



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRBs0215/1  
GMM:kjf:rs

**SENATE SUBSTITUTE AMENDMENT 1,  
TO 2011 SENATE BILL 179**

October 18, 2011 - Offered by Senator LASSA.

1 **AN ACT** *to amend* 48.65 (2) (b); and *to create* 48.65 (2) (bm) and 48.65 (2) (bp)  
2 of the statutes; **relating to:** requiring a public school or an unaccredited  
3 private school that provides child care for children under three years of age to  
4 be licensed to operate a child care center.

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***Analysis by the Legislative Reference Bureau***

Under current law, no person may for compensation provide care and supervision for four or more children under seven years of age for less than 24 hours a day unless that person obtains a license to operate a child care center from the Department of Children and Families. Certain persons, however, including public, parochial, or tribal schools, are exempt from this requirement. This substitute amendment requires a public school or an unaccredited private school that provides such care and supervision for children under three years of age to obtain a license to operate a child care center.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

5 **SECTION 1.** 48.65 (2) (b) of the statutes is amended to read:

1 48.65 (2) (b) A ~~public or parochial school or a~~ tribal school.

2 **SECTION 2.** 48.65 (2) (bm) of the statutes is created to read:

3 48.65 (2) (bm) A public school, unless the public school provides care and  
4 supervision for children under 3 years of age.

5 **SECTION 3.** 48.65 (2) (bp) of the statutes is created to read:

6 48.65 (2) (bp) A private school, unless the private school provides care and  
7 supervision for children under 3 years of age and is not accredited by an accrediting  
8 agency specified in s. 118.60 (2) (a) 7.

9 **SECTION 4. Initial applicability.**

10 (1) CHILD CARE LICENSING OF PUBLIC AND PRIVATE SCHOOLS. Except as provided in  
11 subsection (2), this act first applies to a public school, or to a private school that is  
12 not accredited by an accrediting agency specified in section 118.60 (2) (a) 7. of the  
13 statutes, that provides care and supervision for a child under 3 years of age on the  
14 effective date of this subsection.

15 (2) CHILD CARE LICENSING OF PUBLIC AND PRIVATE SCHOOLS; GRACE PERIOD. This act  
16 first applies to a public school, or to a private school that is not accredited by an  
17 accrediting agency specified in section 118.60 (2) (a) 7. of the statutes, that at any  
18 time during the 24 months prior to the effective date of this subsection provided care  
19 and supervision for a child under 3 years of age without a license under section 48.65  
20 (1) of the statutes on the first day of the 36th month beginning after effective date  
21 of this subsection.

22 (END)