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House Bill 5046 (as passed by the House)  
Sponsor: Representative Gregory Markkanen  
House Committee: Families, Children, and Seniors  
Senate Committee: Economic and Small Business Development

Date Completed: 5-26-22

### **CONTENT**

The bill would amend the child care licensing Act to specify that a child care center, group child care home, or family child care home that was controlled by a rule promulgated under the Act would have at least 90 days to become compliant with a rule after its promulgation unless there was an immediate Federal obligation or an immediate risk to health and safety as determined by the Department of Licensing and Regulatory Affairs.

Generally, the Act prescribes rulemaking authority for child care centers, group child care homes, and family child care homes to the Department of Licensing and Regulatory Affairs. The Department must establish a committee, consisting of certain individuals, for each type of child care organization and the rules established by the committee must pertain to the operation and conduct of child care organizations, the character and qualifications of their staff and household members, and the general financial ability and competence of applicants to provide necessary care, among other things. These rules are subject to review by a committee at least once every five years. The Department must review them biennially.

(The Act defines "child care center" as a facility, other than a private residence, receiving one or more children under 13 years of age for care for periods of less than 24 hours a day, where the parents or guardians are not immediately available to the child. "Family child care home" means a private home in which one but fewer than seven minor children are received for care and supervision for compensation for periods of less than 24 hours a day, attended by a parent or legal guardian, except children related to the adult member of the household by blood, marriage, or adoption. "Group child care home" means a private home in which more than six but not more than 12 minor children are given care and supervision for periods of less than 24 hours a day unattended by a parent or legal guardian, except children related to an adult member of the household by blood, marriage, or adoption.)

MCL 722.112

Legislative Analyst: Tyler P. VanHuyse

### **FISCAL IMPACT**

The bill would have no fiscal impact on State or local government.

Fiscal Analyst: Elizabeth Raczkowski

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.