



## Recommendation for Action

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**File #:** 20-3592, **Agenda Item #:** 53.

2/4/2021

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### **Posting Language**

Conduct a public hearing and consider an ordinance adopting Local Standards of Care for the Parks and Recreation Department's Youth Programs.

### **Lead Department**

Parks and Recreation Department.

### **Fiscal Note**

This item has no fiscal impact.

### **Prior Council Action:**

January 27, 2021 - Council set the public hearing date as February 4, 2021 to consider an ordinance adopting Local Standards of Care for the Parks and Recreation Department's Youth Programs.

February 20, 2020 - Council approved Ordinance No. 20200220-055 on a 10-0 vote with Council Member Casar off the dais.

### **For More Information:**

Davin Bjornaas, Recreation Program Manager - Adaptive, Youth/Teen Programs, 512-974-5665; Sammi Curless, Business Process Specialist, 512-974-6716.

### **Council Committee, Boards and Commission Action:**

December 4, 2020 - Approved by the Parks and Recreation Board on a vote of 8-0 with Vice Chair Farasat and Board Members Rinaldi and Taylor absent.

### **Additional Backup Information:**

The City is exempt from Child Care Licensure by the State of Texas under Human Resources Code Chapter 42. Regulation of Certain Facilities, Homes, and Agencies that Provide Child-Care Services. Subchapter C. Regulation of Certain Families, Homes and Agencies.

State of Texas Child Care Licensure Exemption is specific to elementary-age (ages 5-13) recreation programs operated by a municipality provided the governing body of the municipality annually adopts standards of care by ordinance after a public hearing for such programs. The standards must be provided to the parents of each program participant and the ordinance must include minimum staffing ratios; minimum staff qualifications; minimum facility, health, and safety standards and mechanisms for monitoring and enforcing the adopted local standards. The ordinance should further provide that parents be informed that the program is not licensed by the state and the program may not be advertised as a child-care facility.