
A BILL FOR AN ACT

RELATING TO FEES FOR CHILD CARE LICENSING AND REGISTRATION.

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

1 SECTION 1. Chapter 346, Hawaii Revised Statutes, is
2 amended by adding a new section to be appropriately designated
3 and to read as follows:

4 "§346- Child care licensing and registration special

5 fund. (a) There is established within the state treasury, to
6 be administered by the department, the child care licensing and
7 registration special fund into which shall be deposited:

8 (1) All fees received from applicants for a license to
9 operate group child care homes or group child care
10 centers as provided in section 346-163 and from
11 applicants for a certificate of registration for
12 family child care homes as provided in section 346-
13 173;

14 (2) Appropriations made by the legislature to the fund;
15 and

16 (3) Any other revenues designated for the fund.

17 (b) Moneys in the child care licensing and registration
18 special fund shall be used for the following purposes:



1 (1) The costs of administering child care licensing and
2 registration; and

3 (2) Any other purpose deemed necessary by the department
4 to ensure the health and safety of children.

5 (c) All interest on special fund balances shall accrue to
6 the credit of the special fund. Upon dissolution of the child
7 care licensing and registration special fund, any unencumbered
8 moneys in the fund shall lapse to the credit of the general
9 fund."

10 SECTION 2. Section 346-163, Hawaii Revised Statutes, is
11 amended to read as follows:

12 "**§346-163 Licenses and temporary permits.** (a) If
13 satisfied that the applicant meets the minimum standards
14 established pursuant to section 346-162 and subject to the
15 criminal history record checks and child abuse record checks of
16 section 346-154, the department shall grant the applicant a
17 license for the operation of a group child care home or group
18 child care center, as the case may be. The license shall be
19 valid for:

20 (1) One year for new applicants and for those who have
21 been licensed for less than four years; and



1 (2) Two years for those who have been licensed for four
2 years or more,
3 unless sooner revoked. Where the activities of the applicant
4 fall within the licensing requirements of the department of
5 education and this subpart, a license shall be required from
6 both the department of education and the department of human
7 services.

8 A temporary permit may be issued for a period of six months
9 at the department's discretion to any applicant who is
10 temporarily unable to conform to all of the minimum standards.
11 Renewal of the temporary permit shall be left to the
12 department's discretion; provided that the combined period of
13 the initial and subsequently renewed permits shall not exceed
14 twenty-four months. Licenses and permits shall be conspicuously
15 posted on the licensed premises.

16 (b) The department may establish reasonable fees for the
17 issuance or renewal of licenses and permits according to rules
18 adopted pursuant to chapter 91."

19 SECTION 3. Section 346-173, Hawaii Revised Statutes, is
20 amended to read as follows:

21 "~~§~~**346-173**~~§~~ **Procedure for registration.** (a) A person
22 desiring to have the person's home registered as a family child



1 care home shall make application to the department. Upon
2 receipt of the application, the department shall conduct a study
3 of the applicant's qualifications, home, and proposed operation.
4 The department shall issue a certificate of registration to the
5 applicant which authorizes the applicant to operate a family
6 child care home if the department is satisfied that the premises
7 and proposed operation will be in compliance with the minimum
8 requirements established under section 346-172 and subject to
9 the criminal history record checks under section 346-154.

10 The provider shall operate and maintain the premises of the
11 family child care home in accordance with the minimum
12 requirements established under section 346-172 so long as
13 registered.

14 (b) The department may establish reasonable fees for the
15 issuance or renewal of certificates of registration according to
16 rules adopted pursuant to chapter 91."

17 SECTION 4. Statutory material to be repealed is bracketed
18 and stricken. New statutory material is underscored.

19 SECTION 5. This Act shall take effect upon its approval.



Report Title:

Child Care; License or Certificate of Registration; Fees

Description:

Allows the Department of Human Services to charge reasonable fees to obtain a child care license or certificate of registration and establishes a special fund. (HB2540 HD1)

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

