

EXPANDING OPPORTUNITIES FOR FAMILY CHILD CARE

Pub. L. 116-283, div. G, title LVXXXII [LXXXII], § 8238, Jan. 1, 2021, 134 Stat. 4665, provided that: “Not later than 1 year after the date of the enactment of this Act [Jan. 1, 2021], the Commandant [of the Coast Guard] shall—

“(1) establish a procedure to allow Coast Guard family child care centers to occur at off-base housing, including off-base housing owned or subsidized by the Coast Guard; and

“(2) establish a procedure to ensure that all requirements with respect to such family child care programs are met, including home inspections.”

[For definition of “Coast Guard family child care center” used in section 8238 of Pub. L. 116-283, set out above, see section 8239 of Pub. L. 116-283, set out as a note below.]

USE OF COAST GUARD AND MILITARY CHILD DEVELOPMENT CENTERS

Pub. L. 108-293, title II, § 225, Aug. 9, 2004, 118 Stat. 1040, provided that: “The Secretary of Defense and the Secretary of the department in which the Coast Guard is operating, when operating other than as a service in the Navy, may agree to provide child care services to members of the armed forces, with reimbursement, in Coast Guard and military child development centers supported in whole or in part with appropriated funds. For purposes of military child development centers operated under the authority of subchapter II of chapter 88 of title 10, United States Code, the child of a member of the Coast Guard shall be considered the same as the child of a member of any of the other armed forces.”

DEFINITIONS

Pub. L. 116-283, div. G, title LVXXXII [LXXXII], § 8239, Jan. 1, 2021, 134 Stat. 4665, provided that: “In this subtitle [subtitle C (§§8231-8239) of title LVXXXII [LXXXII] of div. G of Pub. L. 116-283, enacting section 2926 of this title, amending this section and section 2923 of this title, and enacting provisions set out as notes above]:

“(1) COAST GUARD CHILD DEVELOPMENT CENTER.—The term ‘Coast Guard child development center’ has the meaning given that term in section 2921(3) of title 14, United States Code.

“(2) COAST GUARD FAMILY CHILD CARE CENTER.—The term ‘Coast Guard family child care center’ means a location at which family home daycare is provided.

“(3) FAMILY CHILD CARE PROVIDER.—The term ‘family child care provider’ means an individual who provides family home daycare.

“(4) FAMILY HOME DAYCARE.—The term ‘family home daycare’ has the meaning given that term in section 2921(5) of title 14, United States Code.

“(5) QUALIFIED FAMILY.—The term ‘qualified family’ means any regular, reserve, or retired member of the Coast Guard, and any civilian employee of the Coast Guard, with one or more dependents.”

§ 2923. Child development center standards and inspections

(a) STANDARDS.—The Commandant shall require each Coast Guard child development center to meet standards of operation—

(1) that the Commandant considers appropriate to ensure the health, safety, and welfare of the children and employees at the center; and

(2) necessary for accreditation by an appropriate national early childhood programs accrediting entity.

(b) INSPECTIONS.—

(1) IN GENERAL.—Not less than twice annually, the Commandant shall ensure that each Coast Guard child development center is subject to an unannounced inspection.

(2) RESPONSIBILITY FOR INSPECTIONS.—Of the biannual inspections under paragraph (1)—

(A) 1 shall be carried out by a representative of the Coast Guard installation served by the Coast Guard child development center concerned; and

(B) 1 shall be carried out by a representative of the Coast Guard child development services work-life programs.

(c) NATIONAL REPORTING.—

(1) IN GENERAL.—The Commandant shall maintain and publicize a means by which an individual can report, with respect to a Coast Guard child development center or a family home daycare—

(A) any suspected violation of—

(i) standards established under subsection (a); or

(ii) any other applicable law or standard;

(B) suspected child abuse or neglect; or

(C) any other deficiency.

(2) ANONYMOUS REPORTING.—The Commandant shall ensure that an individual making a report pursuant to paragraph (1) may do so anonymously if so desired by the individual.

(3) PROCEDURES.—The Commandant shall establish procedures for investigating reports made pursuant to paragraph (1).

(Added Pub. L. 113-281, title II, § 214(a), Dec. 18, 2014, 128 Stat. 3031, § 553; renumbered § 2923, Pub. L. 115-282, title I, § 117(b), Dec. 4, 2018, 132 Stat. 4230; amended Pub. L. 116-283, div. G, title LVXXXII [LXXXII], § 8237(a), Jan. 1, 2021, 134 Stat. 4664; Pub. L. 117-263, div. K, title CXIV, § 11401(b), Dec. 23, 2022, 136 Stat. 4106.)

Editorial Notes

AMENDMENTS

2022—Subsec. (a). Pub. L. 117-263 amended subsec. (a) generally. Prior to amendment, text read as follows: “The Commandant shall require each Coast Guard child development center to meet standards that the Commandant considers appropriate to ensure the health, safety, and welfare of the children and employees at the center.”

2021—Subsec. (b). Pub. L. 116-283 added subsec. (b) and struck out former subsec. (b). Prior to amendment, text read as follows: “The Commandant shall provide for regular and unannounced inspections of each Coast Guard child development center to ensure compliance with this section.”

2018—Pub. L. 115-282 renumbered section 553 of this title as this section.

§ 2924. Child development center employees

(a) TRAINING.—

(1) IN GENERAL.—The Commandant shall establish a training program for Coast Guard child development center employees and satisfactory completion of the training program shall be a condition of employment for each employee of a Coast Guard child development center.

(2) TIMING FOR NEW HIRES.—The Commandant shall require each employee of a Coast Guard child development center to complete the training program established under paragraph (1) not later than 6 months after the date on which the employee is hired.

(3) **MINIMUM REQUIREMENTS.**—The training program established under paragraph (1) shall include, at a minimum, instruction with respect to—

- (A) early childhood development;
- (B) activities and disciplinary techniques appropriate to children of different ages;
- (C) child abuse and neglect prevention and detection; and
- (D) cardiopulmonary resuscitation and other emergency medical procedures.

(4) **USE OF DEPARTMENT OF DEFENSE PROGRAMS.**—The Commandant may use Department of Defense training programs, on a reimbursable or nonreimbursable basis, for purposes of this subsection.

(b) **TRAINING AND CURRICULUM SPECIALISTS.**—

(1) **SPECIALIST REQUIRED.**—The Commandant shall require that at least 1 employee at each Coast Guard child development center be a specialist in training and curriculum development with appropriate credentials and experience.

(2) **DUTIES.**—The duties of the specialist described in paragraph (1) shall include—

- (A) special teaching activities;
- (B) daily oversight and instruction of other child care employees;
- (C) daily assistance in the preparation of lesson plans;
- (D) assisting with child abuse and neglect prevention and detection; and
- (E) advising the director of the center on the performance of the other child care employees.

(3) **COMPETITIVE SERVICE.**—Each specialist described in paragraph (1) shall be an employee in a competitive service position.

(Added Pub. L. 113-281, title II, §214(a), Dec. 18, 2014, 128 Stat. 3032, §554; renumbered §2924, Pub. L. 115-282, title I, §117(b), Dec. 4, 2018, 132 Stat. 4230.)

Editorial Notes

AMENDMENTS

2018—Pub. L. 115-282 renumbered section 554 of this title as this section.

§ 2925. Parent partnerships with child development centers

(a) **PARENT BOARDS.**—

(1) **FORMATION.**—The Commandant shall require that there be formed at each Coast Guard child development center a board of parents, to be composed of parents of children attending the center.

(2) **FUNCTIONS.**—Each board of parents formed under paragraph (1) shall—

- (A) meet periodically with the staff of the center at which the board is formed and the commander of the unit served by the center, for the purpose of discussing problems and concerns; and
- (B) be responsible, together with the staff of the center, for coordinating any parent participation initiative established under subsection (b).

(3) **CHAPTER 10 OF TITLE 5.**—Chapter 10 of title 5 does not apply to a board of parents formed under paragraph (1).

(b) **PARENT PARTICIPATION INITIATIVE.**—The Commandant is authorized to establish a parent participation initiative at each Coast Guard child development center to encourage and facilitate parent participation in educational and related activities at the center.

(Added Pub. L. 113-281, title II, §214(a), Dec. 18, 2014, 128 Stat. 3032, §555; renumbered §2925, Pub. L. 115-282, title I, §117(b), Dec. 4, 2018, 132 Stat. 4230; amended Pub. L. 117-286, §4(a)(60), Dec. 27, 2022, 136 Stat. 4312.)

Editorial Notes

AMENDMENTS

2022—Subsec. (a)(3). Pub. L. 117-286 substituted “Chapter 10 of title 5” for “FACA” in heading and “Chapter 10 of title 5” for “The Federal Advisory Committee Act (5 U.S.C. App.)” in text.

2018—Pub. L. 115-282 renumbered section 555 of this title as this section.

§ 2926. Family child care providers

(a) **IN GENERAL.**—Not less frequently than quarterly, the Commandant shall ensure that each family child care provider is subject to inspection.

(b) **RESPONSIBILITY FOR INSPECTIONS.**—Of the quarterly inspections under subsection (a) each year—

- (1) 3 inspections shall be carried out by a representative of the Coast Guard installation served by the family child care provider concerned; and
- (2) 1 inspection shall be carried out by a representative of the Coast Guard child development services work-life programs.

(Added Pub. L. 116-283, div. G, title LVXXXII [LXXXII], §8237(b)(1), Jan. 1, 2021, 134 Stat. 4665.)

§ 2927. Child care subsidy program

(a) **IN GENERAL.**—

(1) **AUTHORITY.**—The Commandant may operate a child care subsidy program to provide financial assistance to eligible providers that provide child care services or youth program services to members of the Coast Guard, members of the Coast Guard with dependents who are participating in the child care subsidy program, and any other individual the Commandant considers appropriate, if—

- (A) providing such financial assistance—
 - (i) is in the best interests of the Coast Guard; and
 - (ii) enables supplementation or expansion of the provision of Coast Guard child care services, while not supplanting or replacing Coast Guard child care services; and
- (B) the Commandant ensures, to the extent practicable, that the eligible provider is able to comply, and does comply, with the regulations, policies, and standards applicable to Coast Guard child care services.

(2) **ELIGIBLE PROVIDERS.**—A provider of child care services or youth program services is eligible for financial assistance under this section if the provider—

- (A) is licensed to provide such services under applicable State and local law or