



Legislation Details (With Text)

**File #:** 20-0025      **Version:** 3      **Name:** CA-ORD-Private Family Daycare Homes  
**Type:** Ordinance      **Status:** Adopted  
**File created:** 12/30/2019      **In control:** City Council  
**On agenda:** 1/7/2020      **Final action:** 1/21/2020  
**Title:** Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 3.80.327 relating to private family daycare home, read and adopted as read. (Citywide)  
**Sponsors:** City Attorney  
**Indexes:**  
**Code sections:**  
**Attachments:** 1. 010720-ORD-29sr&att.pdf, 2. 011420-ORD-18att.pdf, 3. 012120-ORD-30att.pdf, 4. ORD-20-0004.pdf

Date	Ver.	Action By	Action	Result
1/21/2020	3	City Council	approve recommendation and adopt	Pass
1/14/2020	2	City Council	withdrawn	
1/7/2020	1	City Council	declare ordinance read the first time and laid over to the next regular meeting of the City Council for final reading	Pass

Recommendation to declare ordinance amending the Long Beach Municipal Code by amending Section 3.80.327 relating to private family daycare home, read and adopted as read. (Citywide)

Long Beach Municipal Code (LBMC) Section 3.80.327 currently requires private family daycare homes to obtain a business license and pay a business license tax pursuant to the California Child Day Care Facilities Act (Act). Pursuant to the Act, a small family daycare home, which may provide care for up to eight (8) children, is considered a residential use of property for the purposes of all local ordinances and is exempt from obtaining a business license or paying a business license tax. A large family daycare home, which may provide care for up to fourteen (14) children, is required to obtain a business license to operate a large family daycare home and pay half the business license tax charged to a commercial daycare facility.

On September 5, 2019, Senate Bill 234 (SB 234) was enacted, amending the provisions put in place by the California Child Day Care Facilities Act. Under SB 234, local jurisdictions are prohibited from requiring a business license, fee, or tax for the privilege of operating a small or large family daycare home. Due to these changes, LBMC Section 3.80.327 must be amended to reflect this exemption.

Although large private family day care homes will no longer be required to obtain a business license from the City, the State of California will continue to license and inspect these types of daycare operations. The proposed change to the LBMC ensures the City is consistent with

enacted State laws, while still protecting the public health, safety, and welfare.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AMENDING  
THE LONG BEACH MUNICIPAL CODE BY AMENDING SECTION 3.80.327 RELATING TO  
PRIVATE FAMILY DAYCARE HOME

Approve recommendation.

CHARLES PARKIN  
CITY ATTORNEY

BY:

AMY R. WEBBER  
DEPUTY CITY ATTORNEY