

*Sen. James B. ... 3/24  
Amended ... 2/27 (p. 1139)*

MAR 12 1980

HOUSE FILE 2533

Place On Calendar

By COMMITTEE ON HUMAN RESOURCES

(Formerly House File 2423)

Passed House, Date 3-21-80 (p. 1092) Passed Senate, Date 4/5/80 (p. 1312)

Vote: Ayes 81 Nays 10 Vote: Ayes 48 Nays 0

*Referred to ... 1/16/50 (p. 1243)*  
Approved May 19, 1950  
88-9

## A BILL FOR

1 An Act to add to chapter two hundred thirty-seven A (237A)  
2 of the Code, relating to child day care facilities, a  
3 definition of the term "preschool" and to establish  
4 special criteria for certain rules of the department  
5 of social services which govern child care facilities  
6 that are preschool.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

2533

1 Section 1. Section two hundred thirty-seven A point one  
2 (237A.1), Code 1979, is amended by adding the following new  
3 subsection:

4 NEW SUBSECTION. "Preschool" means a child day care facility  
5 which provides to children ages three through five, for periods  
6 of time not exceeding three hours per day, programs designed  
7 to help the children to develop intellectual skills, social  
8 skills and motor skills, and to extend their interest and  
9 understanding of the world about them.

10 Sec. 2. Section two hundred thirty-seven A point twelve  
11 (237A.12), subsection one (1), Code 1979, is amended to read  
12 as follows:

13 1. The number and qualifications of personnel necessary  
14 to assure the health, safety, and welfare of children in the  
15 facilities. Rules for facilities which are preschools shall  
16 be drawn so that any staff-to-children ratios which relate  
17 to the age of the children enrolled shall be based on the  
18 age of the majority of the children served by a particular  
19 class rather than on the age of the youngest child served,  
20 so long as the facility enrolls no children who are less than  
21 three years of age.

22 EXPLANATION

23 Preschool facilities in Iowa which are licensed and  
24 regulated under the child day care facility law have  
25 encountered difficulty with some rules adopted by the  
26 department of social services under that law. Preschools  
27 primarily serve four and five-year-olds, although on occasion  
28 they may enroll a three-year-old. Under the present rules,  
29 the enrolling of a single three-year-old may cause a change  
30 in the applicable staff-to-child ratio that significantly  
31 affects the operation of the preschool.

32 Therefore, this bill defines a facility which is to be  
33 considered a preschool and requires that any staff-to-child  
34 rules governing such a facility be based on the age of the  
35 majority of the children served rather than the age of the

1 youngest child, so long as no child under three years old  
2 is enrolled. The bill would become law July first following  
3 enactment.

- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28
- 29
- 30
- 31
- 32
- 33
- 34
- 35

HOUSE FILE 2533

H-5633

1 Amend House File 2533 as follows:  
2 1. Page 1, by inserting after line 21 the  
3 following:  
4 "Sec. 3. Chapter two hundred thirty-seven A (237A),  
5 Code 1979, is amended by adding the following new  
6 section:  
7 NEW SECTION. EXEMPTION. A nonprofit organization  
8 which operates a child care center or a family day  
9 care home and which does not receive funds appropriated  
10 to the department and allocated under this chapter  
11 is not subject to the licensing requirements of this  
12 chapter, but may voluntarily apply to the department  
13 for licensing or registration under this chapter."

H-5633 FILED *Lost 3/21 (p. 104)* BY SMALLEY of Polk  
MARCH 20, 1980

HOUSE FILE 2533

S-5544

1 Amend House File 2533 as passed by the House as  
2 follows:  
3 1. Page 1, lines 19, 20 and 21, by striking the  
4 words ", so long as the facility enrolls no children  
5 who are less than three years of age".

S-5544 FILED  
MARCH 27, 1980

BY COMMITTEE ON HUMAN RESOURCES  
JULIA B. GENTLEMAN, CHAIRPERSON

*Adopted 4/8 (p. 1309)*

SENATE AMENDMENT TO  
HOUSE FILE 2533

H-5968

1 Amend House File 2533 as passed by the House as  
2 follows:  
3 1. Page 1, lines 19, 20 and 21, by striking the  
4 words ", so long as the facility enrolls no children  
5 who are less than three years of age".

H-5968 FILED APRIL 10, 1980

RECEIVED FROM THE SENATE

*House received 4/10 (p. 1640)*

to the age of the children enrolled shall be based on the age of the majority of the children served by a particular class rather than on the age of the youngest child served.

HOUSE FILE 2533

AN ACT

TO ADD TO CHAPTER TWO HUNDRED THIRTY-SEVEN A (237A) OF THE CODE, RELATING TO CHILD DAY CARE FACILITIES, A DEFINITION OF THE TERM "PRESCHOOL" AND TO ESTABLISH SPECIAL CRITERIA FOR CERTAIN RULES OF THE DEPARTMENT OF SOCIAL SERVICES WHICH GOVERN CHILD CARE FACILITIES THAT ARE PRESCHOOL.

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

Section 1. Section two hundred thirty-seven A point one (237A.1), Code 1979, is amended by adding the following new subsection:

NEW SUBSECTION. "Preschool" means a child day care facility which provides to children ages three through five, for periods of time not exceeding three hours per day, programs designed to help the children to develop intellectual skills, social skills and motor skills, and to extend their interest and understanding of the world about them.

Sec. 2. Section two hundred thirty-seven A point twelve (237A.12), subsection one (1), Code 1979, is amended to read as follows:

1. The number and qualifications of personnel necessary to assure the health, safety, and welfare of children in the facilities. Rules for facilities which are preschools shall be drawn so that any staff-to-children ratios which relate

\_\_\_\_\_  
WILLIAM H. HARBOR  
Speaker of the House

\_\_\_\_\_  
TERRY E. BRANSTAD  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2533, Sixty-eighth General Assembly.

\_\_\_\_\_  
BRUCE GRAHAM  
Assistant Chief Clerk of the House

Approved May 19, 1980

\_\_\_\_\_  
ROBERT D. RAY  
Governor