

HOUSE SUBSTITUTE FOR
SENATE BILL NO. 492

A bill to amend 1973 PA 116, entitled

"An act to provide for the protection of children through the licensing and regulation of child care organizations; to provide for the establishment of standards of care for child care organizations; to prescribe powers and duties of the department of social services and adoption facilitators; to provide penalties; and to repeal certain acts and parts of acts,"

by amending the title and section 3a (MCL 722.113a), the title as amended by 1994 PA 209 and section 3a as added by 1986 PA 140, and by adding section 8b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1

TITLE

2

An act to provide for the protection of children through the

3

licensing and regulation of child care organizations; to provide

4

for the establishment of standards of care for child care organi-

5

zations; to prescribe powers and duties of ~~the department of~~

6

~~social services~~ CERTAIN DEPARTMENTS OF THIS STATE and adoption

SB0492, As Passed House, December 4, 1997

Sub. S.B. 492 (H-4) as amended December 4, 1997

2

1 facilitators; to provide penalties; and to repeal ~~certain~~ acts
2 and parts of acts.

3 Sec. 3a. (1) A parent or legal guardian of a child at a
4 child care center or ~~day-care~~ DAY CARE center may visit the
5 child at the center at any time.

6 (2) A parent or legal guardian who wishes to enroll a child
7 at a child care center or ~~day-care~~ DAY CARE center may visit
8 the center ~~prior to~~ BEFORE THE CHILD'S enrollment ~~of the child~~
9 ~~at such times as shall be established by~~ AT THE TIMES the center
10 ESTABLISHES.

11 (3) This section shall not be construed to permit
12 ~~visitation~~ PARENTING TIME with a child in violation of a court
13 order.

14 SEC. 8B. (1) UPON THE RECOMMENDATION OF A LOCAL FOSTER CARE
15 REVIEW BOARD UNDER SECTION 7A OF 1984 PA 422, MCL 722.137, OR OF
16 A CHILD PLACING AGENCY, [

17] THE DEPARTMENT MAY GRANT A VARIANCE TO 1 OR MORE
18 LICENSING RULES OR STATUTES REGULATING FOSTER FAMILY HOMES OR
19 FOSTER FAMILY GROUP HOMES TO ALLOW THE CHILD AND 1 OR MORE SIB-
20 LINGS TO REMAIN OR BE PLACED TOGETHER. [IF THE DEPARTMENT DETERMINES
21 THAT SUCH A PLACEMENT WOULD BE IN THE CHILD'S BEST INTERESTS AND
22 THAT THE VARIANCE FROM THE PARTICULAR LICENSING RULES OR STATUTES
23 WOULD NOT JEOPARDIZE THE HEALTH OR SAFETY OF A CHILD RESIDING IN THE
24 FOSTER FAMILY HOME OR FOSTER FAMILY GROUP HOME, THE DEPARTMENT MAY
GRANT THE VARIANCE.]

25 (2) THE DEPARTMENT'S GRANT OF A VARIANCE DOES NOT CHANGE A
26 PRIVATE HOME'S LICENSURE STATUS.