

House Engrossed

FILED

KEN BENNETT

SECRETARY OF STATE

State of Arizona
House of Representatives
Forty-ninth Legislature
First Regular Session
2009

CHAPTER 78

HOUSE BILL 2265

AN ACT

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

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

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

4 36-884. Exemptions

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

6 1. The homes of parents or blood relatives.

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

10 3. A unit of the public school system, including specialized
11 professional services provided by school districts for the sole purpose of
12 meeting mandated requirements to address the physical and mental impairments
13 prescribed in section 15-771. If a public school provides child care other
14 than during the school's regular hours or for children who are not regularly
15 enrolled in kindergarten programs or grades one through twelve, that portion
16 of the school that provides child care is subject to standards of care
17 prescribed pursuant to section 36-883.04.

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

25 5. Any facility that provides training only in specific subjects,
26 including dancing, drama, music, self-defense or religion and tutoring
27 provided by public schools solely to improve school performance.

28 6. Any facility that provides only recreational or instructional
29 activities to school age children who may ~~come to and go~~ ENTER AND DEPART
30 from the ~~child care~~ facility at their own volition. THE FACILITY MAY REQUIRE
31 THE CHILDREN TO DOCUMENT THEIR ENTRANCE AND DEPARTURE FROM THE FACILITY AND
32 THIS DOCUMENTATION DOES NOT AFFECT THE EXEMPTION UNDER THIS PARAGRAPH. THE
33 FACILITY SHALL POST A NOTICE STATING IT IS NOT A LICENSED CHILD CARE FACILITY
34 UNDER SECTION 36-882.

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

APPROVED BY THE GOVERNOR JULY 10, 2009.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JULY 10, 2009.



Passed the House May 18, 20 09

Passed the Senate June 22, 20 09

by the following vote: 50 Ayes,

by the following vote: 22 Ayes.

1 Nays, 9 Not Voting

7 Nays, 1 Not Voting

[Signature]
Speaker of the House

[Signature]
President of the Senate

[Signature]
Chief Clerk of the House

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

1st day of July, 20 09

at 8:25 o'clock A. M.

[Signature]
Secretary to the Governor

Approved this 10th day of

July 2009

at 2:03 o'clock P. M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 10 day of July, 20 09

at 4:20 o'clock P. M.

[Signature]
Secretary of State