

105TH CONGRESS
2D SESSION

H. R. 4868

To amend title 18, United States Code, to provide penalties for certain crimes relating to day care providers in or affecting interstate or foreign commerce.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 20, 1998

Mr. LAZIO of New York introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend title 18, United States Code, to provide penalties for certain crimes relating to day care providers in or affecting interstate or foreign commerce.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Quality Day Care Pro-
5 tection Act of 1998”.

6 **SEC. 2. DAY CARE PROVIDER CRIMES.**

7 (a) IN GENERAL.—Chapter 89 of title 18, United
8 States Code, is amended by adding at the end the follow-
9 ing:

1 **“§ 1822. Day care providers**

2 “(a) Whoever, being a child day care provider in or
3 affecting interstate or foreign commerce, or an employee
4 thereof, knowingly makes any false representation regard-
5 ing that care, that provider, or that employee to—

6 “(1) a parent or guardian considering the
7 placement of a child in the care of that provider; or

8 “(2) a law enforcement officer;

9 and thereby places a child’s safety or health at substantial
10 risk shall be fined under this title or imprisoned not more
11 than one year, or both.

12 “(b) Whoever, being a child day care provider in or
13 affecting interstate or foreign commerce recklessly causes
14 serious bodily injury (as defined in section 1365) shall be
15 fined under this title or imprisoned not more than 3 years,
16 or both.

17 “(c) As used in this section, the term ‘child day care
18 provider’ means any person or entity that provides child
19 day care in a place other than the home of the child or
20 children for whom the care is provided.”.

21 (b) CLERICAL AMENDMENT.—The table of sections
22 at the beginning of chapter 89 of title 18, United States
23 Code, is amended by adding at the end the following:

“1822. Day care providers.”.

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