



## Recommendation for Action

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**File #:** 23-1288, **Agenda Item #:** 55.

4/13/2023

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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. (Suggested date and location: April 13, 2023, at Austin City Hall, 301 W. Second Street, Austin, Texas 78701).

### **Lead Department**

Parks and Recreation Department.

### **Fiscal Note**

This item has no fiscal impact.

### **Prior Council Action:**

February 17, 2022 - Council approved Ordinance No. 20220217-040, the Local Standards of Care for 2022.

March 9, 2023 - Council set a public hearing for April 13, 2023, to consider an ordinance adopting Local Standards of Care for the Parks and Recreation Department's 2023 Youth Programs.

### **For More Information:**

Christa McCarthy, Division Manager, 512-974-3903.

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

February 27, 2023 - The Parks and Recreation Board voted to recommend passage of this ordinance to Council.

### **Additional Backup Information:**

The Texas Department of Protective and Regulatory Services administers State regulations and general licensing procedures for all child-care facilities. Pursuant to Texas Human Resources Code § 42.041, the City is exempt from child-care licensure for elementary-age (ages 5-13) recreation programs, provided that the governing body annually conducts a public hearing and adopts local standards of care by ordinance.

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 parents or guardians of all program participants must be provided with a copy of the local standards of care and must be informed that the program is not licensed by the State. The program may not be advertised as a child-care facility.

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

Health and Environment, Culture and Lifelong Learning.