

1 Introduced by Committee on Human Services

2 Date:

3 Subject: Human services; child care; family child care homes; attendance by  
4 school-age children

5 Statement of purpose of bill as introduced: This bill proposes to expand the  
6 hours that a family child care home may care for school-age children from four  
7 hours a day to full time when the school-age children’s schools have scheduled  
8 a student for remote instruction occurring electronically off school premises.

9 An act relating to the provision of child care at family child care homes  
10 during remote learning days

11 It is hereby enacted by the General Assembly of the State of Vermont:

12 Sec. 1. 33 V.S.A. § 3511 is amended to read:

13 § 3511. DEFINITIONS

14 As used in this chapter:

15 \* \* \*

16 (7) “Family child care home” means a child care facility ~~which~~ that  
17 provides care on a regular basis in the caregiver’s own residence for not more  
18 than 10 children at any one time. Of this number, up to six children may be  
19 provided care on a full-time basis and the remainder on a part-time basis. As  
20 used in this subdivision, care of a child on a part-time basis shall mean care of

1 a school-age child for not more than four hours a day. These limits shall not  
2 include children who reside in the residence of the caregiver, except:

3 (A) These part-time school-age children may be cared for on a full-  
4 day basis during school closing days, remote-learning days, snow days, and  
5 vacation days ~~which~~ that occur during the school year. As used in this  
6 subdivision, a “remote-learning day” means any day in which a school-age  
7 student’s school has scheduled some or all students for remote instruction  
8 occurring electronically off school premises.

9 (B) During the school summer vacation, up to 12 children may be  
10 cared for, provided that at least six of these children are of school age and a  
11 second staff person is present and on duty when the number of children in  
12 attendance exceeds six. These limits shall not include children who are  
13 required by law to attend school (seven years of age and older) and who reside  
14 in the residence of the caregiver.

15 \* \* \*

16 Sec. 2. 33 V.S.A. § 3511 is amended to read:

17 § 3511. DEFINITIONS

18 As used in this chapter:

19 \* \* \*

20 (7) “Family child care home” means a child care facility that provides  
21 care on a regular basis in the caregiver’s own residence for not more than

1 10 children at any one time. Of this number, up to six children may be  
2 provided care on a full-time basis and the remainder on a part-time basis. As  
3 used in this subdivision, care of a child on a part-time basis shall mean care of  
4 a school-age child for not more than four hours a day. These limits shall not  
5 include children who reside in the residence of the caregiver, except:

6 (A) These part-time school-age children may be cared for on a full-  
7 day basis during school closing days, ~~remote learning days~~, snow days, and  
8 vacation days that occur during the school year. ~~As used in this subdivision, a~~  
9 ~~“remote learning day” means any day in which a school-age student’s school~~  
10 ~~has scheduled some or all students for remote instruction occurring~~  
11 ~~electronically off school premises.~~

12 (B) During the school summer vacation, up to 12 children may be  
13 cared for, provided that at least six of these children are of school age and a  
14 second staff person is present and on duty when the number of children in  
15 attendance exceeds six. These limits shall not include children who are  
16 required by law to attend school (seven years of age and older) and who reside  
17 in the residence of the caregiver.

18 \* \* \*

19 Sec. 3. EFFECTIVE DATES

20 (a) This section and Sec. 1 (33 V.S.A. § 3511) shall take effect on passage.

21 (b) Sec. 2 (33 V.S.A. § 3511) shall take effect on July 1, 2021.