

(h) Nothing in this section shall be deemed to impair or limit the powers of the State Department of Human Resources, the State Department of Education, or the State Department of Health granted under any of the other provisions of this Code unless the same are necessarily inconsistent herewith.]

FAMILY DAY CARE HOMES

32D.

IT IS THE POLICY OF THIS STATE TO ENCOURAGE THE DEVELOPMENT OF DAY CARE SERVICES FOR CHILDREN IN A SAFE, HEALTHY, AND HOMELIKE ENVIRONMENT. TO ACHIEVE THIS END, THERE IS ESTABLISHED A SYSTEM OF REGISTRATION FOR FAMILY DAY CARE HOMES. THE SYSTEM OF REGISTRATION IS INTENDED TO PROMOTE A HIGH DEGREE OF FLEXIBILITY IN THE REGULATION OF FAMILY DAY CARE HOMES WHILE ASSURING THE SAFETY AND HEALTH OF CHILDREN WHO ARE CARED FOR IN THE HOMES.

32E.

(A) (1) IN THIS SUBTITLE, THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

(2) "DEPARTMENT" MEANS THE STATE DEPARTMENT OF HUMAN RESOURCES.

(3) "FAMILY DAY CARE" MEANS CARE GIVEN TO A CHILD:

(I) IN LIEU OF PARENTAL CARE;

(II) IN A RESIDENCE OTHER THAN THE CHILD'S;

(III) FOR LESS THAN 24 HOURS PER DAY; AND

(IV) FOR WHICH COMPENSATION IS PAID.

(4) "FAMILY DAY CARE HOME" MEANS THE RESIDENCE IN WHICH FAMILY DAY CARE IS PROVIDED.

(5) "PROVIDER" MEANS THE ADULT WHO HAS PRIMARY RESPONSIBILITY FOR THE OPERATION OF A FAMILY DAY CARE HOME.

~~(6) "PROVIDER'S ASSISTANT" MEANS AN ADULT WHO HAS SECONDARY RESPONSIBILITY FOR THE OPERATION OF A PROVIDER'S FAMILY DAY CARE HOME AND WHO MEETS ANY REQUIREMENT OR STANDARD APPLICABLE TO THE PROVIDER.~~

(B) (1) A PROVIDER MAY NOT CARE FOR MORE THAN 2 CHILDREN UNDER 2 YEARS OF AGE NOR MORE THAN A TOTAL OF 6 CHILDREN OF ANY AGE AT ANY GIVEN TIME.