

CHAPTER 146
FORMERLY
SENATE BILL NO. 132

AN ACT TO AMEND TITLE 31 OF THE DELAWARE CODE RELATING TO THE DELAWARE CHILD
CARE ACT.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

Section 1. Amend Subchapter III, Chapter 3, Title 31 of the Delaware Code by inserting therein new sections 346 and 347 to read as follows:

“§ 346. Provider Advisory Board; appointments; composition; terms; vacancies.

(a) There is hereby established within the Office of Child Care Licensing, a Provider Advisory Board.

(b) The Board shall consist of 7 members, who are residents of this State, and are appointed by the Governor. The following shall be members of the Board:

(1) One family provider of child care from each of New Castle County, Kent County, and Sussex County;

(2) One director/owner of an Early Care and Education or School-Age Center from each of New Castle County, Kent County, and Sussex County; and

(3) One family provider of child care or director/owner of an Early Care and Education or School-Age Center from the City of Wilmington.

Furthermore, at least one of the members of the Board appointed pursuant to this subsection (b) shall also be from a Boys and Girls Club within this State.

(c) The term of a Board member appointed by the Governor shall be 3 years and shall terminate upon the Governor's appointment of a new member to the Board. A Board member shall continue to serve until his or her successor is duly appointed but a holdover under this provision does not affect the expiration date of a succeeding term.

(d) In case of a vacancy on the Board before the expiration of a Board member's term, a successor shall be appointed by the Governor within 30 days of the vacancy for the remainder of the unexpired term.

(e) The Board shall elect one of its members as Chairperson to serve for a one year term and who shall be eligible for reelection.

(f) The Board shall meet at the call of the Chair but no fewer than four times a year.

§ 347. Provider Advisory Board; powers and duties.

The Board shall have the authority to serve in an advisory capacity to the Office of Child Care Licensing with regard to adopting, promulgating and amending such rules and regulations as are required to carry out this chapter with respect to Early Care and Education and School Age Centers.”

Approved July 25, 2011