HOUSE DOCKET, NO. 3241 FILED ON: 1/18/2013

HOUSE . . . . . No. 328

The Commonwealth of Massachusetts

PRESENTED BY:

James Arciero

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to limited liability corporations dealing with children .

PETITION OF:

NAME:	DISTRICT/ADDRESS:
James Arciero	*2nd Middlesex*
Laurie Myers	*7 Pine Hill Avenue* *Chelmsford, MA 01824*
Stephen L. DiNatale	*3rd Worcester*
Colleen M. Garry	*36th Middlesex*
Thomas A. Golden, Jr.	*16th Middlesex*
Paul McMurtry	*11th Norfolk*
Shaunna O'Connell	*3rd Bristol*

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HOUSE . . . . . No. 328

By Mr. Arciero of Westford, a petition (accompanied by bill, House, No. 328) of James Arciero and others that limited liability corporations dealing with children be licensed through the Department of Early Education . Education.

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act relative to limited liability corporations dealing with children .

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1 Section 12 of chapter 156C of the general laws is amended by adding the following to the end thereof;

(10) No limited liability corporation which provides education, child care, day care, tutoring or teaching services to children under the age of 18 shall receive certification from the Secretary of the Commonwealth unless having first received a license through the department of early education and care to provide such services.

Any and all corporations operating in the fields of education, child care, day care, tutoring or teaching services without a license through the department of early education and care shall apply for and receive a license from the department of early education and care or be decertified by the Secretary of the Commonwealth.

A department of early education and care license shall be one or more of the following: Family Child Care License, Small Group and School-Age Child Care License, and Large Group and School-Age Child Care License.

SECTION 2 Notwithstanding any general or special law, rule or regulation to the contrary, the department of early education and care shall require all applicants for the following licenses: Family Child Care License, Small Group and School-Age Child Care License, and Large Group and School-Age Child Care License, to perform a sex offender registry board check on all current and future employees. Said licensees shall annually report to the department of early education and care in writing their compliance with this provision.

20 SECTION 3 Any limited liability corporation holding one of the following licenses
21 from the department of early education and care: Family Child Care License, Small Group and
22 School-Age Child Care License, and Large Group and School-Age Child Care License, shall
23 provide to any parent or parents of children enrolled in their programs a list of all employees and
24 their current addresses at the particular facility where said children will be receiving services. If
25 said services are performed by an employee in a location outside the facility, they shall be listed
26 as if they were performing said services in the facility for the purposes of this section. All new
27 employees of a limited liability corporation shall be added to said list within ten business days of
28 being hired.