



Rep. David R. Leitch

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09900HB1654ham002

LRB099 06727 MLM 34409 a

1 AMENDMENT TO HOUSE BILL 1654

2 AMENDMENT NO. _____. Amend House Bill 1654 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Child Care Act of 1969 is amended by
5 changing Section 2.09 as follows:

6 (225 ILCS 10/2.09) (from Ch. 23, par. 2212.09)

7 Sec. 2.09. "Day care center" means any child care facility
8 which regularly provides day care for less than 24 hours per
9 day for (1) more than 8 children in a family home, or (2) more
10 than 3 children in a facility other than a family home,
11 including senior citizen buildings. The term does not include
12 (a) programs operated by (i) public or private elementary
13 school systems or secondary level school units or institutions
14 of higher learning that serve children who shall have attained
15 the age of 3 years, ~~or~~ (ii) private entities on the grounds of
16 public or private elementary or secondary schools and that

1 serve children who have attained the age of 3 years, except
2 that this exception applies only to the facility and not to the
3 private entities' personnel operating the program, or (iii) any
4 local organization of the Young Men's Christian Association in
5 partnership with public or private elementary or secondary
6 schools, regardless of the location of the program; (b)
7 programs or that portion of the program which serves children
8 who shall have attained the age of 3 years and which are
9 recognized by the State Board of Education; (c) educational
10 program or programs serving children who shall have attained
11 the age of 3 years and which are operated by a school which is
12 registered with the State Board of Education and which is
13 recognized or accredited by a recognized national or multistate
14 educational organization or association which regularly
15 recognizes or accredits schools; (d) programs which
16 exclusively serve or that portion of the program which serves
17 handicapped children who shall have attained the age of 3 years
18 but are less than 21 years of age and which are registered and
19 approved as meeting standards of the State Board of Education
20 and applicable fire marshal standards; (e) facilities operated
21 in connection with a shopping center or service, religious
22 services, or other similar facility, where transient children
23 are cared for temporarily while parents or custodians of the
24 children are occupied on the premises and readily available;
25 (f) any type of day care center that is conducted on federal
26 government premises; (g) special activities programs,

1 including athletics, crafts instruction and similar activities
2 conducted on an organized and periodic basis by civic,
3 charitable and governmental organizations; (h) part day child
4 care facilities, as defined in Section 2.10 of this Act; or (i)
5 programs or that portion of the program which (1) serves
6 children who shall have attained the age of 3 years, (2) is
7 operated by churches or religious institutions as described in
8 Section 501 (c) (3) of the federal Internal Revenue Code, (3)
9 receives no governmental aid, (4) is operated as a component of
10 a religious, nonprofit elementary school, (5) operates
11 primarily to provide religious education, and (6) meets
12 appropriate State or local health and fire safety standards.

13 For purposes of (a), (b), (c), (d) and (i) of this Section,
14 "children who shall have attained the age of 3 years" shall
15 mean children who are 3 years of age, but less than 4 years of
16 age, at the time of enrollment in the program.

17 (Source: P.A. 92-659, eff. 7-16-02.)

18 Section 99. Effective date. This Act takes effect upon
19 becoming law."