

# **SB 1106**

Measure Title: RELATING TO EXEMPTIONS FROM CHILD CARE LICENSING.

Report Title: Child Care Licensing; Exemptions

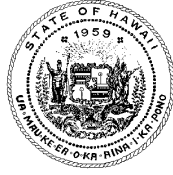
Description: Allows a child care program licensed by the United States Department of Defense and the Hawaii Council of Private Schools to be exempt from licensing by the Department of Human Services. In order for a child care program licensed by the Hawaii Council of Private Schools to be exempt from licensure by the Department of Human Services, the child care program must apply and show evidence that the licensing standards of the Hawaii Council of Private Schools meet or exceed the licensing standards of the Department of Human Services, and that the standards include a monitoring system that ensures compliance with the standards.

Companion: HB875

Package: Gov

Current Referral: HMS/PSM, CPN

Introducer(s): KIM (Introduced by request of another party)



EXECUTIVE OFFICE ON EARLY LEARNING  
HONOLULU

TERRY LOCK  
DIRECTOR

Testimony in **Support** of  
S.B. 1106, Relating to Exemptions from Child Care Licensing  
By Terry Lock, Director

Senate Committee on Human Services  
Senate Committee on Public Safety, Intergovernmental and Military Affairs  
February 7, 2013  
1:00 p.m., Room 016

Chair Chun Oakland, Vice-Chair Green, Chair Espero, Vice-Chair Baker, and Members of the Committees:

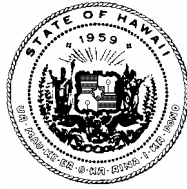
Aloha, I am Terry Lock, Director of the Executive Office on Early Learning (EOEL). EOEL is in **support** of Senate Bill 1106.

EOEL is charged with coordinating efforts on behalf of young children by creating partnerships and alignment of policies and programs to achieve improved outcomes in health, safety, and school readiness and success.

Programs accredited by the Hawaii Council of Private Schools (HCPS) are required to follow requirements that exceed the licensing requirements of the Department of Human Services. S.B. 1106 would exempt these programs, as well as those regulated by the U.S. Department of Defense and located on federal property, from DHS-licensing requirements. It would require HCPS-accredited programs to provide evidence that HCPS licensing standards meet or exceed DHS licensing standards, including a monitoring component.

We support S.B. 1106 because a cornerstone of our work is to ensure high-quality programs for our young children. In Hawaii we have the opportunity to build a system of care for young children that will build on the strengths of both our public and private sector providers.

Thank you for the opportunity to testify.



STATE OF HAWAII  
DEPARTMENT OF HUMAN SERVICES  
P. O. Box 339  
Honolulu, Hawaii 96809-0339

February 7, 2013

**MEMORANDUM**

TO: The Honorable Suzanne Chun Oakland, Chair  
Senate Committee on Human Services

The Honorable Will Espero, Chair  
Senate Committee on Public Safety, Intergovernmental and Military  
Affairs

FROM: Patricia McManaman, Director

SUBJECT: **S.B. 1106 - RELATING TO EXEMPTIONS FROM CHILD CARE  
LICENSING**

Hearing: Thursday, February 7, 2013; 1:00 p.m.  
Conference Room 016, State Capitol

**PURPOSE:** The purpose of S.B. 1106 is to allow a child care program licensed or certified by the United States Department of Defense and the Hawaii Council of Private Schools to be exempt from licensing by the Department of Human Services.

**DEPARTMENT'S POSITION:** The Department of Human Services (DHS) strongly supports this Administration bill. This bill will clarify the exemptions passed in the 2012 Legislative Session amending section 346-152(a)(3), Hawaii Revised Statutes, for any kindergarten, school, or program licensed or certified by the Department of Education, the Hawaii Council of Private Schools (HCPS), or the United States Department of Defense from child care licensing by the Department of Human Services.

The kindergartens, schools, or child care programs to be exempted are already licensed or certified by the United States Department of Defense and located on federal property. The licensing and certification standards of the United States Department of Defense exceed the DHS standards. Also, the DHS does not have jurisdiction over child care programs located on federal property. It is an administrative burden for the Department to also license these programs which are already licensed or certified by another entity.

Additionally, this bill clarifies that a child care program licensed by HCPS shall apply for an exemption with the DHS and must provide evidence that HCPS licensing standards meet or exceed those of the Department, including the monitoring component. The DHS has agreed to work with the Hawaii Association of Independent Schools (HAIS) and the HCPS to provide technical assistance in the development of standards for their child care programs.

In order for a child care program licensed by HCPS to be exempt from licensure by the Department of Human Services, the child care program must apply and show evidence that the licensing standards of the HCPS meet or exceed the licensing standards of the Department of Human Services, and that the standards include a monitoring system that ensures compliance with the standards.

If the child care program requesting the exemption cannot demonstrate that the HCPS standards meet or exceed those of the Department, the Department shall have the discretion to deny the application for exemption and continue to license the child care program.

Thank you for the opportunity to provide testimony on this bill.