



## Recommendation for Action

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**File #:** 22-1301, **Agenda Item #:** 40.

2/17/2022

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### **Posting Language**

Conduct a public hearing to 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, 2022 - Council set a public hearing date of February 17, 2022, to consider an ordinance adopting Local Standards of Care for the Parks and Recreation Department's Youth Programs.

### **For More Information:**

Davin Bjornaas, Program Manager, 512-974-5665; Nan Dowling, Records Analyst, 512-974-6719.

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

November 30, 2021 - Approved by the Parks and Recreation Board on a vote of 8-0, with Board members Barnard and Taylor absent and one vacancy.

### **Additional Backup Information:**

The City is exempt from child care licensure by the State of Texas pursuant to 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*). The licensure exemption applies to recreation programs for children aged 5-13 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 ordinance must include staffing ratios, minimum staff qualifications, minimum facility, health, and safety standards, and mechanisms for monitoring and enforcing the standards. The ordinance must further provide that the standards be provided to the parents or guardians of each program participant, that parents or guardians be informed that the programs are not licensed by the State, and the programs shall not be advertised as child-care facilities.

### **Strategic Outcome(s):**

Health and Environment, Culture and Lifelong Learning.