

2006 SESSION

HOUSE SUBSTITUTE

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SENATE BILL NO. 704

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on Health, Welfare and Institutions
on February 23, 2006)

(Patron Prior to Substitute—Senator Edwards)

A *BILL to amend the Code of Virginia by adding a section numbered 63.2-1809.1, relating to liability insurance for family day homes; civil penalty.*

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 63.2-1809.1 as follows:

§ 63.2-1809.1. Insurance notice requirements for family day homes; civil penalty.

A. Any person who operates a family day home approved by a licensed family day system, a licensed family day home, or a voluntarily registered family day home shall furnish a written notice to the parent or guardian of each child under the care of the family day home stating (i) the amount of liability insurance in force covering the operation of the family day home or (ii) the fact that there is no liability insurance in effect.

B. Each parent or guardian shall acknowledge, in writing, receipt of such notice. In the event the amount of insurance coverage decreases, the person operating the family day home shall (i) notify each parent or guardian within 30 days after the effective date of the change and (ii) obtain written acknowledgement of such notice. A copy of an acknowledgment required under this section shall be maintained on file at the family day home at all times while the child attends the family day home and for 12 months after the child's last date of attendance.

C. Any person who fails to give any notice required under this section shall be subject to a civil penalty of \$500 for each such failure.

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