

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 1148

Short Title: Religious Sponsored Day Care Change.

(Public)

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Sponsors: Representatives Decker; Arnold, Barbee, Bowman, Brawley, Brown, Creech, Dickson, L. Etheridge, Flaherty, Foster, Gardner, Grady, Holmes, Huffman, Isenhower, Justus, Kerr, Ligon, Pope, Privette, Robinson, Sizemore, Stam, Tart, P. Wilson, G. Wilson, and Wood.

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Referred to: Human Resources.

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April 10, 1989

A BILL TO BE ENTITLED

1 AN ACT TO CLARIFY THE LAW REGARDING DISCIPLINE IN PRESCHOOL  
2 PROGRAMS OFFERED BY PRIVATE CHURCH SCHOOLS OR SCHOOLS OF  
3 RELIGIONS CHARTER.  
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5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 110-91(10) reads as rewritten:

7 "(10) Each operator or staff member shall truly and honestly show each  
8 child in his care true love, devotion and tender care.

9 Each day-care facility shall have a written policy on discipline,  
10 which policy describes the methods and practices used to discipline  
11 children enrolled in that facility. This written policy shall be  
12 discussed with, and a copy given to, each child's parent prior to the  
13 first time the child attends the facility. Subsequently, any change in  
14 discipline methods or practices shall be communicated in writing to  
15 the parents prior to the effective date of the change.

16 Nothing in this Article shall be construed as granting the Child  
17 Day-Care Commission the authority to regulate the use of discipline,  
18 including corporal punishment, used by operators, staff members, or  
19 teachers of preschool programs offered by private church schools or  
20 schools of religious charter, if;

- 1                    a. The use of discipline, including corporal punishment is  
2                    part of the religious beliefs, doctrines, or principles of  
3                    that private church school or school of religious charter;  
4                    b. The form or manner of discipline, including corporal  
5                    punishment, is one that may legally be employed by the  
6                    parent or legal guardian of children in North Carolina;  
7                    and  
8                    c. The parent or legal guardian has specifically granted  
9                    prior written authority to the operator, staff member, or  
10                   teacher to employ the specific form or manner of  
11                   discipline."

12                   Sec. 2. This act is effective upon ratification.