



2019-2020 General Assembly

HOUSE BILL 1105: Coronavirus Relief Act 3.0, Sec. 3.7A: Flexibility for Certain Child Care Licensing Requirements

Committee:
Introduced by:
Analysis of: Sec. 3.7A of S.L. 2020-97

Date: November 6, 2020
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OVERVIEW: Section 3.7A(a) of S.L. 2020-97 creates a new section, G.S. 110-98.5, in Article 7 of Chapter 110 of the General Statutes regarding care for school-age children during a state of emergency. A community-based organization is authorized to provide care for school-age children at a remote learning facility when remote or virtual learning is required due to a declared state of emergency. The community-based organization must be registered with the Department of Health and Human Services (Department) through a process consistent with the registration process the Department uses for licensed child care facilities. Care provided to school-age children pursuant to this section is not considered child care as defined under G.S. 110-86.

Sec. 3.7A(b) of S.L. 2020-97 amends the exemption for cooperate arrangements from the definition of child care found in G.S. 110-86(2)(i). It clarifies cooperative arrangements among parents to provide care for their own children as a convenience rather than for employment includes arrangements between a group of parents, regardless of whether the parents are working, to provide for the instructional needs of their children.

Sec. 3.7A(c) of S.L. 2020-97 requires any community-based organization operating pursuant to subsection (a) of this section during the COVID-19 pandemic to comply with the same COVID-19 related sanitation requirements as required of licensed child care facilities.

This section became effective September 4, 2020.

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Legislative Analysis
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