House Engrossed

State of Arizona
House of Representatives
Forty-sixth Legislature
Second Regular Session
2004

CHAPTER 23

HOUSE BILL 2031

AN ACT

AMENDING SECTION 36-884, ARIZONA REVISED STATUTES; RELATING TO CHILD CARE PROGRAMS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

Be it enacted by the Legislature of the State of Arizona:

Section 1. Section 36-884, Arizona Revised Statutes, is amended to read:

36-884. Exemptions

This article does not apply to the care given to children by or in:

1. The homes of parents or blood relatives.

2. A religious institution conducting a nursery in conjunction with its religious services or conducting parent-supervised occasional drop-in care.

3. A unit of the public school system, INCLUDING SPECIALIZED PROFESSIONAL SERVICES PROVIDED BY SCHOOL DISTRICTS FOR THE SOLE PURPOSE OF MEETING MANDATED REQUIREMENTS TO ADDRESS THE PHYSICAL AND MENTAL IMPAIRMENTS PRESCRIBED IN SECTION 15-771. If a public school provides child care other than during the school's regular hours or for children who are not regularly enrolled in kindergarten programs or grades one through twelve, that portion of the school that provides child care is subject to standards of care prescribed pursuant to section 36-883.04.

4. A regularly organized private school engaged in an educational program which may be attended in substitution for public school pursuant to section 15-802. If the school provides child care beyond regular public school hours or for children who are not regularly enrolled in kindergarten programs or grades one through twelve, that portion of the school providing such care shall be considered a child care facility and is subject to the provisions of this article.

5. Any facility that provides training only in specific subjects, including dancing, drama, music, self-defense or religion AND TUTORING PROVIDED BY PUBLIC SCHOOLS SOLELY TO IMPROVE SCHOOL PERFORMANCE.

6. Any facility that provides only recreational or instructional activities to school age children who may come to and go from the child care facility at their own volition.

7. Any of the Arizona state schools for the deaf and the blind.

APPROVED BY THE GOVERNOR APRIL 1, 2004.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 1, 2004.

Passed the House February 3, 2004

by the following vote: 56 Ayes,

1 Nays, 3 Not Voting

Jake Flake
Speaker of the House

Norman L. Moore
Chief Clerk of the House

Passed the Senate March 29, 2004,

by the following vote: 30 Ayes,

0 Nays, 0 Not Voting

Ken Bennett
President of the Senate

Charmin B. Wright
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

29th day of March, 2004,

at 3:26 o'clock P. M.

Jennifer Ybarra
Secretary to the Governor

Approved this 1 day of

April, 2004,

at 11:00 o'clock A. M.

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 1 day of April, 2004,

at 12:36 o'clock P. M.

Janice K. Brewer
Secretary of State

H.B. 2031