

Accompanying the first recommendation of the Office for Children (House, No. 30). Human Services and Elderly Affairs.

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**The Commonwealth of Massachusetts**

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In the Year One Thousand Nine Hundred and Eighty-Seven.

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**AN ACT FURTHER DEFINING SCHOOL AGE DAY CARE PROGRAMS.**

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Section 9 of Chapter 28A is hereby amended by deleting the  
2 definition of “after school program” and inserting between the  
3 definitions of “Placement agency” and “Temporary shelter facil-  
4 ity” the following: —

5 “School Age Day Care Program”: any person or facility oper-  
6 ated on a regular basis which provides supervised group care and  
7 accountability for children not of common parentage who are five  
8 years of age or who will attain the age of five and be eligible to  
9 attend kindergarten as determined by local policies and guidelines  
10 of the school district as of September of that calendar year through  
11 fourteen years of age or through sixteen years of age, if such  
12 children have special needs. It operates before and/or after school,  
13 and may also operate during school vacation and holidays. It  
14 provides a planned daily program of activities that is attended by  
15 children on a scheduled basis. School Age Day Care Program shall  
16 not include: any program operated by a public school system; any  
17 part of a private, organized educational system, unless the services  
18 of such system are primarily limited to a school age day care  
19 program; a Sunday school or classes for religious instruction  
20 conducted by a religious organization where the children are cared  
21 for during short periods of time while persons responsible for such  
22 children are attending religious services; a family day care home;  
23 an informal cooperative arrangement among neighbors or rela-  
24 tives; or the occasional care of children with or without compensa-  
25 tion therefor.

