

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 212

BY HEALTH AND WELFARE COMMITTEE

AN ACT

1 RELATING TO DAYCARE LICENSES; AMENDING SECTION 39-1103, IDAHO CODE, TO RE-
2 VISE PROVISIONS REGARDING APPLICABILITY; AND DECLARING AN EMERGENCY
3 AND PROVIDING AN EFFECTIVE DATE.
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5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Section 39-1103, Idaho Code, be, and the same is hereby
7 amended to read as follows:

8 39-1103. LICENSING AUTHORITY. The department is hereby authorized and
9 directed to issue "basic daycare licenses" as provided in this chapter. The
10 department is authorized to establish procedures for issuing licenses to
11 daycare facilities which shall be maintained and operated in conformity with
12 the standards authorized in this chapter. Nothing in this chapter shall be
13 construed to limit or restrict the teaching of religious doctrines, values,
14 or tenets in a facility licensed under the provisions of this chapter. The
15 provisions of this chapter shall not apply to:

16 (1) The occasional care of a neighbor's, relative's or friend's child
17 or children by a person not ordinarily in the business of providing daycare;

18 (2) The operation of a ~~private school or religious~~ school for edu-
19 cational purposes for children over four (4) years of age or a ~~religious~~
20 kindergarten;

21 (3) The provision of occasional care exclusively for children of par-
22 ents who are simultaneously in the same building;

23 (4) The operation of day camps, ~~programs and religious schools for less~~
24 ~~than twelve (12) weeks during a calendar year or not more often than once a~~
25 ~~week and after school programs for children over four (4) years of age or in~~
26 kindergarten; or

27 (5) The provision of care for children of a family within the second de-
28 gree of relationship.

29 SECTION 2. An emergency existing therefor, which emergency is hereby
30 declared to exist, this act shall be in full force and effect on and after
31 July 1, 2023.