

1989 BILL 213

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First Session, 22nd Legislature, 38 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

# BILL 213

QUALITY CHILD DAY CARE STANDARDS ACT

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MRS. HEWES

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First Reading .....

Second Reading .....

Committee of the Whole .....

Third Reading .....

Royal Assent .....

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*Bill 213*  
*Mrs. Hewes*

## **BILL 213**

1989

### **QUALITY CHILD DAY CARE STANDARDS ACT**

*(Assented to , 1989)*

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Alberta, enacts as follows:

*1 The Social Care Facilities Licensing Act is amended by this Act.*

*2 Section 1 is amended by repealing clause (f)(i.1) and substituting the following:*

*(i.1) a child day care centre.*

*3 The following is added after section 3:*

#### **Child Day Care Centres**

**3.1(1)** Every person applying for a licence for a child day care centre shall satisfy the Director that he will have the facilities and capability of complying with this section.

(2) Every person providing day care in the child day care centre shall provide an environment that is conducive to the health, safety and well-being of every child therein.

(3) The ratio of staff to children and the size of the child groups shall not exceed:

(a) for children up to 18 months, a staff:child ratio of 1:3, nor a group size of more than 6 children;

## Explanatory Notes

- 1 This Bill will amend chapter S-14 of the Revised Statutes of Alberta 1980.
- 2 Clause (f)(i.1) presently reads:  
*(i.1) a day care centre.*
- 3 Standards for child day care centres.

- (b) for children from 19-30 months, a staff:child ratio of 1:4, nor a group size of more than 8 children;
  - (c) for children from 31-72 months, a staff:child ratio of 1:8, nor a group size of more than 16 children.
- (4) Notwithstanding subsection (2) or (3), where a provision for groupings of combined age of children is arranged, at least 2 staff persons must be present to implement the day care program for 15 children of which no more than 4 may be aged between 19 and 30 months, no more than 5 between 31 and 54 months and nor more than 7 between 55 and 72 months.
- (5) A child day care centre must provide outdoor play space,
- (a) that is fenced,
  - (b) that is at least 4 square metres in area for each child for which the centre is licensed up to the age of 18 months plus 7 square metres for each child for which the centre is licensed between the ages of 19 and 72 months.
- (6) Every day care centre shall provide indoor play space of at least 4 square metres per child exclusive of any space occupied by any thing which is not play equipment for the children.

3.2(1) Every person operating a child day care centre shall provide a program of activities to promote the overall development of the child including physical, social, emotional and intellectual development of the children, including indoor and outdoor activities.

(2) Every child day care centre shall have adequate and appropriate equipment for the care, exercise and development of the children.

(3) By January 1, 1991, every child day care centre shall have a full time director that has post-secondary educational experience in early childhood development or education, child and family studies, education or a related field as provided in the regulations and at least 2 year's experience in a child day care centre.



(4) By January 1994, every person who is a full time director of a child day care centre shall have completed or be engaged in study for a post-diploma certificate in day care administration in a course specified in the regulations.

(5) Every child day care centre shall have at least one person on the regular staff of the centre who has completed a 1 or 2 year program in early childhood development or education, child or family studies, education or related field as set out in the regulations.

(6) By January 1, 1994, every child day care centre shall have, for each group of children as specified in the schedule to section 3.1, at least 1 staff member who either has a one-year diploma in early childhood development or education, child and family studies, education or related field as set out in the regulations and 2 year's experience at a child day care centre or a 2-year diploma in such training and 1 year's experience at a child day care centre.

### 3.3 The operator of a child day care centre shall

(a) with respect to every person working at the day care centre, prior to December 1, 1989; and

(b) with respect to every person who applies to work at the child day care centre after the commencement of this section;

require the person

(c) to obtain and submit to the operator a copy of any record of criminal conviction against them

(d) to consent to the operator obtaining from the Director of Child Welfare a statement as to whether the person has been convicted of any offence under any provincial statute that is prescribed in the regulations as being a statute which relates to the care of children or the suitability of a person to work at a day care centre;and

(e) to provide a written statement in the form provided in the regulations that no charges are pending against that person under the Criminal Code (Canada) or under any of



the statutes prescribed in the regulations for the purposes of clause (d).

**3.4** Every child day care centre that is licensed to operate prior to the commencement of this section shall comply with sections 3.1 and 3.2 no later than January 1, 1991.

**3.5(1)** The operator of every child day care centre shall establish a Parental Monitoring Group consisting of no less than 3 parents of children attending the day care centre, and register the names and addresses of the Group with the Director.

(2) The Director shall notify the Group of any inspection of the day care centre and provide it with a copy of any information or report relating to the inspection.

**3.6** The operator of a child day care centre shall permit any parent of a child who is entitled to access to the child to have access to the child at the centre at any time that the child is present in the centre.

*4 Section 11 is amended*

(a) *by striking out "The Lieutenant Governor in Council" and substituting "Subject to sections 3.1, 3.2, 3.3 and 3.4, the Lieutenant Governor in Council", and*

(b) *by adding after clause (g) the following*

(g).1 *listing the provincial statutes or provisions thereof under which convictions of persons applying for or working in day care centres are to be reported by the Director of Child Welfare to an operator of a child day care centre who is seeking to employ a person.*

*5 This Act comes into force on January 1, 1990.*



4 Regulations subject to sections 3.1, 3.2, 3.3 and 3.4.

5 Coming into force.