

House _____ Amendment NO. _____

Offered By

1 AMEND Senate Committee Substitute for Senate Bill No. 47, Page 1, Section A, Line 2, by inserting after all
2 of said section and line the following:

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4 "210.211. 1. It shall be unlawful for any person to establish, maintain or operate a child-care facility
5 for children, or to advertise or hold himself or herself out as being able to perform any of the services as
6 defined in section 210.201, without having in effect a written license granted by the department of health and
7 senior services; except that nothing in sections 210.203 to 210.245 shall apply to:

8 (1) Any person who is caring for four or fewer children. For purposes of this subdivision, children
9 who are related by blood, marriage or adoption to such person within the third degree shall not be considered
10 in the total number of children being cared for;

11 (2) Any person who has been duly appointed by a court of competent jurisdiction the guardian of the
12 person of the child or children, or the person who has legal custody of the child or children;

13 (3) Any person who receives free of charge, and not as a business, for periods not exceeding ninety
14 consecutive days, as bona fide, occasional and personal guests the child or children of personal friends of such
15 person, and who receives custody of no other unrelated child or children;

16 (4) Any graded boarding school, summer camp, hospital, sanitarium or home which is conducted in
17 good faith primarily to provide education, recreation, medical treatment, or nursing or convalescent care for
18 children;

19 (5) Any child-care facility maintained or operated under the exclusive control of a religious
20 organization. When a nonreligious organization, having as its principal purpose the provision of child-care
21 services, enters into an arrangement with a religious organization for the maintenance or operation of a
22 child-care facility, the facility is not under the exclusive control of the religious organization;

23 (6) Any residential facility or day program licensed by the department of mental health pursuant to
24 sections 630.705 to 630.760 which provides care, treatment and habilitation exclusively to children who have
25 a primary diagnosis of mental disorder, mental illness, mental retardation or developmental disability, as
26 defined in section 630.005; [and]

27 (7) Any nursery school; and

28 (8) Any child-care facility in a third class county that discloses any noncompliance with sections
29 210.203 to 210.245 to the parent or guardian of the child being cared for and obtains written acknowledgment
30 of such non-compliance from the parent or guardian."; and

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33 Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.
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Action Taken _____ Date _____