

House Bill 789

By: Representatives Kirby of the 114th, Rogers of the 10th, Talton of the 147th, Mitchell of the 88th, Caldwell of the 20th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 1A of Title 20 of the Official Code of Georgia Annotated, relating to early
2 care and learning, so as to revise requirements for family day-care homes; to provide for
3 related matters; to repeal conflicting laws; and for other purposes.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

5 style="text-align:center">**SECTION 1.**

6 Chapter 1A of Title 20 of the Official Code of Georgia Annotated, relating to early care and
7 learning, is amended by revising paragraph (7) of Code Section 20-1A-2, relating to
8 definitions relative to early care and learning, as follows:

9 "(7) 'Family day-care home' means a private residence operated by any person who
10 receives therein for pay for supervision and care fewer than 24 hours per day, without
11 transfer of legal custody, at least three but not more than six children under 13 years of
12 age who are not related to such person and whose parents or guardians are not residents
13 in the same private residence; provided, however, that the total number of unrelated
14 children cared for in such home, for pay ~~and not for pay~~, may not exceed six children
15 under 13 years of age at one time."

16 style="text-align:center">**SECTION 2.**

17 Said chapter is further amended by revising subsection (i) of Code Section 20-1A-10, relating
18 to regulation of early care and education programs, as follows:

19 "(i) Group day-care homes and child care learning centers shall provide a minimum of 35
20 square feet of usable space consisting of indoor play areas, rest areas, and dining facilities
21 for each child present in the facility. Child care learning centers will be allowed to
22 designate in writing to the department two one-hour periods daily during which 25 square
23 feet of usable space per child for children aged three years and older may be provided.
24 Notwithstanding the limitation to 18 children prescribed in Code Section 20-1A-2, group
25 day-care homes will be allowed to designate in writing to the department two one-hour

26 periods daily during which 25 square feet of usable space per child for children aged three
27 years and older may be provided. Notwithstanding the limitation to six children prescribed
28 in Code Section 20-1A-2, a family day-care home operator may care for two additional
29 children aged three years and older for two designated ~~one-hour~~ two-hour periods daily.
30 Notwithstanding the provisions of this subsection, all other applicable rules and regulations
31 shall apply."

32 **SECTION 3.**

33 All laws and parts of laws in conflict with this Act are repealed.