
A BILL FOR AN ACT

RELATING TO CHILD CARE PROVIDERS.

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

1 SECTION 1. Section 346-157, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "~~{}~~§346-157~~{}~~ Liability insurance coverage~~{}~~
4 **requirement.** ~~[(a) For the purpose of this section, "liability~~
5 ~~insurance coverage" means a general casualty insurance policy~~
6 ~~issued to a provider insuring against legal liability for injury~~
7 ~~resulting from negligence to a child during the time the child~~
8 ~~is under the care of the child care provider.~~

9 ~~(b) The~~ (a) Beginning January 1, 2019, the department
10 shall ~~[not]~~ require a provider to obtain ~~[or]~~ and maintain
11 liability insurance coverage as a condition of licensure,
12 temporary permission, or registration to operate a child care
13 facility.

14 ~~[(c) The department, as a condition of continued~~
15 ~~licensure, temporary permission, or registration, shall require~~
16 ~~a provider who does not have liability insurance coverage to~~



1 ~~disclose in writing that the provider does not have coverage to~~
2 ~~each parent or guardian.~~

3 ~~(1) Applying to have a child cared for at the provider's~~
4 ~~facility, if the provider has no liability insurance~~
5 ~~coverage at the time of application; or~~

6 ~~(2) Within seven working days of cancellation or~~
7 ~~termination of liability insurance coverage if the~~
8 ~~coverage is canceled or terminated while the parent's~~
9 ~~or guardian's child is cared for at the provider's~~
10 ~~facility.~~

11 ~~(d)]~~ (b) The department may suspend or revoke a license,
12 temporary permit, or certificate of registration of a provider
13 in accordance with section 346-164 or 346-175, if the provider
14 or any employee of the provider knowingly makes a false
15 statement to any person concerning the provider's liability
16 insurance coverage.

17 (c) For the purpose of this section, "liability insurance
18 coverage" means a general casualty insurance policy issued to a
19 provider insuring against legal liability for injury resulting
20 from negligence to a child during the time the child is under
21 the care of the child care provider."



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 Statutory material to be repealed is bracketed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, 2050.
4



Report Title:

Child Care Providers; Liability Insurance Coverage; Requirement

Description:

Beginning January 1, 2019, requires child care providers licensed or registered by the department of human services to obtain and maintain liability insurance coverage. Takes effect 7/1/2050. (SD2)

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