

AMENDMENTS TO LB867

(Amendments to Standing Committee amendments, AM2270)

Introduced by Riepe, 12.

1 1. Insert the following new sections:

2 **Sec. 20.** Section 71-1908, Revised Statutes Supplement, 2025, is
3 amended to read:

4 71-1908 (1) Sections 71-1908 to 71-1923.03 and section 21 of this
5 act shall be known and may be cited as the Child Care Licensing Act.

6 (2) The Legislature finds that there is a present and growing need
7 for quality child care programs and facilities. There is a need to
8 establish and maintain licensure of persons providing such programs to
9 ensure that such persons are competent and are using safe and adequate
10 facilities. The Legislature further finds and declares that the
11 development and supervision of programs are a matter of statewide concern
12 and should be dealt with uniformly on the state and local levels. There
13 is a need for cooperation among the various state and local agencies
14 which impose standards on licensees, and there should be one agency which
15 coordinates the enforcement of such standards and informs the Legislature
16 about cooperation among the various agencies.

17 **Sec. 21.** (1) The department shall establish a youth afterschool
18 eligibility letter for individuals who are sixteen or seventeen years of
19 age and who are seeking employment in school-age child care programs or
20 temporary nonresidential child care programs. For purposes of this
21 section, temporary nonresidential child care program means a program in
22 which child care is provided (a) for no more than twelve consecutive
23 hours, (b) not on a continuous or regularly scheduled basis, and (c) in a
24 location not ordinarily used as a licensed child care center.

25 (2)(a) To obtain a youth afterschool eligibility letter, an
26 applicant shall:

1 (i) Complete all registry checks required for licensed child care
2 staff, including the child abuse and neglect and sex offender registries,
3 and any additional registry checks required by the department;

4 (ii) Submit all background check documentation required by the
5 department; and

6 (iii) Complete a minimum seven-hour new staff orientation for
7 school-age programs approved by the department.

8 (b) If an applicant is seeking employment in a school-age child care
9 program or a temporary nonresidential child care program, the applicant
10 shall reimburse the state for the cost of the application.

11 (3) An applicant who has submitted all required background check
12 materials may engage in provisional employment while such checks are
13 pending if: (a) The applicant is not left alone in a room with children;
14 (b) the applicant is not included in staff-to-child ratio requirements;
15 and (c) the applicant's provisional employment is limited to school-age
16 child care programs and temporary nonresidential child care programs.

17 (4)(a) Upon completion of the requirements in subsection (2) of this
18 section, the department shall issue a youth afterschool eligibility
19 letter. The eligibility letter may be used to obtain initial employment
20 in a school-age child care program or a temporary nonresidential child
21 care program for one hundred eighty days after the date of issuance of
22 such letter.

23 (b) If the eligibility letter holder begins employment in a school-
24 age child care program or a temporary nonresidential child care program
25 within one hundred eighty days after the date of issuance, the
26 eligibility letter shall remain valid for purposes of such employment for
27 one year after the date of issuance if the eligibility letter holder
28 maintains continuous employment with such program.

29 (c) A youth afterschool eligibility letter that is not used within
30 one hundred eighty days after the date of issuance shall expire and shall
31 not be used to obtain future employment.

1 (d) A youth afterschool eligibility letter may be renewed through an
2 expedited process established by the department.

3 (5) A licensed child care program or youth-serving program approved
4 by the department may accept a valid youth afterschool eligibility letter
5 as verification that the eligibility letter holder has met the initial
6 background check and training requirements under this section.

7 (6) The department may adopt and promulgate rules and regulations to
8 carry out this section, including, but not limited to, application
9 procedures, background check verification, renewal procedures, fees,
10 approval of training providers, and privacy and data-sharing protections.

11 (7) This section does not apply if it would result in a loss of
12 federal funding for a child care or an early childhood education program
13 or any successor program, including funds received under the federal
14 Child Care and Development Block Grant Act of 1990, or would otherwise
15 violate federal requirements for such funds.

16 2. Renumber the remaining sections and correct the repealer
17 accordingly.