

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 869, Pages 4 & 5,
2 Section 210.027, by deleting all of said section and inserting in lieu thereof the following:

3 "210.027. For child-care providers who receive state or federal funds for providing
4 child-care [services in the home] fee assistance, either by direct payment or through reimbursement
5 to a child-care beneficiary, the department of social services shall:

6 (1) Establish publicly available website access to provider-specific information about any
7 health and safety licensing or regulatory requirements for the providers, and including dates of
8 inspections, history of violations, and compliance actions taken, as well as the consumer education
9 information required under subdivision (12) of this section;

10 (2) Establish or designate one hotline for parents to submit complaints about child care
11 providers;

12 (3) Be authorized to revoke the registration of a registered provider for due cause;

13 [(2)] (4) Require providers to be at least eighteen years of age;

14 [(3)] (5) Establish minimum requirements for building and physical premises to include:

15 (a) Compliance with state and local fire, health, and building codes, which shall include the
16 ability to evacuate children in the case of an emergency; and

17 (b) Emergency preparedness and response planning.

18
19 Child care providers shall meet these minimum requirements prior to receiving federal assistance.
20 Where there are no local ordinances or regulations regarding smoke detectors, the department shall
21 require providers, by rule, to install and maintain an adequate number of smoke detectors in the
22 residence or other building where child care is provided;

23 [(4)] (6) Require providers to be tested for tuberculosis on the schedule required for
24 employees in licensed facilities;

25 [(5)] (7) Require providers to notify parents if the provider does not have immediate access
26 to a telephone;

27 [(6)] (8) Make providers aware of local opportunities for training in first aid and child care;

28 (9) Promulgate rules and regulations to define pre-service training requirements for child
29 care providers and employees pursuant to applicable federal laws and regulations;

30 (10) Establish procedures for conducting unscheduled onsite monitoring of child care
31 providers prior to receiving state or federal funds for providing child care services either by direct
32 payment or through reimbursement to a child care beneficiary, and annually thereafter;

33 (11) Require child care providers who receive assistance under applicable federal laws and
34 regulations to report to the department any serious injuries or deaths of children occurring in child
35 care;

36 (12) With input from statewide stakeholders such as parents, child care providers or

Action Taken _____ Date _____

1 administrators, and system advocate groups, establish a transparent system of quality indicators
 2 appropriate to the provider setting that shall provide parents with a way to differentiate between
 3 child care providers available in their communities as required by federal rules. The system shall
 4 describe the standards used to assess the quality of child care providers and the measurement
 5 approaches for such assessment. The system shall indicate whether the provider meets Missouri's
 6 registration or licensing standards, is in compliance with applicable health and safety requirements,
 7 and the nature of any violations related to registration or licensing requirements. The system shall
 8 also indicate if the provider utilizes nationally-recognized curricula and if the provider is in
 9 compliance with staff educational requirements. Such system of quality indicators established under
 10 this subdivision with the input from stakeholders shall be promulgated by rules. Any rule or portion
 11 of a rule, as that term is defined in section 536.010, that is created under the authority delegated in
 12 this section shall become effective only if it complies with and is subject to all of the provisions of
 13 chapter 536, and, if applicable, section 536.028. This section and chapter 536, are nonseverable and if
 14 any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the
 15 effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the
 16 grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be
 17 invalid and void. This subdivision shall not be construed as authorizing the operation, establishment,
 18 maintenance, or mandating or offering of incentives to participate in a quality rating system under
 19 section 167.216."; and

20
 21 Further amend said bill, Page 16, Section 210.183, Line 42, by inserting after all of said section and
 22 line the following:

23 "211.171. 1. The procedure to be followed at the hearing shall be determined by the juvenile
 24 court judge and may be as formal or informal as he or she considers desirable, consistent with
 25 constitutional and statutory requirements. The judge may take testimony and inquire into the habits,
 26 surroundings, conditions and tendencies of the child and the family to enable the court to render such
 27 order or judgment as will best promote the welfare of the child and carry out the objectives of this
 28 chapter.

29 2. The hearing may, in the discretion of the court, proceed in the absence of the child and
 30 may be adjourned from time to time.

31 3. The current foster parents of a child, or any preadoptive parent or relative currently
 32 providing care for the child, shall be provided with notice of, and an opportunity to be heard in, any
 33 hearing to be held with respect to the child, and a foster parent shall have standing to participate in
 34 all court hearings pertaining to a child in their care. [This subsection shall not be construed to
 35 require that any such foster parent, preadoptive parent or relative providing care for a child be made
 36 a party to the case solely on the basis of such notice and opportunity to be heard.]

37 4. All cases of children shall be heard separately from the trial of cases against adults.

38 5. Stenographic notes or an authorized recording of the hearing shall be required if the court
 39 so orders or, if requested by any party interested in the proceeding.

40 6. The general public shall be excluded and only such persons admitted as have a direct
 41 interest in the case or in the work of the court except in cases where the child is accused of conduct
 42 which, if committed by an adult, would be considered a class A or B felony; or for conduct which
 43 would be considered a class C felony, if the child has previously been formally adjudicated for the
 44 commission of two or more unrelated acts which would have been class A, B or C felonies, if
 45 committed by an adult.

46 7. The practice and procedure customary in proceedings in equity shall govern all
 47 proceedings in the juvenile court; except that, the court shall not grant a continuance in such
 48 proceedings absent compelling extenuating circumstances, and in such cases, the court shall make

1 written findings on the record detailing the specific reasons for granting a continuance.

2 8. The court shall allow the victim of any offense to submit a written statement to the court.
3 The court shall allow the victim to appear before the court personally or by counsel for the purpose
4 of making a statement, unless the court finds that the presence of the victim would not serve justice.
5 The statement shall relate solely to the facts of the case and any personal injuries or financial loss
6 incurred by the victim. A member of the immediate family of the victim may appear personally or
7 by counsel to make a statement if the victim has died or is otherwise unable to appear as a result of
8 the offense committed by the child."; and

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10 Further amend said bill by amending the title, enacting clause, and intersectional references
11 accordingly.
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