

Senate Engrossed House Bill

**FILED**

**KEN BENNETT  
SECRETARY OF STATE**

State of Arizona  
House of Representatives  
Fiftieth Legislature  
Second Regular Session  
2012

CHAPTER 218

# HOUSE BILL 2029

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~~ THAT may be attended in substitution for public school pursuant  
20 to 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 enter INTO and depart from the  
30 facility at their own volition. The facility may require the children to  
31 document their entrance INTO and departure from the facility. ~~and~~ This  
32 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.

36 8. A FACILITY THAT OPERATES A DAY CAMP THAT PROVIDES RECREATIONAL  
37 PROGRAMS TO CHILDREN IF ALL OF THE FOLLOWING ARE TRUE:

38 (a) THE DAY CAMP IS ACCREDITED BY A NATIONALLY RECOGNIZED ACCREDITING  
39 ORGANIZATION FOR DAY CAMPS AS APPROVED BY THE DEPARTMENT.

40 (b) THE DAY CAMP OPERATES FOR LESS THAN TWENTY-FOUR HOURS A DAY AND  
41 LESS THAN TEN WEEKS EACH CALENDAR YEAR.

1           (c) THE DAY CAMP POSTS A NOTICE AT THE FACILITY AND ON ITS WEBSITE  
2 THAT IT IS NOT LICENSED UNDER THE LAWS OF THIS STATE AS A CHILD CARE  
3 FACILITY.

4           (d) THE DAY CAMP PROVIDES PROGRAMS ONLY TO CHILDREN WHO ARE AT LEAST  
5 FIVE YEARS OF AGE.

6           (e) THE DAY CAMP REQUIRES FINGERPRINT CARDS OF ALL PERSONNEL PURSUANT  
7 TO SECTION 36-883.02.

APPROVED BY THE GOVERNOR APRIL 10, 2012.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 11, 2012.

Passed the House March 5, 20 12

Passed the Senate April 3, 20 12

by the following vote: 42 Ayes,

by the following vote: 29 Ayes,

16 Nays, 2 Not Voting

0 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

\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary to the Governor

Approved this \_\_\_\_\_ day of

\_\_\_\_\_

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of State

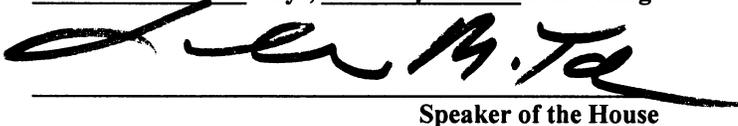
H.B. 2029

HOUSE CONCURS IN SENATE  
AMENDMENTS AND FINAL PASSAGE

\_\_\_\_\_ April 5, 2012,

by the following vote: 45 Ayes,

14 Nays, 1 Not Voting



Speaker of the House

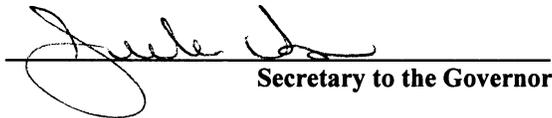
  
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

5 day of April, 2012,

at 1 o'clock P M.

  
Secretary to the Governor

Approved this 10<sup>th</sup> day of

April, 202012.

at 4:10 o'clock P M.

  
Governor of Arizona

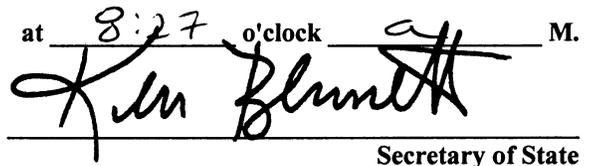
H.B. 2029

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 11<sup>th</sup> day of April, 2012,

at 8:27 o'clock a M.

  
Secretary of State