, the Chair announced that the Committee the first order of business would be a hearing on **SB100**. She called on Mr. Norm Furse, Revisor of Statutes, to give a brief overview of the bill. Mr. Furse stated that the bill addresses a child care operation which is variously known as hourly child care and the request for the legislation is basically to exempt these types of facilities which do not provide child care on a continuing basis but provide for an hour or two (ex. the parents go shopping). The bill itself addresses the situation of one of the requirements under Kansas law for a child care facility, for certain medical records. He referred to the definition of child care facility and the hourly child care facility, new material - new law, and exemption to the current law, specifically providing care (lines 22 thru 24).

The Chair then asked the Committee if there were questions of Mr. Furse. Ms. Emalene Correll, Kansas Legislative Research Department and Senator Steineger asked questions ranging from: if this bill was intended to meet standards for licensing, with such a wide range of "irregular and intermittent" facilities available (ex. after school from 4 to 6, church groups, etc.) how do we define, rules and reg adopted, to groups not satisfied.

The Chair then called on the only proponent conferee Mrs. Elizabeth Sileo. President of Kids Park, an intended statewide, licensed child care facility soon to open in the city of Olathe. Ms. Sileo stated that, after discussing the requirements to collect information with local and state childcare licensing teams, they have concluded that legislative change is necessary to exempt hourly drop-in childcare centers from collecting immunization and doctor reports for their new kind of childcare service to be successful. She then gave a brief overview of KidsPark. A copy of her testimony is ([Attachment 1](#)) attached hereto and incorporated into the Minutes as referenced. A copy of her handout is filed in Chairperson Wagle's office.

Next to testify before the Committee was the only opponent conferee, Ms. Janet Newton, Administrator, Child Care Unit, Bureau of Child Care Licensing and Regulation, Department of Health and Environment who stated that the focus of the child care regulatory program is on child care facilities that provide care on a regular, frequent, and ongoing basis. A copy of her testimony is ([Attachment 2](#)) attached hereto and incorporated into the Minutes as referenced.

CONTINUATION SHEET

MINUTES OF THE SENATE PUBLIC HEALTH AND WELFARE COMMITTEE at on February 11, 2003 in Room 231-N of the Capitol.

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As there was no neutral conferees or written testimony, the Chair asked the Committee if they had questions or comments. Questions from Senators Wagle, Harrington, Brungardt, Barnett, Brownlee, Steineger, Salmans and Ms. Correll ranged from subsidized day care, any feasibility studies made, overnight care, testimony from KDHE, are you in alignment with other exceptions (ex. Multipurpose spaces, smaller areas), how many hours open, what is the volume of children (maximum capacity), medication and administering, is this a franchise, where do you think your problems might be without regulation, to how ready are you to open?

Adjournment

As it was going on 2:30 p.m., session time, and further discussion between KDHE and Mrs. Sileo was needed regarding reworking of language and exceptions being made, the Chair asked the two to meet and see if they could decide on their remaining differences that were addressed today. The meeting was adjourned at 2:30 p.m.

The next meeting is scheduled for February 12, 2003.