

"AN Act relating to day care."

COMMITTEE REPORT

5/19/76

HOUSE

Mr. Speaker:

Date 5-21-76

The Committee on FINANCE has had SB 753

under consideration. A Majority of the members of the Committee

recommends it DO PASS

recommends it DO NOT PASS

recommends it DO PASS WITH ATTACHED AMENDMENT(S)

recommends it BE REPLACED WITH HCS FOR SR 753 AND THAT

HCS FOR SR 753 DO PASS

"and" recommends it BE REFERRED TO THE _____

COMMITTEE

reports it back WITHOUT RECOMMENDATION

"other"

Members signing the Majority report:

<u>[Signature]</u>	<u>[Signature]</u>	_____
<u>[Signature]</u>	<u>[Signature]</u>	_____
<u>[Signature]</u>	<u>[Signature]</u>	_____
<u>[Signature]</u>	<u>[Signature]</u>	_____

Members NOT concurring in the Majority report:

<u>[Signature]</u>	recommends: <u>no rec</u>
<u>[Signature]</u>	recommends: <u>no rec</u>
_____	recommends:
_____	recommends:
_____	recommends:

[Signature] Chairman

Original sponsor: Health, Education
and Social Services Committee

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 HOUSE CS FOR SENATE BILL NO. 753 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to child care; and providing for an
7 effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 47.35.010(5) is repealed.

10 * Sec. 2. AS 47.35.010 is amended by adding a new subsection to read:

11 (b) The department shall delegate its powers relating to nurseries
12 under this section and under secs. 40, 50 and 60 of this chapter to
13 municipalities which have adopted an ordinance providing for day care
14 licensing as authorized under AS 29.48.035(a)(20). A municipality to
15 which these powers have been delegated may waive or modify any regula-
16 tion or standard established by the department or the application of any
17 regulation or standard as it applies to a particular licensee but must
18 notify the department of any waiver.

19 * Sec. 3. AS 47.35.020 is amended to read:

20 Sec. 47.35.020. LICENSE OR PERMIT REQUIRED. No person may, with-
21 out a license or permit to do so, (1) maintain or conduct a boarding
22 home, foster home, group home, [NURSERY,] institution or other place for
23 the regular reception or care of children under 16 years of age, or (2)
24 engage in the business of receiving or caring for children under 14 [16]
25 years of age, with or without compensation, in a nursery in which
26 three or more children [A CHILD] not related by blood or marriage, or
27 legal adoption, to the owner, operator or manager of the business are
28 [IS] lodged [OR BOARDED].

29 * Sec. 4. AS 29.48.035(a) is amended by adding a new paragraph to read:

1 (20) licensing of day care facilities

2 * Sec. 5. AS 29.48.035(b) is amended to read:

3 (b) First and second class boroughs may exercise the powers con-
4 ferred by (a) of this section only after they have been assumed in the
5 manner required under AS 29.33.250 - 29.33.290 for areawide exercise or
6 in the manner required under AS 29.38.010 - 29.38.050 for exercise in
7 the borough area outside cities or are conferred by sec. 20 of this
8 chapter for exercise in the borough area outside cities. However, as to
9 powers conferred under (a)(5), (17), [AND] 18 and (20) of this section,
10 exercise of the powers areawide or, as to (a)(5), [AND] (17) and (20),
11 in the borough area outside cities is at the option of the borough and
12 is not subject to those restrictions on acquisition of additional
13 borough powers. Upon adoption of a borough ordinance to provide for
14 areawide exercise of the powers specified, no home rule or general law
15 city within the borough may exercise the powers, unless the borough
16 ordinance provides otherwise or the borough by subsequent ordinance
17 ceases to exercise the power.

18 * Sec. 6. AS 44.47.310(1) is repealed and re-enacted to read:

19 (1) "day care facility" means a center or home licensed in
20 accordance with the provisions of AS 47.35.010 - 47.35.080 or recognized
21 by the federal government for the care of children;

22 * Sec. 7. AS 44.47.310(3) is repealed and re-enacted to read:

23 (3) "child" means any person below seven years of age or a
24 child determined to be eligible for assistance under AS 47.25.310 -
25 47.25.420 and living with a family receiving benefits under AS 47.25.-
26 310 - 47.25.420;

27 * Sec. 8. AS 44.47.310 is amended by adding a new paragraph to read:

28 (4) "day care" means the care, supervision, and guidance of a
29 child or children unaccompanied by a parent or legal guardian on a

1 regular basis for periods of less than 24 hours a day.

2 * Sec. 9. AS 44.33 is amended by adding new sections to read:

3 ARTICLE 4. CHILD CARE FACILITY REVOLVING LOAN FUND.

4 Sec. 44.33.200. CHILD CARE FACILITY REVOLVING LOAN FUND. There is
5 in the Department of Commerce and Economic Development the child care
6 facility revolving loan fund to carry out the purposes of secs. 200 -
7 270 of this chapter. The fund may be used for no other purpose.

8 Sec. 44.33.210. POWERS AND DUTIES OF THE DEPARTMENT IN ADMINIS-
9 TERING THE FUND. (a) The department may

10 (1) make loans for the construction, renovation, and equip-
11 ping of child care facilities;

12 (2) promulgate regulations necessary to carry out the provi-
13 sions of secs. 200 - 270 of this chapter.

14 (b) The department shall

15 (1) develop eligibility standards for loans to child care
16 facilities;

17 (2) adopt guidelines for the determination of loan terms.

18 Sec. 44.33.220. CONDITIONS OF LOANS. (a) Loans under secs. 200 -
19 270 of this chapter shall be made to enable child care facilities in the
20 state to comply with the licensing standards of the Department of Health
21 and Social Services for child care facilities or to comply with the
22 requirements for certification by the Department of Education.

23 (b) A loan may not be made unless the commissioner of commerce and
24 economic development is satisfied that money is not available to the
25 applicant from private lending institutions.

26 Sec. 44.33.230. LOAN TERMS. (a) A loan to a child care facility
27 under secs. 200 - 270 of this chapter may not exceed \$10,000.

28 (b) The rate of interest charged shall be six per cent a year on
29 the unpaid balance of the loan.

1 (c) The duration for repayment of a loan may not exceed 10 years.

2 (d) All principal and interest payments on loans under secs. 200 -
3 270 of this chapter shall be paid into the child care facility revolving
4 loan fund.

5 (e) If a child care facility ceases operation, any loan to the
6 facility from the fund is due on the date the facility ceases operation.

7 Sec. 44.33.240. ELIGIBILITY FOR LOANS. A child care facility is
8 eligible for a loan under secs. 200 - 270 of this chapter if

9 (1) the applicant submits to the department a plan for the
10 use of the loan funds which is approved by the commissioner;

11 (2) the applicant demonstrates that the proposed loan will
12 enable the child care facility to obtain a license from the Department
13 of Health and Social Services or a certificate from the Department of
14 Education;

15 (3) the applicant is awarded a certificate of need by the
16 Department of Community and Regional Affairs;

17 (4) the applicant has not received over \$10,000 in loans from
18 the fund in the five-year period preceding the application; and

19 (5) the applicant meets additional eligibility standards
20 established by the department under sec. 210(b)(1) of this chapter.

21 Sec. 44.33.250. CERTIFICATE OF NEED. (a) A child care facility
22 seeking a loan under secs. 200 - 270 of this chapter shall apply to the
23 Department of Community and Regional Affairs for a certificate of need.

24 (b) The Department of Community and Regional Affairs shall deter-
25 mine whether to award the certificate of need on the basis of the
26 following criteria:

27 (1) the number of existing slots in licensed child care
28 facilities in the geographic area of the applicant;

29 (2) the number of children in the geographic area who need

1 child care;

2 (3) the proposed capacity of the applicant facility;

3 (4) other factors which are determined to be relevant by the
4 department and are set out in regulations promulgated by the Department
5 of Community and Regional Affairs.

6 (c) The Department of Community and Regional Affairs shall submit
7 its decision and the reasons for it to the applicant within 60 days of
8 receipt of the application.

9 Sec. 44.33.260. SALE OR TRANSFER OF MORTGAGES AND NOTES. (a) The
10 commissioner of commerce and economic development may sell or transfer
11 at par value or at a premium to a bank or other private purchaser for
12 cash or other consideration the mortgages and notes held by the depart-
13 ment as security for loans made under this chapter.

14 (b) The commissioner of commerce and economic development may sell
15 or transfer at par value to the Department of Revenue the mortgages and
16 notes held by the department as security for loans made under this
17 chapter. The Department of Revenue shall purchase the mortgages and
18 notes offered until the current principal amount of all mortgages and
19 notes purchased and held by the Department of Revenue equals \$300,000.

20 Sec. 44.33.270. DEFINITIONS. In secs. 200 - 270 of this chapter

21 (1) "child care facility" means an establishment the princi-
22 pal purpose of which is to provide care for children not related by
23 blood, marriage, or legal adoption, including but not limited to day
24 care centers, family day care homes, and schools for preschool age
25 children;

26 (2) "department" means the Department of Commerce and Economic
27 Development.

28 * Sec. 10. This Act takes effect July 1, 1976.
29

THE LEGISLATURE OF THE STATE OF ALASKA

FISCAL NOTE

Second Session - Ninth Legislature

I. REQUEST

Bill No. HCS SB 753 (Finance)
 Title: Child Care Revolving Loan Fund - Day Care
 Requested by: _____ Date: _____
 Return Date Requested: _____
 Agency: Commerce + Econ. Develop. Program: Development

II. FISCAL DETAIL

Budget Request Unit(s) Affected: Division of Business Loans

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
100 PERSONAL SERVICES		11.7	12.3	12.9	13.6	14.3
200 TRAVEL		1.0	1.0	1.1	1.1	1.2
300 CONTRACTUAL		5.0	5.0	5.0	5.2	5.4
400 COMMODITIES						
500 EQUIPMENT		1.7				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.		70.0				
TOTAL		69.4	15.3	17.0	17.9	18.9

B. FUNDING: (Thousands of dollars)

FUND	FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
GENERAL FUND		69.4	15.3	17.0	17.9	18.9
FEDERAL FUNDS						
OTHER						

C. POSITIONS:

PERMANENT/TEMPORARY	FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
PERMANENT/TEMPORARY	1	.51	.51	.51	.51	.51
MAN MONTHS (P./T.)	1	61	61	61	61	61

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

- Assumption is made that administration of the Child Care Facility Revolving Loan Fund will be consolidated with the Division of Business Loans.
- Figures represent the total cost of administering the program.
- 5% inflation factor used.
- Contractual, promulgation of regulations, publishing and printing, equipment lease.
- Assumption is made that approximately 30 applications will be received and processed the first year.
- ^{\$50,000 loan consolidation} Fiscal Note assumes transfer of \$129,800 in State General Funds from Department of Health and Social Services Budget to offset costs of AFDC children utilizing Day Care Services.

It is further assumed that no additional administrative costs will be required by the Department of Community and Regional Affairs providing the Governor's Budget request is approved.

V. DATE: 5-21-76 PREPARED BY: Milt Barker

Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

Introduced: 4/28/76
Referred: Health, Education and
Social Services

1 IN THE SENATE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2 SENATE BILL NO. 753

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to day care."

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 * Section 1. AS 47.35.010(1) is amended to read:

9 (1) license and supervise boarding homes, foster homes, group
10 homes, [NURSERIES,] and institutions caring for children;

11 * Sec. 2. AS 47.35.010(4) is amended to read:

12 (4) contract with private or municipal agencies to investi-
13 gate and make recommendations to the department for the licensing and
14 supervision of boarding homes, foster homes, group homes, [NURSERIES]
15 and institutions caring for children under procedures and standards of
16 operation established by the department; and

17 * Sec. 3. AS 47.35.020 is amended to read:

18 Sec. 47.35.020. LICENSE OR PERMIT REQUIRED. No person may, with-
19 out a license or permit to do so, [(1)] maintain or conduct a boarding
20 home, foster home, group home, or [NURSERY,] institution [OR OTHER PLACE
21 FOR THE REGULAR RECEPTION OR CARE OF CHILDREN UNDER 16 YEARS OF AGE, OR
22 (2) ENGAGE IN THE BUSINESS OF RECEIVING OR CARING FOR CHILDREN UNDER 16
23 YEARS OF AGE, WITH OR WITHOUT COMPENSATION, IN WHICH A CHILD, NOT
24 RELATED BY BLOOD OR MARRIAGE, OR LEGAL ADOPTION, TO THE OWNER, OPERATOR
25 OR MANAGER OF THE BUSINESS IS LODGED OR BOARDED].

26 * Sec. 4. AS 47.35.040(a) is amended to read:

27 (a) The department shall issue a license or permit to conduct a
28 boarding home, foster home, group home, [NURSERY] or institution if it
29 determines that the boarding home, foster home, group home, [NURSERY] or

1 institution meets the standards for operation set by the department.

2 * Sec. 5. AS 47.35.080 is repealed and re-enacted to read:

3 Sec. 47.35.080. DEFINITIONS. In secs. 10 - 100 of this chapter

4 (1) "boarding home or foster home" means an establishment
5 providing regular care for less than six children not related by blood
6 or marriage to the foster parents but does not include an establishment
7 providing only day care;

8 (2) "day care" means the care, supervision, and guidance of a
9 child or children unaccompanied by a parent or legal guardian on a
10 regular basis for periods of less than 24 hours a day;

11 (3) "institution" means an establishment providing regular
12 care and services for 11 or more children not related by blood or mar-
13 riage to the owner or operator but does not include an establishment
14 providing only day care;

15 (4) "group home" means a small establishment providing care
16 and services for 10 or fewer children not related by blood, marriage or
17 legal adoption to the foster parent and which is

18 (A) noncontiguous to another institution;

19 (B) stresses normal family living; and

20 (C) not providing day care.

21 * Sec. 6. AS 44.47.270 is amended to read:

22 Sec. 44.47.270. CONDITIONS OF RECEIPT OF BENEFITS. Benefits may
23 be paid for the care of children of a low income family only if a parent
24 or guardian, because of the day care, is freed to work or to attend
25 school. In no event shall benefits be paid for the care of children of
26 a family where one parent or guardian is not working, participating in a
27 work incentive program established by AS 23.15.650, and by sec. 433(e)(1)
28 of the Federal Social Security Act (42 U.S.C. 601 et seq. as amended)
29 or attending school and is physically and mentally capable of caring for

1 the children.

2 * Sec. 7. AS 47.05.010 is amended by adding a new subsection to read:

3 (b) The department may not expend state or federal funds for the
4 provision of day care to families receiving assistance under AS 47.25.-
5 310 - 47.25.410 who also meet the conditions for the receipt of and are
6 eligible for benefits enumerated under AS 44.47.250 - 44.47.310.

7 * Sec. 8. AS 29.48.035(a) is amended by adding a new paragraph to read:

8 (20) licensing of day care facilities

9 * Sec. 9. AS 29.48.035(b) is amended to read:

10 (b) First and second class boroughs may exercise the powers con-
11 ferred by (a) of this section only after they have been assumed in the
12 manner required under AS 29.33.250 - 29.33.290 for areawide exercise or
13 in the manner required under AS 29.38.010 - 29.38.050 for exercise
14 in the borough area outside cities or are conferred by sec. 20 of this
15 chapter for exercise in the borough area outside cities. However, as to
16 powers conferred under (a)(5), (17), [AND] 18 and (20) of this section,
17 exercise of the powers areawide or, as to (a)(5), [AND] (17) and (20),
18 in the borough area outside cities is at the option of the borough and
19 is not subject to those restrictions on acquisition of additional borough
20 powers. Upon adoption of a borough ordinance to provide for
21 areawide exercise of the powers specified, no home rule or general law
22 city within the borough may exercise the powers, unless the borough
23 ordinance provides otherwise or the borough by subsequent ordinance
24 ceases to exercise the power.

25 * Sec. 10. AS 44.47.310(1) is repealed and re-enacted to read:

26 (1) "day care facility" means a center or home providing
27 day care located in a city, organized borough, or the unorganized bor-
28 ough, which, if located within the boundaries of a city or organized
29 borough, is licensed by that home rule or general law city or borough;

1 or, alternatively, is a home or center recognized by the federal govern-
2 ment for the care of children;

3 * Sec. 11. AS 44.47.310(3) is repealed and re-enacted to read:

4 (3) "child" means any person below seven years of age or a
5 child determined to be eligible for assistance under AS 47.25.310 -
6 47.25.420 and living with a family receiving benefits under AS 47.25.-
7 310 - 47.25.420;

8 * Sec. 12. AS 44.47.310 is amended by adding a new paragraph to read:

9 (4) "day care" means the care, supervision, and guidance of a
10 child or children unaccompanied by a parent or legal guardian on a
11 regular basis for periods of less than 24 hours a day.
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29

THE LEGISLATURE OF THE STATE OF ALASKA
FISCAL NOTE

Second Session - Ninth Legislature

I. REQUEST

Bill No. House CS for SB 753
 Title: "An Act Relating to Day Care & Pr iding for an effective Date
 Requested by: House C & RA Date: May 18, 1976
 Return Date Requested: May 19, 1976
 Agency: DC&RA Program: Child Care Programs

DH&SS Program Services, Social Work

II. FISCAL DETAIL

DC&RA/ Child Care Programs

Budget Request Unit(s) Affected: DH&SS/ Program Services, Social Work

A. EXPENDITURES: (Thousands of dollars)

OBJECT	FY 76	FY 77	FY 78	FY 79	FY 80	FY 81
100 PERSONAL SERVICES		-0-	-0-	-0-	-0-	-0-
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		-0-	-0-	-0-	-0-	-0-

B. FUNDING: (Thousands of dollars)

GENERAL FUND		-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS		-0-	-0-	-0-	-0-	-0-
OTHER		-0-	-0-	-0-	-0-	-0-

C. POSITIONS:

PERMANENT/TEMPORARY	/	0/0	0/0	0/0	0/0	0/0
MAN MONTHS (P./T.)	/	0/0	0/0	0/0	0/0	0/0

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

See attached Budget Display. Fiscal Note assumes transfer of \$129,800 in State General Funds from Department of Health and Social Services Budget to offset costs of AFDC children utilizing Day Care Services.

It is further assumed that no additional administrative costs will be required by the Department of Community and Regional Affairs providing the Governor's Budget request is approved.

IV. ATTACHMENTS

NOTE: In order to utilize the Title XX funds fo pay for Day Care Licensing functions and Day Care services in non-contract (CRA) areas of the State, \$195,306 in General Funds will remain in DH&SS to provide match for available \$585,608 in Title XX.

V. DATE: May 18, 1976 PREPARED BY:

Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

Eric Lee
Eric Lee, DCRA

Sam Granato
Sam Granato DHSS

SUMMARY OF NEEDS
FOR
DEPARTMENT OF COMMUNITY AND REGIONAL AFFAIRS

To administer and provide payment for Day Care Subsidy Programs if the licensing function remains with the Department of Health and Social Services.

Community and Regional Affairs
Current Program

\$1,200,000	FY 77	Governor's Budget Request
(987,310)	FY 77	Projected expenditures based on current experience.
<hr/>		
\$ 212,690	FY 77	Available funds

* * * * *

Health and Social Services
Current Program

\$683,100	FY 77	Governor's Budget request for AFDC
(340,610)	FY 77	Day Care Services in Non-contract (CRA) areas; Title XX Federal Funds
<hr/>		
\$342,490	FY 77	Projected needs by C&RA for AFDC caseload (219 persons x 12 mo. x 130.32 per mo.)

* * * * *

Community and Regional Affairs
Needs Due to AFDC Caseload

\$342,490	FY 77	Projected need for AFDC caseload
(212,690)	FY 77	Projected C&RA Available Funds
<hr/>		
\$129,800	FY 77	ADDITIONAL FUNDS NEEDED

* * * * *

Community and Regional Affairs
Funding of Needs for New AFDC Caseload

\$129,800	FY 77	Additional Funds Needed by C&RA
129,800	FY 77	General Funds Available for transfer from H&SS Budget Request
<hr/>		
\$ -0-	FY 77	Total New Appropriation required

Day Care

STATEMENT OF POSITION: The League of Women Voters of Alaska supports day care for everyone who needs or wants it with priority given to those children whose need is greatest. The members of the League believe users should be primarily responsible for day care financing. Supplemental financial and regulatory responsibilities should be shared by all levels of government to insure that day care is of high quality and available to those who need it.

AMPLIFICATION: Day care objectives include providing enriching and varied experiences for children of parents who must or choose to work, of parents who are physically handicapped or who need emotional relief from childrearing. Day care might also provide social, emotional and developmental experiences which may be lacking in the home or provide protective service, emergency care or drop-in care. Parental involvement should be strongly encouraged in any day care situation.

Available care should go to those children whose need is greatest: children of parents who must work or who are physically or emotionally incapable of full time child care.

Parents' determination of whether to send their children or where to send them for day care should in all instances be voluntary. To provide a choice, different types of care should be available with an emphasis on center care and family home day care, but including in-home day care. Facilities are acceptable in any safe place, e.g., a storefront, public or private building, portable unit, or other location.

Nurturing care, that in which the caregiver is aware of and attempts to meet the individual needs of each child, is the minimum each child should receive on a full time or regular basis. Custodial care, meeting physical safety needs alone, is unacceptable for day care. Emphasis should be placed upon comprehensive care, i.e., care provided by a person educated, experienced and/or trained in dealing with the special needs of young children and able to meet those needs on an individual basis. Day care for the unstable or developmentally deprived child requires specially trained staff.

Essential in a full day care situation are a tight child-staff ratio and the provision of nutritional meals and snacks. Another important consideration is the availability of parent training and counseling.

Regulations and standards appropriate to the locale and involving health, nutrition, safety, space per child, and staff training should be adopted by state and local governments. Coordination of local, state and federal standards is essential. Regulatory licensing by the state for day care is necessary, but business licenses are not.

The League of Women Voters of Alaska believes there should be differentiation between day care and pre-elementary school programs. All programs dealing with pre-school age children should meet standards of early childhood growth principles. Specific requirements should be related to the number of hours per day a child is in attendance.

Users should have primary responsibility for day care financing based upon the ability of the parent to pay. However, governments should provide for partial subsidies of start-up costs, staff training costs, and child care costs figured on a percentage of the average cost per child.

Members suggest that local schools could be involved in providing space and training for day care needs. This might be in the form of summertime or after school use of facilities, parent education, and educating older children in the care of younger children.

Established 1976
League of Women Voters of Alaska

AMENDMENT # 1

OFFERED IN THE HOUSE:

BY: House Community & Regional
Affairs Committee

TO: HCS HOUSE BILL No. _____

SENATE BILL No. 753

PAGE: 1

LINE: 11

Line 11:

BETWEEN "powers" and "under"

INSERT: "relating to nurseries"

Line 15:

BETWEEN "waive" and "any"

INSERT: "or modify"

Line 17:

CHANGE "license" to "licensee"

AMENDMENT

OFFERED IN THE HOUSE:

BY: House Community & Regional
Affairs Committee

To: HCS HOUSE BILL No. _____

SENATE BILL No. 753

PAGE: 1

LINE: 11

Line 11:

BETWEEN "powers" and "under"

INSERT: "relating to nurseries"

Line 15:

BETWEEN "wave" and "any"

INSERT: "or modify"

Line 17:

CHANGE "license" to "licensee"