

LAWS OF DELAWARE
VOLUME 84
CHAPTER 527
152nd GENERAL ASSEMBLY
FORMERLY
HOUSE BILL NO. 367

AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO THE PROVIDER ADVISORY BOARD AND THE EXTENDED LEARNING OPPORTUNITIES SUBCOMMITTEE.

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

Section 1. Amend § 1703A, Title 14 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

§ 1703A. Extended Learning Opportunities Subcommittee.

(c) The Subcommittee shall be composed of 19 members:

(12) ~~A representative of the Provider Advisory Board, appointed by the the Chair of the Provider Advisory Board.~~ A licensed provider that services children who are not yet kindergarten age or school age, appointed by the Governor.

Section 2. Amend § 3006A, Title 14 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

§ 3006A. Provider Advisory Board; appointments; composition; terms; vacancies [Effective until July 1, 2024].

[Repealed.]

~~(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 provider from a family child care home from each of New Castle County, Kent County and Sussex County.~~

~~(2) One director/owner of a private child care center from each of New Castle County, Kent County and Sussex County.~~

~~(3) One provider from a family child care home or 1 director/owner of a private child care center from the City of Wilmington.~~

~~(4) At least 1 of the members of the Board appointed pursuant to this subsection (b) shall be from a Boys and Girls Club or YMCA within this State. For purposes of this subsection, a child care center at a Boys and Girls Club or YMCA shall be considered a private child care center.~~

~~(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 a successor is 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 1 of its members as Chair to serve for a 1-year term and who shall be eligible for reelection.~~

~~(f) The Board shall meet at the call of the Chair but no fewer than 4 times a year.~~

§ 3006A. Provider Advisory Board; appointments; composition; terms; vacancies [Effective July 1, 2024]. [Repealed.]

~~(a) There is established within OCCL, a Provider Advisory Board ("Board").~~

~~(b) (1) The Board shall consist of 7 members, who are residents of this State and are appointed by the Governor. The following are members of the Board:~~

~~a. One provider from a family child care home located in New Castle County, Kent County, and Sussex County.~~

~~b. One administrator or owner of a private child care center located in New Castle County, Kent County, and Sussex County.~~

~~e. One provider from a family or large family child care home or 1 administrator or owner of a private child care center located in the City of Wilmington.~~

~~(2) At least 1 of the members of the Board appointed under paragraph (b)(1) of this section must be from a Boys and Girls Club or YMCA child care facility within this State. For purposes of this subsection, a Boys and Girls Club or YMCA child care facility is a private child care facility.~~

~~(c) The term of a Board member appointed by the Governor is 3 years. A Board member shall continue to serve until a successor is duly appointed, but a holdover under this subsection 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, the Governor shall appoint a successor within 30 days of the vacancy for the remainder of the unexpired term.~~

~~(e) The Board shall elect 1 of the Board's members as Chair to serve for a 1-year term. The member who is elected Chair is eligible for reelection.~~

~~(f) The Board shall meet at the call of the Chair but no fewer than 4 times a year.~~

Section 3. Amend § 3007A, Title 14 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

§ 3007A. Provider Advisory Board; powers and duties [Effective until July 1, 2024]. [Repealed.]

~~The Board has the following powers and duties:~~

~~(1) Advise and consult with OCCL regarding the development, adoption, promulgation, and any amendment to the rules, regulations, and policies that are required to carry out this chapter with respect to early care and education, family child care homes, and school-age centers.~~

~~(2) Encourage OCCL to communicate with persons licensed under this chapter and to facilitate such communication.~~

~~(3) Encourage OCCL to enforce this chapter in a manner that recognizes that most child care providers are private businesses that need stable and reasonable regulations.~~

§ 3007A. Provider Advisory Board; powers and duties [Effective July 1, 2024]. [Repealed.]

~~The Board has the following powers and duties:~~

~~(1) Advise and consult with OCCL regarding the development, adoption, promulgation, and amendment of the rules, regulations, and policies required to carry out this chapter with respect to early care and education, family and large family child care homes, and school-age centers.~~

~~(2) Encourage OCCL to communicate with individuals and entities licensed under this chapter and to facilitate the communication.~~

~~(3) Encourage OCCL to enforce this chapter in a manner that recognizes that most child care providers are private businesses that need stable and reasonable regulations.~~

Approved November 1, 2024