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# A BILL FOR AN ACT

RELATING TO EXEMPTIONS FROM CHILD CARE LICENSING.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 346-152, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:

3           "(a) Nothing in this part shall be construed to include:

4           (1) A person caring for children related to the caregiver  
5                 by blood, marriage, or adoption;

6           (2) A person, group of persons, or facility caring for a  
7                 child less than six hours a week;

8           (3) A kindergarten, school, or child care program licensed  
9                 by the department of education[+], the charter school  
10                review panel, the Hawaii council of private schools,  
11                or any federal agency;

12           (4) A program that provides exclusively for a specialized  
13                 training or skill development for children, including  
14                 but not limited to programs providing activities such  
15                 as athletic sports, foreign language, the Hawaiian  
16                 language, dance, drama, music, or martial arts;

17           (5) A multiservice organization or community association,  
18                 duly incorporated under the laws of the State that



- 1 operates for the purpose of promoting recreation,  
2 health, safety, or social group functions for eligible  
3 pupils in public and private schools through seventeen  
4 years of age;
- 5 (6) Programs for children four years of age and older that  
6 operate for no more than two consecutive calendar  
7 weeks in a three-month period;
- 8 (7) A provider agency operating or managing a homeless  
9 facility or any other program for homeless persons  
10 authorized under part XVII;
- 11 (8) After-school, weekend, and summer recess programs  
12 conducted by the department of education pursuant to  
13 section 302A-408;
- 14 (9) Child care programs [~~for children five years of age~~  
15 ~~and older~~] conducted by counties pursuant to section  
16 302A-408; provided that each county adopts rules for  
17 its programs;
- 18 (10) Any person who enters a home in a child caring  
19 capacity and only cares for children who are of that  
20 household; and
- 21 (11) A person caring for two or fewer children unrelated to  
22 the caregiver by blood, marriage, or adoption."



1           SECTION 2. Statutory material to be repealed is bracketed  
2 and stricken. New statutory material is underscored.

3           SECTION 3. This Act shall take effect on July 1, 2013.



**Report Title:**

Child Care Licensing; Exemptions

**Description:**

Adds exemptions for any kindergarten, school, or program licensed by the charter school review panel, the Hawaii Council of Private Schools, or any federal agency and certain child care programs conducted by the counties from child care licensing by the department of human services. Effective July 1, 2013.  
(SD1)

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

