

Legislative Analysis



GRACE PERIOD FOR IMPLEMENTATION OF NEW CHILD CARE RULES

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<http://www.house.mi.gov/hfa>

House Bill 5046 as reported from committee
Sponsor: Rep. Gregory Markkanen
Committee: Families, Children, and Seniors
Complete to 10-5-21

Analysis available at
<http://www.legislature.mi.gov>

(Enacted as Public Act 111 of 2022)

SUMMARY:

House Bill 5046 would amend 1973 PA 116, known as the child care licensing act, to provide that a **child care center**, **family child care home**, or **group child care home**¹ that is subject to a rule promulgated under the act has at least 90 days after the rule is promulgated to come into compliance with it, unless there is an immediate federal obligation or an immediate risk to health and safety as determined by the Department of Licensing and Regulatory Affairs (LARA).

Child care center means a facility that is not a private home that receives one or more children under 13 years of age for care for periods of less than 24 hours a day. Child care center includes a facility that provides care at least two consecutive weeks, regardless of the number of hours of care per day. The facility is generally described as a child care center, day care center, day nursery, nursery school, parent cooperative preschool, play group, before- or after-school program, or drop-in center.

Family child care home means a private home where up to six children are taken care of and supervised for compensation for periods of less than 24 hours at a time.

Group child care home means a private home where 7 to 12 children are provided that supervision and care.

MCL 722.112

FISCAL IMPACT:

House Bill 5046 would not have a fiscal impact on any unit of state or local government.

POSITIONS:

A representative of the Grand Rapids Chamber testified in support of the bill. (9-28-21)

The following entities indicated support for the bill:

- Michigan Department of Education (9-21-21)
- Department of Licensing and Regulatory Affairs (9-21-21)
- Detroit Regional Chamber (9-21-21)
- Michigan Chamber (9-21-21)

¹ For the full definitions of these terms, see <http://legislature.mi.gov/doc.aspx?mcl-722-111>

- Northern Michigan Chamber Alliance (9-21-21)
- Talent 2025 (9-21-21)
- Michigan League for Public Policy (9-28-21)
- Childcare Providers Association of Michigan (9-21-21)

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■ This analysis was prepared by nonpartisan House Fiscal Agency staff for use by House members in their deliberations and does not constitute an official statement of legislative intent.