

§ 110-98.5. Care for school-age children during state of emergency.

Notwithstanding any provision of law or rule to the contrary, when remote or virtual learning is required due to a declared state of emergency issued under G.S. 166A-19.20, the following shall apply:

- (1) A community-based organization is authorized to provide care for school-age children at a remote learning facility, provided the community-based organization is registered with the Department through a process consistent with the registration process the Department uses for licensed child care facilities. For purposes of this subdivision, the following definitions shall apply:
 - a. Community-based organizations. – Organizations of demonstrated effectiveness that are representative of a community or significant segments of a community that provide educational or related services to individuals in the community, such as parks and recreation programs, YMCAs, YWCAs, and Boys and Girls Clubs.
 - b. Remote learning facility. – A building or space used to house school-age children during the school year for the purpose of facilitating online or remote learning.
- (2) When providing care to school-age children pursuant to this section, the limitations regarding the maximum amount of screen time for children three years of age and older shall not apply.
- (3) Care provided to school-age children pursuant to this section is not considered child care as defined under G.S. 110-86. (2020-97, s. 3.7A(a).)