

## Legislative History for Connecticut Act

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**Act Number:** 07-129  
**Bill Number:** 1192  
**Senate Pages:** 1194-1196, 1198-1199, 4454-4455, 4524-4526 **10**  
**House Pages:** 4455-4463 **9**  
**Committee:** Public Health: 1900-1901, 1902-1904, 2192 **6**



**Page Total:** 25

Transcripts from the Joint Standing Committee Public Hearing(s) and/or Senate  
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CONNECTICUT  
GEN. ASSEMBLY  
SENATE

PROCEEDINGS  
2007

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PART 4

995-1345

jmk

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Senate

April 11, 2007

saw something, a three-page memo that came out from our Department of Children and Families, about a year and a half ago, and we haven't seen much since.

And we cannot jeopardize the safety and security of young people and children in the care and custody of the State of Connecticut without being assured. We can't jeopardize that security, period. We must be assured that there is a plan in place. That's our responsibility as the Legislature.

And so I thank Senator Meyer for bringing this forward for the protection of the children of the State of Connecticut and so that we can be sure that we're on the right path in the future.

THE CHAIR:

Thank you, Senator Williams. Will you remark? Will you remark further on this bill? If not, will the Clerk please announce a roll call vote. The machine will be open for a vote.

THE CLERK:

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Senate

April 11, 2007

Calendar Page 35, Calendar 310, File 350,  
Substitute for Senate Bill 1192, An Act Concerning  
Child Day Care Services, Youth Camps, and the  
Emergency Distribution of Potassium Iodide Tablets in  
Certain Facilities. Favorable Report of the Committee  
on Public Health.

THE CHAIR:

Senator?

SEN. HANDLEY:

Thank you, Mr. President. I move acceptance of  
the Joint Committee's Favorable Report and passage of  
the bill. This bill deals with various aspects of the  
licensing of child daycare services, youth camps, and  
changes in the way in which licensed fees are  
collected for a number of daycare and summer programs.

It also requires that nursing homes and daycare  
providers have available potassium iodide, not  
potassium cyanide, potassium iodide, according to the  
Commissioner of DPH's directive, to be available in

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the case of certain emergencies, those usually related to nuclear accidents. And that's essentially what this bill is.

THE CHAIR:

Thank you, Senator Handley. Will you remark? Will you remark further on this bill? Senator Stillman.

SEN. STILLMAN:

Thank you, Mr. President. I rise in support of the bill, especially because, in terms of the distribution of the potassium iodide, it's most important.

I represent the district that has two operating nuclear power plants, and I can tell you that the folks who live in my district, including myself, appreciate the fact that we do have some barrier if something should happen.

And we are at the point now where the first supply, which only lasts five years, is no longer as,

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it doesn't work as well. It has a five-year life cycle, the potassium iodide, and it does need to be reissued to the residents, and I understand it will be.

And it's most important that the young people in our district, as well as the elderly, have this particular drug available to them. So I urge my colleagues to support the bill. Thank you.

THE CHAIR:

Thank you, Senator Stillman. Will you remark?  
Senator Handley.

SEN. HANDLEY:

If there is no objection, I would ask this to be placed on the Consent Calendar.

THE CHAIR:

Seeing no objection, so ordered. Senator Looney.

SEN. LOONEY:

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Calendar Page 35, Calendar 310, Substitute for  
Senate Bill 1192. Mr. President, that completes those  
items previously placed on the second Consent  
Calendar.

THE CHAIR:

Please call another roll call vote. The machine  
will be open.

THE CLERK:

The Senate is now voting by roll call on the  
second Consent Calendar. Will all Senators please  
return to the Chamber.

The Senate is now voting by roll on the second  
Consent Calendar. Will all Senators please return to  
the Chamber.

THE CHAIR:

If all Members have voted, the machine will be  
closed. The Clerk will call the tally.

THE CLERK:

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Motion is on passage of the Consent Calendar  
No. 2.

Total number voting, 36; those necessary for  
passage, 19. Those voting "yea", 36; those voting  
"nay", 0. Those absent and not voting, 0.

THE CHAIR:

Consent Calendar No. 2 passes. Senator Looney.

SEN. LOONEY:

Yes, thank you, Mr. President. I believe the  
Clerk is in possession of Senate Agenda No. 3 for  
today's session.

THE CHAIR:

Mr. Clerk.

THE CLERK:

Mr. President, Clerk is in possession of Senate  
Agenda No. 3 for Wednesday, April 11, 2007, copies of  
which have been distributed.

THE CHAIR:

Senator Looney.

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4351-4705

slr

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Senate

May 31, 2007

Calendar Page 17, Calendar 310, File 315 and 829,  
Substitute for Senate Bill 1192, An Act Concerning  
Child Day Care Services Youth Camp and the Emergency  
Distribution of Potassium Iodide Tablets in Certain  
Facilities, Favorable Report in Committee on Public  
Health and Finance, Revenue and Bonding.

THE CHAIR:

Senator Handley.

SEN. HANDLEY:

Thank you, Mr. President, I move acceptance of  
and passage of the bill in concurrence with the House.

THE CHAIR:

Acting on approval of the bill, Ma'am, will you  
remark further?

SEN. HANDLEY:

Thank you. This is a bill, which we past I think  
on consent a couple of weeks ago. It went to Finance,  
and the Finance Committee made a slight change in the

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day that the licensing fees for daycare centers would be changed.

Other than that, the bill remains the same bill that we had before, and I would suggest, if there is no discussion, that we place this bill on the Consent Calendar.

THE CHAIR:

Will you remark further on the bill? Not hearing or seeing any objections, bill will go onto Consent.

SEN. HANDLEY:

Thank you, Mr. President.

THE CHAIR:

Mr. Clerk.

THE CLERK:

Mr. President, I believe that completes those items previously marked Go. Senator Looney.

SEN. LOONEY:

Yes, thank you, Mr. President. There were a couple of items that were Passed Temporarily that

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Senator Looney.

SEN. LOONEY:

Thank you, Mr. President, having completed that item, I would now ask the Clerk to call the Consent Calendar.

THE CHAIR:

Mr. Clerk.

THE CLERK:

An immediate roll call has been ordered in the Senate on the Consent Calendar. Will all Senators please return to the Chamber.

An immediate roll call has been ordered in the Senate on the Consent Calendar. Will all Senators please return to the Chamber.

Mr. President, those items placed on the first Consent Calendar begin on Calendar Page 8.

First Consent Calendar begins on Page 8, Calendar 135, Senate Bill 845.

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Senate

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Calendar Page 10, Calendar 291, Substitute for  
Senate Bill 1400.

Calendar Page 11, Calendar 341, Substitute for  
Senate Bill 1048.

Calendar Page 12, Calendar 397, Substitute for  
Senate Bill 937.

Calendar Page 13, Calendar 440, Substitute for  
Senate Bill 751.

Calendar Page 14, Calendar 521, Substitute for  
Senate Bill 703.

Calendar Page 16, Calendar 620, Substitute for  
House Bill 7275.

And Calendar Page 17, Calendar 310, Substitute  
for Senate Bill 1192.

Mr. President, that completes those items  
previously placed on the Consent Calendar.

THE CHAIR:

Thank you, Sir. Please call the roll again. The  
machine will be open.

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THE CLERK:

The Senate is now voting by roll call on the Consent Calendar. Will all Senators please return to the Chamber.

The Senate is now voting by roll call on the Consent Calendar. Will all Senators please return to the Chamber.

THE CHAIR:

If all Senators have voted, the machine will be closed. The Clerk will call the tally.

THE CLERK:

Motion is on adoption of Consent Calendar No. 1.

Total number voting, 36; necessary for adoption 19. Those voting "yea", 36; those voting "nay", 0. Those absent and not voting, 0.

THE CHAIR:

Consent Calendar No. 1 passes. Senator Looney.

SEN. LOONEY:

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HOUSE

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4360-4685

kkc  
House of Representatives

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CLERK:

On Page 32, Calendar Number 412, Substitute for Senate Bill Number 1192, AN ACT CONCERNING CHILD DAY CARE SERVICES, YOUTH CAMPS AND THE EMERGENCY DISTRIBUTION OF POTASSIUM IODIDE TABLETS IN CERTAIN FACILITIES, Favorable Report by the Committee on Finance.

DEPUTY SPEAKER KIRKLEY-BEY:

Representative Sayers of the 60<sup>th</sup>, you have the floor, Ma'am.

REP. SAYERS: (60<sup>th</sup>)

Thank you, Madam Speaker. I move for acceptance of the Joint Committee's Favorable Report and passage of the Bill in concurrence with the Senate.

DEPUTY SPEAKER KIRKLEY-BEY:

The question before us is acceptance of the Joint Committee's Favorable Report and passage of the Bill in concurrence with the Senate. Will you remark further, Ma'am?

REP. SAYERS: (60<sup>th</sup>)

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Thank you, Madam Speaker. This Bill makes changes to day care and youth camp licensing laws and the laws governing provisions of potassium iodide at these facilities during a public health emergency. It revises the type of recreational programs that are exempt from day care licensure.

Requires licensure for day care operations serving six or fewer children outside of a private home, doubles to four years the duration of a day care license and doubles the license fee and makes anyone whose license is revoked ineligible for a new license for one year.

The Bill limits the programs that must be licensed as youth camps to those that operate only during school vacations or on weekends and serves children ages three through 15. It excludes certain Boys and Girls Clubs programs from licensure.

The Bill requires nursing homes, day care providers and youth camps to provide potassium iodide to the residents, enrollees, staff and others present at the Department of Public Health Commissioner's

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direction during a public health emergency and makes changes to related notice requirements. I move adoption.

DEPUTY SPEAKER KIRKLEY-BEY:

Will you remark? Will you remark further on the Bill that is before us? Representative Carson of the 108<sup>th</sup>, you have the floor, Ma'am.

REP. CARSON: (108<sup>th</sup>)

Thank you, Madam Speaker. And if I might, just one brief question through you to the proponent of the Bill.

DEPUTY SPEAKER KIRKLEY-BEY:

Representative Sayers, please prepare yourself for questioning. Representative Carson, please proceed.

REP. CARSON: (108<sup>th</sup>)

Thank you, Madam Speaker. Through you. Representative Sayers, I just wanted to be sure of, I guess two things, with the new file copy before us. Number one, that the only thing that is changed in the file copy is the postponement of the date for

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extending the day care licenses from two to four years.

And then, of course, the related license fees and that secondly, the one concern that was brought before us in the Public Health Committee was that even though we are now requiring certain folks to provide the potassium iodide, that the taking of the potassium iodide is still voluntarily done so. Through you, Madam Speaker.

DEPUTY SPEAKER KIRKLEY-BEY:

Representative Sayers.

REP. SAYERS: (60<sup>th</sup>)

Through you, Madam Speaker. Yes. The Representative is correct. The Bill went to the Finance Committee because of changes in licensure and really what it does is just changes implementation dates so that there will be more oddly changed from moving the licensure to two years to four years.

And in terms of the potassium iodide, it was one of the discussions that came up during the public hearing and during debate in the Public Health

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Committee and the regulations for day care providers requires that before any child can receive medication, the parent has to provide that permission.

There has to be also a prescription coming from their physician, so that if the parents did not want the child to receive the potassium iodide, such in the case where a child might be allergic to it, they would not receive it.

DEPUTY SPEAKER KIRKLEY-BEY:

Representative Carson.

REP. CARSON: (108<sup>th</sup>)

Thank you, Madam Speaker. And because of the answer to my question, if I could, just clarify one more thing, through you, and that would be that that same voluntary measure would be taken for nursing home patients and all others who have the opportunity to be provided the potassium iodide. Is that correct?

Through you, Madam Speaker.

DEPUTY SPEAKER KIRKLEY-BEY:

Representative Sayers.

REP. SAYERS: (60<sup>th</sup>)

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Through you, Madam Speaker. One of the reasons that this was in this legislation that's before us on the potassium iodide is because there is a federal requirement.

However, for patients in nursing homes that cannot receive any medication without their doctor ordering it, in addition to that, they also have the right to refuse any medication that they so desire. So they could in fact refuse the medication.

DEPUTY SPEAKER KIRKLEY-BEY:

Representative Carson.

REP. CARSON: (108<sup>th</sup>)

Thank you, Madam Speaker. And I thank Representative Sayers for her answers. I stand in support of the Bill.

This is a Department of Public Health bill, which was unanimously supported by the Public Health Committee and I believe came to us unanimously from the Senate as well. Thank you.

DEPUTY SPEAKER KIRKLEY-BEY:

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Thank you. Representative Heinrich of the 101<sup>st</sup>.

You have the floor.

REP. HEINRICH: (101<sup>st</sup>)

Thank you, Madam Speaker. A quick question to the proponent of the Bill, through you.

DEPUTY SPEAKER KIRKLEY-BEY:

Representative Sayers, prepare yourself for questioning. Representative Heinrich, please proceed.

REP. HEINRICH: (101<sup>st</sup>)

Thank you, Madam Speaker. Through you, Madam Speaker. Just a small clarification. The good Representative did mention that if a license was revoked, that they would be ineligible for a year, and I just wanted to know, does that include if the license expires. Through you, Madam Speaker.

DEPUTY SPEAKER KIRKLEY-BEY:

Representative Sayers.

REP. SAYERS: (60<sup>th</sup>)

The Bill really just addresses if it was revoked for any reason and so that if a license expired, the person would still be able to re-apply for that

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licensure in less than a year's time. It's just those who have gone through revocation of their license. They cannot apply for a full year.

DEPUTY SPEAKER KIRKLEY-BEY:

Representative Heinrich.

REP. HEINRICH: (101<sup>st</sup>)

Through you, Madam Speaker. I thank the Representative for her answer.

DEPUTY SPEAKER KIRKLEY-BEY:

Will you remark? Will you remark further on the Bill before us? Will you remark further? If not, staff and guests please come to the Well. Members, take your seats. The machine will be opened.

CLERK:

The House of Representatives is voting by Roll Call. Members to the Chamber. The House is taking a Roll Call vote. Members to the Chamber, please.

DEPUTY SPEAKER KIRKLEY-BEY:

Have all Members voted? Have all Members voted? Please check the board to see that your vote has been properly cast. The machine will be locked and the

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Clerk will prepare the tally. Will the Clerk please announce the tally.

CLERK:

Senate Bill Number 1192, in concurrence with the Senate.

Total Number Voting	147
Necessary for Passage	74
Those voting Yea	147
Those voting Nay	0
Those absent and not voting	4

DEPUTY SPEAKER KIRKLEY-BEY:

The Bill passes. Are there any announcements or introductions? Are there any announcements or introductions? Representative Piscopo of the 76<sup>th</sup>, you have the floor, Sir.

REP. PISCOPO: (76<sup>th</sup>)

Thank you, Madam Speaker. For a transcript notation. Thank you, Madam Speaker. Will the transcript be note that Representatives Powers, Aman, Bacchiochi, Candelora and Miner may have missed votes. They were out of the Chamber on legislative business.

JOINT  
STANDING  
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The feeling is if the Committee is not satisfied with the amount of time, we can call the folks who are on this list back to talk to us again. They are around. The public who is coming at a distance has to stay because this is really their only time. So with that, Dr. Galvin.

COMM. ROBERT GALVIN: Thank you. Good morning, Senator Handley, Representative Sayers, distinguished Legislators and Committee Members.

SB1190  
HB 5747

I have a few remarks that I will make and I will be available, my staff and subject experts will be available in case you need any amplification. I have three bills I am going to make brief comments about.

First is House Bill 7163, and that concerning revisions to the Department of Public Health statutes. These are mainly technical adjustments.

I do have the experts in the audience who can discuss those. There is nothing earth shattering about any of them but if there is something that particularly impacts one of your districts or senatorial areas we have people here who are willing and able to discuss it in detail.

Senate Bill 1192 is AN ACT CONCERNING CHILD DAYCARE SERVICES, YOUTH CAMPS, AND THE EMERGENCY DISTRIBUTION OF POTASSIUM IODIDE TABLETS IN CERTAIN FACILITIES.

The potassium iodide is a chemical which is distributed in case of a nuclear mishap or disaster or nuclear radiation contamination.

And we wish to make it mandatory that all daycare and summer camp areas that are in the cone of an accident which may possibly occur have the responsibility to check with a parent or guardian and distribute potassium iodide should the unfortunate happening ever occur that we have a nuclear accident here in Connecticut. We hope our efforts in those of the nuclear regulating body will keep this from happening.

Senate Bill 1190 is AN ACT CONCERNING VITAL RECORDS. As that act moves forward, we wish to include a provision for having investigations of people who handle vital records in Connecticut.

There is pending federal legislation which will mandate how often that is done. We wish to be able to dovetail our statute with that so that individuals handling birth and death records are certified and are inspected.

Obviously, this relates to national security and even more obviously to theft of identifies or created identities on the basis of birth and/or death certificates.

If there are questions I will be glad to answer them. If you would like to get into any of the agenda in detail I will subject experts come and join me to discuss these. Thank you.

SEN. HANDLEY: Thank you, Doctor. I'm going to speak on behalf of Representative Ritter who can't be here, who expressed a concern when we first looked at the Senate Bill 1192. She has members of her family who are very seriously allergic to the potassium iodide tablets.

I'm not sure how she discovered this, but it's a very serious allergy. And I'm wondering if we need to include in the bill some recognition of this in a discussion beyond simply the warning of the parents that this might be used. Have you thought anything about this?

COMM. ROBERT GALVIN: Yeah. There are fair numbers of people, Senator, who are allergic to iodine and iodide or iodine-containing byproducts and products. The individual who would be dispensing the medication cannot do so without parental permission.

The problem arising of course, do they reach the right person and does that person understand the nuances or what the question is being asked, is there an allergy?

I can certainly share some of your colleagues' concerns about in the midst of a nuclear accident something might happen that would either not get to the proper person or the size and the frightening of a nuclear accident might possibly be overwhelming.

I would think we would need something within the bill to speak to identifying people and educating people about iodide allergy.

SEN. HANDLEY: Representative.

REP. CARSON: Thank you, Madam Chair. Just for clarification, we're mandating the distribution of it, of the potassium iodide, but it's still voluntary. You still have to sign off on actually taking it, is that it?

COMM. ROBERT GALVIN: Yes. Since we're dealing with minors, it would require parental permission to actually dispense the medication to anyone.

REP. CARSON: Okay. Thank you very much.

SEN. HANDLEY: And I suspect in this kind of a crisis situation, the whole process may not be as reasonable and logical as we would like.

But we'll continue to talk about how we can have the parent and the child make the decision of whether the allergic reaction is more serious than the consequences of the nuclear explosion, the radiation. And those are questions that need to be discussed I think ahead of time.

COMM. ROBERT GALVIN: Yes, and I've been joined by Devon Connover who's a daycare expert. I wonder, did you have any comment to add to that, Devon?

DEVON CONNOVER: The only thing I'll comment on is that the reason that we're putting this into the bill is because we did have a program that opted not to participate in the KI distribution, and the reason for that was they

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PUBLIC HEALTH

February 26, 2007

felt the language in the current law was permissive.

We're really trying to give the parent the option whether or not they want their child to receive KI and require programs to participate in that program. So that's really the distinction.

SEN. HANDLEY: Are there other questions?  
Representative?

REP. BYE: Madam Chair, I ask for your guidance here about whether this is a proper time to ask a question about a bill the Commissioner did not just report on?

SEN. HANDLEY: Is it on our list for today?

REP. BYE: Yes. It's on our list.

SEN. HANDLEY: Yes.

REP. BYE: Good morning. Nice to have you here.

COMM. ROBERT GALVIN: Good morning, Ma'am.

REP. BYE: My question is about House Bill 5747,  
about Lyme disease reporting.

COMM. ROBERT GALVIN: Yes.

REP. BYE: And I just ask you for an update on where the Department is now in terms of folks needing to report to you about Lyme disease and where you plan to be going forward.

JOINT  
STANDING  
COMMITTEE  
HEARINGS

PUBLIC HEALTH

PART 7

1974-2296

2007



# STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

TE TI ON PRE ENTE O H L L H AL TT

February 26, 2007

Ellen Blaschinski, Regulatory Services Branch 860-509-8171

## **Senate Bill 1192 - An Act Concerning Child Day Care Services, Youth Camps and the Emergency Distribution of Potassium Iodide Tablets in Certain Facilities**

The Department of Public Health supports Senate Bill 1192.

The purpose of this Bill is to clarify the distinctions among different types of child day care, youth camp and license exempt - programs, to increase the term of a child day care license from two to four years to reduce paperwork, to prevent a child day care licensee whose license has been revoked from reapplying for a license for one year, and to require nursing homes, child day care facilities and youth camps to provide potassium iodide, with parent permission as appropriate, to staff, residents or minors in the event of a declared nuclear emergency.

Section 1, lines 10-12, seeks to expand the definition of a group day care home to include programs that meet the definition of a family day care home but operate in a setting other than a private family home. This will ensure appropriate regulatory oversight of these child day care programs.

Connecticut General Statutes Section 19a-77(b)(3), which currently exempts recreation operations from child day care licensure, is vague and open to multiple interpretations. Lines 44-49 of this Bill more clearly specify those programs that are significantly different from child day care programs, were never intended to be licensed as child day care programs and therefore should be exempt from licensure. In line 47, "operated exclusively for" should be replaced with "that offer exclusively". This bill continues to require child day care licensure of those programs that historically have been subjected to regulation by the department.

Sections 2 and 4 propose to reduce paperwork for child day care licensure renewals by moving from a two-year renewal cycle to a four-year cycle and seek to eliminate the initial six-month temporary permits that child day care center and group day care home applicants are issued. The frequency of on-site inspections by department and local officials will not be impacted by these changes. The annualized cost of a license will remain the same.

Section 3, lines 136 -138, will require child day care licensees, whose license has been revoked to wait for at least one year before reapplying for a new license, to allow time for remediation.

Section 5 clarifies that potassium iodide distribution is mandatory on the part of licensed entities. The Department recommends further clarification of the language of this bill to require programs to attempt to obtain written permission but not require participation on the part of the resident, staff member, or parent or guardian of a minor.

Section 6 establishes three years as the minimum age requirement for children participating in a youth camp, and modifies the definition of a youth camp to mean those programs that only operate during school vacations (including summer break) and weekends. Programs that serve infants and toddlers would be required to obtain a child day care license and comply with regulations specific to the needs of children under three years of age such as diaper changing, staff/child ratios, supervision, provisions for napping, etc. Line 267 should be changed to add "... shall comply with C.G.S., Sections 19a-77 through 19a-87e" to assure appropriate licensure.

Phone:

Thank you for your consideration of the Department's views on this bill.



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