

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Judiciary, to which was referred House Bill No. 1778, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 5, triple block indent lines 19 through 42.
- 2 Page 6, line 1, beginning with "was" begin a new line triple block
- 3 indented.
- 4 Page 6, between lines 6 and 7, begin a new paragraph and insert:
- 5 "SECTION 8. IC 31-9-2-16.4 IS ADDED TO THE INDIANA
- 6 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 7 [EFFECTIVE JULY 1, 2007]: **Sec. 16.4. "Child caregiver", for**
- 8 **purposes of section 31 of this chapter, means a person who**
- 9 **provides, or is responsible for providing, care and supervision of**
- 10 **a child (other than a child of whom the person is a parent,**
- 11 **stepparent, grandparent, aunt, uncle, sibling, legal guardian or**
- 12 **custodian with whom the person resides) at a residential property**
- 13 **that is not the child's place of residence, if the person:**
- 14 **(1) is not required to be licensed as the operator of:**
- 15 **(A) a child care home under IC 12-17.2-5; or**
- 16 **(B) a foster family home under IC 31-27-4;**
- 17 **(2) provides care and supervision of a child while unattended**
- 18 **by the child's:**
- 19 **(A) parent;**
- 20 **(B) guardian; or**

- 1 **(C) custodian with whom the child resides; and**
 2 **(3) receives more than two thousand dollars (\$2,000) in**
 3 **annual compensation for providing care and supervision of a**
 4 **child or children."**
 5 Page 6, line 19, strike "or".
 6 Page 6, line 21, after "an" insert **"owner, operator, director,**
 7 **manager, supervisor,"**.
 8 Page 6, line 21, after "employee" insert ",".
 9 Page 6, line 24, after "ministry" insert **", as defined in**
 10 **IC 12-7-2-28.8, that is"**.
 11 Page 6, line 24, after "licensing" insert **"requirements"**.
 12 Page 6, line 24, after "and" insert **"is"**.
 13 Page 6, line 25, after "registered" insert **"or required to be**
 14 **registered"**.
 15 Page 6, line 26, after "(C)" insert **"a home, center, or facility of"**.
 16 Page 6, line 26, delete "that is eligible to receive" and insert **", as**
 17 **defined in IC 12-7-2-149.1(4);"**.
 18 Page 6, delete lines 27 through 34, begin a new line double block
 19 indented and insert:
 20 **"(D) a home, center, or facility that is the location of a**
 21 **program that provides child care, as defined in section 16.3**
 22 **of this chapter, to serve migrant children and that is**
 23 **exempt from licensing under IC 12-17.2-2-8(6), whether or**
 24 **not the program is certified as described in IC 12-17.2-2-9;**
 25 **or"**.
 26 Page 6, delete line 35.
 27 Page 6, line 36, strike "IC 31-9-2-113.5." and insert **"section 113.5**
 28 **of this chapter;**
 29 **(3) a child caregiver, as defined in section 16.4 of this chapter;**
 30 **or**
 31 **(4) an individual who has direct contact, on a regular and**

1 **continuing basis, with a child for whom care and supervision is**
2 **provided as described in this subsection."**

3 Renumber all SECTIONS consecutively.
(Reference is to HB 1778 as reprinted February 20, 2007.)

and when so amended that said bill do pass.

Committee Vote: Yeas 8, Nays 0.

Bray

Chairperson