

## Child Care Legislative Summary, 2009

Bill link & author	Description of Bill <b>Highlighted</b> text is new or changed since last Friday.	Status, Recent History	Positions (See last page for abbrevs.)
<b>California Assembly Bills</b>		<b>Bold</b> = introduced or amended since last San Diego public policy meeting	Date is either when the position was published or when I verified it.
<a href="#">ABX3-1</a> Evans	Budget bill; 2-14 amendment. <ul style="list-style-type: none"> <li>• Sets maximum APP reimbursement rate to 75<sup>th</sup> percentile of 2007 RMR, effective July 1, 2009.</li> <li>• \$10,000,000 for “the purpose of broadening access to federal Child and Adult Care Food Program benefits for low-income children in proprietary child care centers.”</li> <li>• Adds 13 positions at CDE “to address compliance monitoring and overpayments”. CDE shall provide to the Leg and Dept of Finance yearly overpayment data by program and by provider, including instances and amounts of overpayments and fraud.</li> <li>• \$736,000 to replace CDE’s provider reporting system software.</li> <li>• \$5,000,000 for wraparound care to children enrolled in state preschool programs. Priority to children enrolled in prekindergarten and family literacy programs.</li> <li>• \$11,062,664 for the infant and toddler earmark, for increasing the supply of quality child care for infants and toddlers.</li> <li>• \$2,969,000 in one-time federal funding to fully fund TrustLine workload; anything left over to be used for quality expenditures.</li> <li>• \$4,000,000 to train former CalWORKs recipients as child care teachers</li> <li>• \$2,700,000 to DSS for increased inspections of child care facilities</li> <li>• \$1,000,000 for TrustLine registration workload</li> <li>• \$500,000 for health and safety training for licensed and exempt child care providers,</li> <li>• \$300,000 for the Health Hotline</li> <li>• \$300,000 to implement a technical assistance program to child care providers in accessing financing for renovation, expansion, or construction of child care facilities.</li> <li>• \$15,000,000 for AB 212 (same as last year)</li> <li>• Monthly sharing of case load data between CDE and DSS to facilitate moving money between APP programs.</li> <li>• Income eligibility limits from 2007–08 and 2008–09 remain in effect for 2009–10.</li> <li>• “Family fee schedule for child care providers to reflect a state median income of \$66,166 annually for a family of four.” Lowest family fees go up \$2; sliding scale reaches 10% of family income at a lower income.</li> <li>• \$5,000,000 of the Child Care Facilities Revolving Fund may be used for one-time renovations and repairs to meet health and safety standards, to comply with ADA, and to perform emergency repairs, that were the result of an unforeseen event and are necessary to maintain continued normal operation of the program.</li> <li>• Requires CDE to gather a great deal of information from APPs and providers; for each kid, they will need to track the program, child’s age, family income, family size, work status of parents, full time vs part time, age at entry into the program, foster care yes/no, family fees collected, family co-pays collected, exempt from family fees by family size yes/no, reasons for fee exemptions; for each program CDE must track: percentage of families receiving child care due to CPS, foster care, seeking work, working, or in training programs leading to work, and the relative distribution of families entering the system by family income and size; for each APP program, the incidence, relative proportion, and dollar magnitude of actual care payments per child and family that are in excess of or below the current mean-market rates, classified in percentage increments from the mean-market rate.</li> </ul>	1-12 passed Assembly as spot bill  2-14 amended to add content and passed Budget and Fiscal Review committee  To the floor  To third reading  2-15 urgency clause defeated 25-13	

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<a href="#">ABX3-4</a> Evans	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th></th> <th style="text-align: right;">January Proposed</th> <th style="text-align: right;">This Bill</th> <th style="text-align: right;">Cut</th> <th style="text-align: right;">% Cut</th> </tr> </thead> <tbody> <tr> <td><b>Preschool Education</b></td> <td style="text-align: right;">441,854,000</td> <td style="text-align: right;">426,327,000</td> <td style="text-align: right;">15,527,000</td> <td style="text-align: right;">3.5%</td> </tr> <tr> <td><b>Child Care Services</b></td> <td style="text-align: right;">1,857,104,000</td> <td style="text-align: right;">1,775,310,000</td> <td style="text-align: right;">81,794,000</td> <td style="text-align: right;">4.4%</td> </tr> <tr> <td><b>General child development Programs</b></td> <td style="text-align: right;">804,649,000</td> <td style="text-align: right;">773,796,000</td> <td style="text-align: right;">30,853,000</td> <td style="text-align: right;">3.8%</td> </tr> <tr> <td><b>APP</b></td> <td style="text-align: right;">257,037,000</td> <td style="text-align: right;">257,037,000</td> <td style="text-align: right;">0</td> <td style="text-align: right;">0</td> </tr> <tr> <td><b>Migrant Day Care</b></td> <td style="text-align: right;">40,570,000</td> <td style="text-align: right;">35,966,000</td> <td style="text-align: right;">4,604,000</td> <td style="text-align: right;">11.3%</td> </tr> <tr> <td><b>Stage 2</b></td> <td style="text-align: right;">369,960,000</td> <td style="text-align: right;">342,960,000</td> <td style="text-align: right;">27,000,000</td> <td style="text-align: right;">7.3%</td> </tr> <tr> <td><b>Stage 3</b></td> <td style="text-align: right;">245,204,000</td> <td style="text-align: right;">230,204,000</td> <td style="text-align: right;">15,000,000</td> <td style="text-align: right;">6.1%</td> </tr> <tr> <td><b>R&amp;R</b></td> <td style="text-align: right;">19,438,000</td> <td style="text-align: right;">19,438,000</td> <td style="text-align: right;">0</td> <td style="text-align: right;">0</td> </tr> <tr> <td><b>Extended Day Care</b></td> <td style="text-align: right;">35,890,000</td> <td style="text-align: right;">31,553,000</td> <td style="text-align: right;">4,337,000</td> <td style="text-align: right;">12.1%</td> </tr> <tr> <td><b>Allowance for Handicapped</b></td> <td style="text-align: right;">1,997,000</td> <td style="text-align: right;">1,997,000</td> <td style="text-align: right;">0</td> <td style="text-align: right;">0</td> </tr> <tr> <td><b>Quality Improvement</b></td> <td style="text-align: right;">67,572,000</td> <td style="text-align: right;">67,572,000</td> <td style="text-align: right;">0</td> <td style="text-align: right;">0</td> </tr> <tr> <td><b>CEL</b></td> <td style="text-align: right;">7,900,000</td> <td style="text-align: right;">7,900,000</td> <td style="text-align: right;">0</td> <td style="text-align: right;">0</td> </tr> <tr> <td><b>Planning Councils</b></td> <td style="text-align: right;">6,637,000</td> <td style="text-align: right;">6,637,000</td> <td style="text-align: right;">0</td> <td style="text-align: right;">0</td> </tr> <tr> <td><b>COLA</b></td> <td style="text-align: right;">0</td> <td style="text-align: right;">0</td> <td style="text-align: right;">0</td> <td style="text-align: right;">0</td> </tr> <tr> <td><b>Growth</b></td> <td style="text-align: right;">10,917,000</td> <td style="text-align: right;">10,917,000</td> <td style="text-align: right;">0</td> <td style="text-align: right;">0</td> </tr> </tbody> </table>						January Proposed	This Bill	Cut	% Cut	<b>Preschool Education</b>	441,854,000	426,327,000	15,527,000	3.5%	<b>Child Care Services</b>	1,857,104,000	1,775,310,000	81,794,000	4.4%	<b>General child development Programs</b>	804,649,000	773,796,000	30,853,000	3.8%	<b>APP</b>	257,037,000	257,037,000	0	0	<b>Migrant Day Care</b>	40,570,000	35,966,000	4,604,000	11.3%	<b>Stage 2</b>	369,960,000	342,960,000	27,000,000	7.3%	<b>Stage 3</b>	245,204,000	230,204,000	15,000,000	6.1%	<b>R&amp;R</b>	19,438,000	19,438,000	0	0	<b>Extended Day Care</b>	35,890,000	31,553,000	4,337,000	12.1%	<b>Allowance for Handicapped</b>	1,997,000	1,997,000	0	0	<b>Quality Improvement</b>	67,572,000	67,572,000	0	0	<b>CEL</b>	7,900,000	7,900,000	0	0	<b>Planning Councils</b>	6,637,000	6,637,000	0	0	<b>COLA</b>	0	0	0	0	<b>Growth</b>	10,917,000	10,917,000	0	0	1-12 passed Assembly as spot bill  2-14 amended and passed Budget and Fiscal Review committee  To the floor  To third reading	
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<a href="#">AB 12</a> Beall	<ul style="list-style-type: none"> <li>• AFDC Foster care: <b>Abolishes</b> <b>Revises</b> the current “Kinship Guardianship Assistance Payment Program (Kin-GAP) (which, as a part of the CalWORKs program, provides aid on behalf of eligible children who are placed in the home of a relative caretaker) <b>to provide state-funded assistance for youth not eligible under the federally funded program and requires the state to institute a different federal kinship guardianship assistance program. Follow the link for details of the new program.</b></li> <li>• Extends age to 21</li> <li>• “No appropriation from the General Fund would be made for the purposes of implementing these provisions.”</li> <li>• 3-23 amendment adds “including nonminor dependents” (defined as a (1) current or former dependent child or ward of the juvenile court (2) between 18 and 21 (3) in foster care under the responsibility of the county welfare department, county probation department, or Indian tribe that entered into an agreement pursuant to Section 10553.1 and is in a transitional independent living case plan) to a number of foster care provisions, including             <ul style="list-style-type: none"> <li>○ Placing kids of varying needs and designations in the same home</li> <li>○ Foster care homes have to meet the same regs as for younger kids</li> </ul> </li> <li>• By 7-1-11, a list of stakeholders shall “revise regulations regarding health and safety standards for licensing foster family homes and community care facilities in which nonminor dependents... are placed”; the regs             <ul style="list-style-type: none"> <li>○ “shall have the greatest amount of freedom that will safely prepare them for self-sufficiency”</li> <li>○ “Nonminors who remain in the same community care facility with children under 18 years of age need not be subject to criminal background clearances”</li> <li>○ By 7-1-10, DSS shall (in consultation with the stakeholders) issue ACLs to be in effect between 10-1-10 to 6-30-11. DSS can issue emergency regs.</li> </ul> </li> <li>• The California Community Care Facilities Act does not apply to “any supervised independent living setting for nonminor dependents” who are placed by the juvenile court, supervised by the county welfare department, probation department, or Indian tribe</li> <li>• “Nonminor dependents” remain under the jurisdiction of the juvenile courts</li> </ul>					Human Services committee  <b>3-23 09 amended</b>  <b>4-13 amended</b>  <b>4-15 passed committee</b> <b>5-0</b>  <b>To Appropriations</b>																																																																																	

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	<ul style="list-style-type: none"> <li>• Does not give custody to the county welfare department; the kid retains all his or her legal decision-making authority as an adult.</li> <li>• Sets procedures to apply for nonminor dependent status</li> <li>• Status must be reviewed at least every 6 months</li> <li>• States requirements for reviews and reports</li> <li>• Before terminating a kid from dependency care, a report has to include info about the kid's Indian heritage or tribal connections, family history as known, photos in the possession of the county welfare department (except forensic photos), whereabouts of any siblings under juvenile court jurisdiction (unless the court finds a danger there), social security care, driver's license, birth certificate, health and education summary, parents' death certificate if appropriate, a letter describing the kid's foster care history, proof of citizenship, help applying for Medi-Cal or college, or maintaining relationships with important people in their lives.</li> </ul> <p><b>4-13 amendment:</b></p> <ul style="list-style-type: none"> <li>• Expands jurisdiction of juvenile court to adjudge a child placed voluntarily in an approved home of a relative for not more than 180 days a dependent of the court</li> <li>• Changes limits on child welfare services for voluntarily placed children from 6 months to 180 days.</li> <li>• Changes rather than abolishes the Kin-GAP program, as highlighted above.</li> <li>• Makes many small changes that people involved in this program should follow the link to read.</li> </ul>		
<a href="#">AB 89</a> Torlakson	<ul style="list-style-type: none"> <li>• Creates new tobacco tax of 10.5¢ a cigarette and a quarterly inventory tax on tobacco venders of 10.5¢ a cigarette, to be put into a Tobacco Excise Tax Account and used exclusively for:               <ul style="list-style-type: none"> <li>○ Education</li> <li>○ Children's health care.</li> <li>○ Tobacco cessation services.</li> <li>○ Lung cancer research.</li> <li>○ General health care</li> </ul> </li> </ul>	1-5-09 introduced  2-23 to committees on Revenue & Taxation and Government Operations  Hearing date 4-30	Watch <ul style="list-style-type: none"> <li>• CCCCA 4-2-09</li> </ul>
<a href="#">AB 137</a> Jeffries	In the Brown Act, advisory committees are not subject to the Act if they are composed solely of the members of the legislative body that are less than a quorum of the legislative body and are not a standing committee. This bill adds that the subject matter jurisdiction of the advisory committee must have cumulatively lasted for two years or less.	Committee on local govt.  3-26 first hearing cancelled at request of author	
<a href="#">AB 304</a> Price	Was spot bill. 4-16 amendment would require APPs to establish a program of direct deposit by electronic transfer for payments made to family day care homes; must be implemented within 6 months.	<b>Human Services</b>  <b>4-16 amended</b>	
<a href="#">AB 315</a> De Leon	Was spot bill. 4-14 amendment says CDE shall adopt regulations for APPs regarding: <ul style="list-style-type: none"> <li>• Timeliness of payments to child care providers.</li> <li>• Due process and complaint process.</li> <li>• Filling out time sheets.</li> <li>• Manner of issuing payments to child care providers, and whether an alternative payment program may issue a single check for multiple children.</li> <li>• Timeliness of notice to providers when a child is no longer eligible to receive subsidies.</li> <li>• Administrative recourse and penalties for late payments to child care providers.</li> </ul>	<b>Committee on Ed</b>  <b>4-14 amended</b>  <b>Hearing date 4-29</b>	
<a href="#">AB 434</a> Block	Reduces Prop 49 after school program local matching from 33% to 15%	4-1 passed committee 10-1	Support <ul style="list-style-type: none"> <li>• CCCCA 4-2-09</li> </ul>

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		To Appropriations <b>Hearing date 4-22</b>	<ul style="list-style-type: none"> <li>• CCDA 4-14-09</li> </ul>
<a href="#">AB 495</a> Davis	<ul style="list-style-type: none"> <li>• Would require CDE to annually determine:             <ul style="list-style-type: none"> <li>○ the number of 3- and 4-year-old children in the state and in each county,</li> <li>○ the number of licensed providers offering preschool services,</li> <li>○ the number of children that each licensed provider could accommodate with respect to preschool services.</li> </ul> </li> <li>• And post it on the internet.</li> </ul> <p>4-13 amendment says CDE must</p> <ul style="list-style-type: none"> <li>• Consult with DSS and LAO</li> <li>• Update data on website annually</li> </ul>	<p><b>4-13 amended</b></p>	Support <ul style="list-style-type: none"> <li>• 7 child care centers</li> </ul> Watch <ul style="list-style-type: none"> <li>• CCCCA 4-2-09</li> </ul>
<a href="#">AB 595</a> Adams	<ul style="list-style-type: none"> <li>• Would prohibit DSS from issuing a license to any foster family home or certified family home applicant who has not obtained both a California and Federal Bureau of Investigation criminal record clearance or an exemption</li> <li>• Would prohibit placement of the child in the home of a person if the criminal records check indicates the person has been convicted of a crime that DSS cannot grant an exemption for with respect to foster family home and certified family home applicants.</li> <li>• Would also prohibit placement of a child in the home of a person who has been convicted of an exemptible crime, unless the county grants a criminal records exemption, based on substantial and convincing evidence, to support a reasonable belief that the person with the criminal conviction is of such good character as to justify the placement and not present a risk of harm to the child.</li> </ul>	2-25 Introduced  Committee on Human Services	
<a href="#">AB 627</a> Brownley	<p>As a condition of licensing, every <del>a licensed</del> child care facility would have to follow these rules:</p> <ul style="list-style-type: none"> <li>• Only <del>2 percent</del> lowfat or nonfat milk shall be served to children over two years of age.</li> <li>• Juice shall be limited to one serving per day, and only 100 percent juice shall be served.</li> <li>• At least one vegetable shall be served at lunch and supper.</li> <li>• Deep fat frying shall be prohibited onsite.</li> <li>• Sugar shall be limited to 6 grams per serving for both hot and cold cereals.</li> <li>• For children in full day care, screen time, including, but not limited to, television, video games, and computer usage, shall be limited to a maximum of one hour per day and shall be limited to <del>educational programming or programs that encourage movement</del> quality programming. For children in less than full day care, screen time shall be reduced proportionately.</li> </ul> <p>As a condition of receiving state nutrition money, participating entities shall do all of the above plus:</p> <ul style="list-style-type: none"> <li>• Limit the serving of fried potatoes to <del>a maximum of</del> one time per week.</li> <li>• Limit the serving of sweet grains, including, but not limited to, toaster pastries, cookies, coffee cake, sweet rolls, doughnuts, or cakes, to no more than two times per week, and only as snacks.</li> <li>• Serve at least one <del>serving of a</del> whole grain <del>product</del> per day.</li> <li>• Limit serving hot dogs, SPAM, luncheon meats, and other processed meat products to a maximum of three times per week.</li> <li>• <del>Not serve sugar-sweetened or artificially sweetened beverages</del> or canned fruits and vegetables that contain added sweeteners other than 100 percent juice.</li> <li>• Water shall be accessible and available for consumption throughout the day</li> </ul> <p>4-13 amendment exempts kids with a documented medical necessity and makes changes highlighted above.</p>	2-25 introduced  Committee on Human Services  Hearing date 4-14  <b>4-13 amended</b>  4-15 passed committee 4-2  <b>To Appropriations</b>	Sponsored by CA Food Policy Advocates  Support: <ul style="list-style-type: none"> <li>• CA Hunger Action Coalition 4-14-09</li> <li>• CTA 4-14-09</li> <li>• Child Care Food Program Roundtable 4-14-09</li> <li>• Child Nutrition Program of So CA 4-14-09</li> <li>• Food Bank of Contra Costa and Solano 4-14-09</li> <li>• FRAMAX 4-14-09</li> <li>• Public Health Foundation Enterprises WIC 4-14-09</li> <li>• Public Health Institute 4-14-09</li> <li>• Atkins Center for Weight &amp; Health 4-14-09</li> </ul> Watch <ul style="list-style-type: none"> <li>• CCCCA 4-2-09</li> </ul>

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<a href="#">AB 769</a> Torres	Adds “children who have a biological parent who is, or who has been within the previous 6 months, under the jurisdiction of the delinquency or dependency court” as a priority for state preschool equivalent to CPS referral. I.e, kids of foster kids (and some others) are eligible for state preschool with a CPS-level priority.	Committee on Ed  <b>First hearing cancelled at request of author</b>	
<a href="#">AB 932</a> Torlakson	Expands Child Care Facilities Revolving Fund to allow money to be used for purchase, development, construction, expansion, renovation, repair, or improvement of licensed child care  <ul style="list-style-type: none"> <li>• <b>4-13 amendment changes which sources the existing nonprofit financial intermediary is supposed to coordinate with for private funding, from Department of Housing and Community Development to the Child Care Facilities Revolving Fund</b></li> <li>• <b>Eligible borrowers are school districts and contracting agencies that provide child care and development services, and school districts and county offices of education that operate a California School Age Families Education Program</b></li> </ul>	Committee on Ed  <b>4-13 amended</b>  4-15 passed committee 10-0  To Appropriations	<b>Sponsored by LIIF</b>  Support <ul style="list-style-type: none"> <li>• CCCCA 3-5-09</li> <li>• CCDAA 4-14-09</li> <li>• Preschool CA 4-14-09</li> <li>• PACE 4-14-09</li> <li>• Public Counsel 4-14-09</li> </ul>
<a href="#">AB 983</a> Skinnere	Would allow Prop 49 after school programs to operate on weekends. In comparing this with last year’s SB 1674, which was passed and vetoed, the only difference I can see is that this bill is the section that says weekend kids don’t count in the school’s ADA exempts the federal 21 <sup>st</sup> Century Community Learning Centers program.	Committee on Ed  Hearing date 4-18	
<a href="#">AB 997</a> Krekorian	Requires DOJ, DSS, and the Dept of Alcohol and Drug Programs to coordinate with one another to develop an approach that allows them to generate information on an as-needed basis that identifies all sex offenders living in licensed residential, child care, or foster care facilities.	4-2 committee on Public Safety	Support <ul style="list-style-type: none"> <li>• <b>CCDAA 4-14-09</b></li> </ul>
<a href="#">AB 1004</a> Portantino	<del>Amends the Brown Act to delete the requirement that at least a quorum of the members of the body participating in a teleconferenced meeting be located within the boundaries of the territory over which the local agency exercises jurisdiction</del>  4-16 amendment guts and amends to make it a bill to charge drunk drivers who have to be rescued when they drive into a flooded area for the cost of the rescue..	.  <b>4-16 gutted and amended</b>	
<a href="#">AB 1124</a> Yamada	When a child ages out of the California Early Intervention Services Act at 3 and applies for a preschool program for kids 3-5 with special needs, the school district must continue to provide the same services as the California Early Intervention Services Act while application hearings are continuing. 4-13 amendment says the bill takes effect only if it is paid for by the federal stimulus program “or other federal legislation similarly intended to provide higher levels of federal special education funding.”	2-27 introduced  3-26 to committee on Ed. Hearing date 4-15  <b>4-13 amended</b>  4-15 passed committee 10-0  To Appropriations	
<a href="#">AB 1195</a> Brownley	The QRIS committee established by last year’s SB 1629 (Steinberg) “shall assist CDE in the development of a plan to implement any new federal grant funds made available after March 1, 2009, for child care and development programs and early childhood education.”	Committee on Human Services  4-2 re-referred back to Rules Committee  4-13 to Ed committee  Hearing date 4-29	

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<a href="#">AB 1349</a> Torlakson	<ul style="list-style-type: none"> <li>Continuously appropriates \$550,000,000 for Prop 49 after school programs</li> <li>Changes formula by which Prop 49 money is reduced under certain circumstances</li> </ul>	Committee on Ed  Hearing date 4-29	
<a href="#">AB 1494</a> Eng	<ul style="list-style-type: none"> <li>Rewrites and clarifies section of Brown Act on using electronic devices or intermediaries to develop a collective concurrence</li> <li><del>Permits agency staff to talk with members and answer their questions, as long as the staff don't tell members what other members think or say</del></li> </ul> 4-13 amendment rewrites section saying staff can talk with members and limits it to staff of state agencies, deleting local. Says state staff can talk with members and answer their questions outside of regular meetings, as long as the staff don't tell members what other members say or what their positions are.	<b>Committee on Governmental Operations</b>  <b>4-13 amended</b>  <b>Hearing date 4-22</b>	
<h3>California Senate Bills</h3>			
<a href="#">SB 19</a> Simitian	States intent of legislature to create the <del>“Statewide Education Data Governing Board, the purpose of which would be to facilitate the linking of education data from disparate education and non-education sources.”</del> <ul style="list-style-type: none"> <li>4-2 amendment replaces all previous content. Requires that an already required work group (Ed code §10804) tasked with developing a strategic plan to link education data systems be implemented with federal stimulus money from the Education Technical Assistance Act for Statewide Data Systems.</li> </ul>	<b>4-2 amended</b>  Committee on Ed  Hearing date 4-22	
<a href="#">SBX3-25</a> Cox	Eliminates state and local First 5 and puts the tobacco tax money to other purposes. <ul style="list-style-type: none"> <li>Existing unencumbered state First 5 trust fund money goes to the state general fund.</li> <li>What used to be First 5 income goes to the General Fund for the Healthy Families Program and the Medi-Cal program.</li> <li>Funding for the Breast Cancer Fund and the Health Education Account and the Research Account shall not be subject to the requirement that all costs for this act shall be paid from First 5 money.</li> <li>Existing unencumbered local First 5 trust fund money will be distributed: 50% to local County Office of Education, thence to districts according to ADA; 50% to local County government, with 50% of that 50% being redistributed to cities, according to population.</li> <li>Existing state First 5 contracts will be administered by state HHS. Existing local First 5 contracts will be administered by the Counties.</li> <li>Urgency statute.</li> <li>Must be approved first by 2/3 of the legislature and then by 50%+ of the voters.</li> </ul>	2-10 introduced	Support  Oppose <ul style="list-style-type: none"> <li><b>CCDAA 4-14-09</b></li> </ul>
<a href="#">SB 177</a> Lowenthal	Seat belts for kids: <ul style="list-style-type: none"> <li>Changes requirements for kids under 6 to sit in the front seat; says the back seat has to be already full of kids under 8 instead of kids under 12.</li> <li>Deletes requirement that, after a certain date, money collected in fines for seat belt violations would continue to fund the current list of projects (.3% Fish and Game Preservation Fund, 32.02% Restitution Fund, 23.99% Peace Officers' Training Fund, 25.70% Driver Training Penalty Assessment Fund, 7.88% Corrections Training Fund, 0.78% Local Public Prosecutors and Public Defenders Training Fund, 8.64% Victim-Witness Assistance Fund, and 0.66% Traumatic Brain Injury Fund)</li> <li>Deletes findings about the value of seat belts.</li> </ul>	2-17 introduced  3-9 to Transportation and Housing committee  3-31 passed committee 7-4  To Appropriations  <b>Hearing date 4-20</b>	Support <ul style="list-style-type: none"> <li><b>AFSCME 3-25-09</b></li> </ul>

## Child Care Legislative Summary, 2009

Bill link & author	Description of Bill <b>Highlighted</b> text is new or changed since last Friday.	Status, Recent History	Positions (See last page for abbrevs.)
<a href="#">SB 244</a> Wright	<p><del>Declares the intent of the legislature to enact legislation that would establish a more cohesive, effective, and equitable system for addressing the needs of high risk children that would reduce the long term educational, social, and economic impacts that occur when early childhood needs are not met;</del></p> <ul style="list-style-type: none"> <li><del>• Establishes, in each county or consortium of counties, a committee or similar entity with authority to coordinate systems of care, review data, and ensure timely delivery of services to high risk children.</del></li> <li><del>• Implement changes to eligibility and priority enrollment criteria for existing early care and education programs to ensure inclusion of high risk children.</del></li> <li><del>• Establish a state level committee or similar entity to make recommendations to the legislature before January 1, 2011, that will improve and integrate services to children with special needs, with particular attention to transition issues for children at age three.</del></li> </ul> <ul style="list-style-type: none"> <li>• 3-31 amendment replaces all previous content; adds priority enrollment in state preschool and general child care and development children 0-5 who are:             <ul style="list-style-type: none"> <li>○ in the foster system</li> <li>○ formerly in the foster system and recently adopted,</li> <li>○ homeless</li> <li>○ who have a parent who is in the foster care system, on probation, on parole, or in a correctional or residential treatment facility.”</li> </ul> </li> <li>• Applies “when slots become available”</li> <li>• Requires LPCs to include in their needs assessments additional factors relating to children in relative care, who have formerly been in foster care and have recently been adopted, are homeless, or have a parent that meets specified criteria</li> <li>• Adds to the list the new QRIS committee can consider as part of a quality rating system the availability and adequacy of services for children in the above groups.</li> <li>• States intent of the Legislature that when Head Start Programs determine local priorities, they seriously consider giving first priority for open slots to above kids.</li> <li>• Adds “To attend high-quality child care and development programs and schools” to list of foster kids rights.</li> </ul>	<p>Introduced 2-24</p> <p><b>3-31 amended</b></p> <p>4-2 committee on Ed</p> <p>Hearing date 4-22</p>	<p>Watch</p> <ul style="list-style-type: none"> <li>• CCCCA 4-2-09</li> </ul>
<a href="#">SB 293</a> Runner	<p>Changes birthday cutoff for kindergarten entry from Dec 2 currently to:</p> <ul style="list-style-type: none"> <li>• November 1 in 2010-11</li> <li>• October 1 in 2011-12</li> <li>• September 1 in 2012-13</li> </ul>	<p>2-25 introduced</p> <p>3-9 committee on Ed</p>	
<a href="#">SB 379</a> Huff	<ul style="list-style-type: none"> <li>• Exempts Heritage schools from child care licensure.</li> <li>• The definition of heritage school is confusingly written, but I think it means a school that does all of the following and serves children at least 4 years and 9 months old who also attend a regular year-round school:             <ul style="list-style-type: none"> <li>○ Specifies regular hours of operation.</li> <li>○ Offers education or academic tutoring, or both, in a foreign language.</li> <li>○ Offers education on the culture, traditions, or history of a country other than the United States.</li> <li>○ Offers culturally enriching activities, including, but not limited to, art, dancing, games, or singing, based on the culture or customs of a country other than the United States.</li> <li>○ Maintains membership in an association that upholds a specified set of health and safety standards</li> <li>○ Maintains separate classes for adults and children, when applicable.</li> <li>○ Maintains an adult-child ratio of at least 1:14 and a tutor-child ratio of at least 1:28.</li> <li>○ Does not operate out of a residential home.</li> <li>○ At least one school staffer has at least 15 hours of health and safety training</li> </ul> </li> <li>• Changes definition of license-exempt Public recreation program to refer to pupils instead of students. (In CDE-</li> </ul>	<p>2-26 introduced</p> <p>3-12 committee on Human Services</p> <p><b>Hearing date 4-28</b></p>	<p>Support</p> <p>Oppose</p> <ul style="list-style-type: none"> <li>• <b>CCDAA 4-14-09</b></li> </ul>

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	speak, a pupil is a student under the supervision of a teacher. It is not clear to me if this is intended as a substantive change.)		
<a href="#">SB 383</a> Liu	<ul style="list-style-type: none"> <li>3-31 amendment replaces all previous content. Would require the State Department of Developmental Services to partner with one or more regional centers to implement a 2-year Autism Spectrum Disorders Early Screening, Intervention, and Treatment Pilot Program in at least 3 key geographic areas.</li> <li>The pilot program would establish best practices for early screening, diagnosis, referral, and treatment for children with ASD, focusing particularly on culturally, linguistically, and geographically diverse or underserved populations.</li> <li>Lists stakeholders the Department may consult with.</li> <li>Outlines reports and some things they must address.</li> <li>No state general fund money can be used for the pilot or the reports; the Department should look for federal funding.</li> </ul> <p><b>4-16 amendment changes pilot program report date from 7-1-11 to 7-1-12</b></p>	3-12 to committee on Human Services <b>3-31 amended</b> <b>4-14 passed committee 3-1</b> <b>To Appropriations</b> <b>4-16 amended</b>	Support: <ul style="list-style-type: none"> <li>AFSCME 4-9-09</li> <li>CA Academy of Family Physicians 4-9-09</li> <li>CA Medical Assoc 4-9-09</li> </ul>
<a href="#">SB 797</a> Pavley	Would "prohibit the manufacture, sale, or distribution in commerce of any bottle, cup, or liquid, food, or beverage in a can or jar that contains bisphenol A at a level above 0.1 parts per billion" and require manufacturers to use the least toxic substitute.	2-27 introduced 3-19 to committees on Environmental Quality and Health Hearing date 4-20	
<a href="#">SB 798</a> DeSaulnier	Rewrites funding system for 21st Century Community Learning Centers Program. People involved in administering this program should read the bill. I don't know enough about the program to see what the changes are.  4-1 amendment says it applies to elementary and middle school programs and selected high school programs (ASES) <ul style="list-style-type: none"> <li>Requires all school sites operating during the summer that are eligible to provide free meals and snacks to participating children through the United States Department of Agriculture's Summer Food Service Program to offer free meals and snacks through the federal Summer Food Service Program or the federal Seamless Summer Option.</li> </ul>	2-27 introduced 3-19 committee on Ed Hearing date 4-15 <b>4-1 amended</b> 4-2 Hearing canceled at the request of author Hearing date 4-22	
<b>Ballot Propositions</b>			
<a href="#">1D</a>	Temporary redirection of funds <ul style="list-style-type: none"> <li>Moves \$340 million in unencumbered state First 5 current reserves to the general fund.</li> <li>For 5 years, moves \$268 in First 5 income to the state general fund, 1/5 of which would come from the state First 5 and 4/5 from local First 5. This amounts to all of state income (and match) and an increasing percentage of local income, beginning with about 50%.</li> </ul> Permanent changes <ul style="list-style-type: none"> <li>Requires that an auditor sit on local First 5 commissions</li> <li>Requires that the 6% of First 5 income currently spent by state First 5 on mass communications be moved into general programs.</li> </ul>	On May 19 ballot	Oppose <ul style="list-style-type: none"> <li>CCCCA 3-5-09</li> <li><b>Santa Clara LPC 4-13-09</b></li> </ul>

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	<ul style="list-style-type: none"> <li>• “Allows a county controller to borrow from local commission income for that county’s general fund, unless the transfer would interfere with local commission activities.”</li> </ul>		
<a href="#">1E</a>	Moves \$226 to \$234 million a year from Prop 63 services to the general fund to pay for the Early and Periodic Screening, Diagnosis and Treatment program (EPSDT)	On May 19 ballot	
<p><b>Federal Legislation (Federal legislation is much harder to track than state, so if anybody notices a significant change to these bills, please let me know.)</b> (The federal leg website doesn’t give direct links to bills. Go to <a href="http://thomas.loc.gov/cgi-bin/thomas">http://thomas.loc.gov/cgi-bin/thomas</a> and search on the bill number)</p>			
HR 702 Hirono	<ul style="list-style-type: none"> <li>• Matching grants to states to enhance or improve state-funded preschool programs</li> <li>• Grant formula favors states that:               <ul style="list-style-type: none"> <li>○ have curricula aligned with state early learning standards</li> <li>○ use nationally-established, or better, best practices for class size and teacher-to-student ratios</li> <li>○ require each teacher to have at least an associate degree in early childhood education or a related field</li> <li>○ require such programs to operate for at least a full academic year</li> <li>○ have a plan for meeting the requirement, within five years of receiving such grant, that teachers have at least a baccalaureate degree in early childhood education or have such degree in a related field, but have also completed specialized training in early childhood education.</li> </ul> </li> <li>• Prohibits state grantees from reducing their preschool or child care expenditures.</li> <li>• Requires priority for areas of concentrations of impoverished children</li> <li>• Among grant uses:               <ul style="list-style-type: none"> <li>○ increasing the qualifications of, and benefits provided to, teachers, teacher aides, and program directors</li> <li>○ decreasing class size and improving teacher-to-student ratios;</li> <li>○ providing certain comprehensive services that support healthy child development</li> <li>○ extending program duration; and (5) improving program monitoring and learning environments.</li> </ul> </li> <li>• Reserves funds for competitive grants to Indians for their preschool programs.</li> </ul>	1-27-09 House Committee on Education and Labor	
<b>HR 1685</b> <b>McCarthy</b>	<ul style="list-style-type: none"> <li>• <b>Funding to community development financial institutions (CDFI) and other nonprofit lenders to provide low-cost loans and grants to child care providers.</b></li> </ul>		Support • LIIF 4-10-09
USH 1755 Hare	<ul style="list-style-type: none"> <li>• Awards 5-year initial grants to States to establish, enhance, or expand high-quality preschool programs for children ages 3 through 5 in rural areas</li> <li>• States may spend 5% for various quality improvements</li> <li>• Allotment formula shall consider local barriers to quality education, local needs including learning disabilities and limited English proficiency, and current availability of programs</li> <li>• Provider eligibility requires               <ul style="list-style-type: none"> <li>○ max class size of 20</li> <li>○ teacher-to-student ratio of 10 to 1 or lower;</li> <li>○ adherence to comprehensive early learning standards;</li> <li>○ at least one highly nutritious meal for each child for every 3 hours of program participation per day; and</li> <li>○ at least one highly nutritious snack for each child participating in the program for up to 3 hours per day.</li> </ul> </li> </ul>	Introduced 3-26-09	

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AFSCME = American Federation of State, County, and Municipal Employees  
 CAEYC = California Association for the Education of Young Children  
 CAPP = California Alternative Payment Program Association  
 CCCCA = California Child Care Coordinators Association  
 CCDAA = California Child Development Administrators Association  
 CCLC = Child Care Law Center  
 CDPI = Child Development Policy Institute  
 CCSESA = California County Superintendents Educational Services Association  
 CFT = California Federation of Teachers  
 CSAC = California State Association of Counties

CTA = California Teachers Association  
 CWDA = County Welfare Directors' Association  
 First 5 = First 5 Commission of California  
 LCC = League of California Cities  
 LIIF = Low Income Investment Fund  
 LPC = Local Planning Council  
 PACE = Professional Association for Childhood Education  
 R&R = California State Resource & Referral Network  
 SEIU = Service Employees International Union