

Child Care Legislative Summary, 2009

Bill link & author	Description of Bill Highlighted text is new or changed since last Friday.	Status, Recent History	Positions (See last page for abbrevs.)
California Assembly Bills		Bold = introduced or amended since last San Diego public policy meeting	Date is either when the position was published or when I verified it.
ABX3 10 Evans	This was gutted and amended June 30 to become a CDE budget trailer bill: <ul style="list-style-type: none"> • \$250,000 a study of the characteristics of families and costs of care • By 10-1-09, CDE shall develop a plan for reducing overpayments and recovering payments from child care and development programs determined to have been made in error related either to potential fraud or overpayments, with options and recommendations to maximize California's receipt and use of federal funds and for aggressive corrective measures to minimize payment errors. Suggests consideration of loss of contract or reduction in admin as penalties to consider. • "The family fee schedule that was in effect for the 2007-08 and 2008-09 fiscal years shall remain in effect for the 2009-10 fiscal year, and shall retain a flat fee per family." • APP maximum reimbursement rate at 85th percentile of the 2005 RMR. • \$ 8,000,000 to CCL for increased site inspections • Latchkey cut 85% to \$5,000,000. It will run through August 3 • State preschool down 13% • Quality improvement down 19%.1. • R&R, CEL, LPCs, CAPP, Stage 2, Stage 3, general child care, migrant, and Cal-SAFE all funded at or about the same as last year 	6-30 Gutted and amended; Joint rule 10.5 (requiring committee hearings) suspended; passed by Senate 22-15 7-1 Senate amendments concurred in. To the governor	
AB 12 Beall	<ul style="list-style-type: none"> • AFDC Foster care: Abolishes <u>Revises</u> 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) <u>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.</u> • Extends age to 21 • "No appropriation from the General Fund would be made for the purposes of implementing these provisions." • 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"> o Placing kids of varying needs and designations in the same home o Foster care homes have to meet the same regs as for younger kids • 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"> o "shall have the greatest amount of freedom that will safely prepare them for self-sufficiency" o "Nonminors who remain in the same community care facility with children under 18 years of age need not be subject to criminal background clearances" o 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. • 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 • "Nonminor dependents" remain under the jurisdiction of the juvenile courts 	Human Services committee 3-23 09 amended 4-13 amended 4-15 passed committee 5-0 To Appropriations 4-29 amended 5-20 Appropriations suspense file Hearing date 5-28 5-28 hearing postponed by committee Two-year bill	Sponsors: <ul style="list-style-type: none"> • CA Alliance of Child and Family Services • CA Youth Connection • Children's Law Center of LA • CWDA • John Burton Foundation • SEIU • Youth Law Center Support <ul style="list-style-type: none"> • AFSCME 5-6-09 • CSAC 5-6-09 • PTA 5-6-09 • City and Co of San Francisco 5-6-09 • Co of Santa Barbara 5-6-09 • San Diego COE 5-6-09 • Santa Clara Board of Sups 5-6-09 • Medoc COE 5-6-09 • About 50 agencies AND nonprofits sent letters to

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	<ul style="list-style-type: none"> • Does not give custody to the county welfare department; the kid retains all his or her legal decision-making authority as an adult. • Sets procedures to apply for nonminor dependent status • Status must be reviewed at least every 6 months • States requirements for reviews and reports • 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. <p>4-13 amendment:</p> <ul style="list-style-type: none"> • 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 • Changes limits on child welfare services for voluntarily placed children from 6 months to 180 days. • Changes rather than abolishes the Kin-GAP program, as highlighted above. • Makes many small changes that people involved in this program should follow the link to read. <p>4-29 amendment:</p> <ul style="list-style-type: none"> • Currently the county welfare department's annual eligibility review must coincide with one of three other annual determinations; this adds a fourth possibility • Adds labor organizations to stakeholder's groups • Specifies that for non-minors not to have to be background checked when they are in a facility with kids under 18, it must be the same community care facility with that they were placed in while under 18 years of age. • Beginning 10-1-10, nonminors foster kids in this program can keep getting benefits as long as they are in high school or a technical school 		the committee
AB 89 Torlakson	<ul style="list-style-type: none"> • 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"> ○ Education ○ Children's health care. ○ Tobacco cessation services. ○ Lung cancer research. ○ General health care 	1-5-09 introduced 2-23 to committees on Revenue & Taxation and Government Operations Hearing date 4-30 4-22 first hearing canceled at request of author 4-30 second hearing canceled at request of author Two-year bill	Watch <ul style="list-style-type: none"> • CCCCCA 4-2-09
AB 137 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.	

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		3-26 first hearing cancelled at request of author Two-year bill	
AB 304 Price	Was spot bill. 4-16 amendment would require APPs to establish a program of direct deposit by electronic transfer <u>electronic banking</u> for payments made to <u>licensed or license-exempt</u> family day care homes; must be implemented within 6 months <u>one year</u> . 4-21 amendment: <ul style="list-style-type: none"> • deletes existing authority for an APP program to spend more than the SRR for a particular child as long as the APP does not exceed the total allocation. • Adds license-exempt providers • Changes implementation date from 6 months to one year. 	Human Services 4-16 amended Hearing date 4-28 4-21 amended 4-28 passed committee 5-2 5-20 Appropriations suspense file 5-28 held under submission Two year bill	Sponsored by <ul style="list-style-type: none"> • AFSCME 4-28-09 • SEIU 4-28-09 • Child Care Providers United of CA 4-28-09 Oppose <ul style="list-style-type: none"> • CCDAA 4-29-09
AB 315 De Leon	Was spot bill. 4-14 amendment says <u>CDE shall consider developing</u> adopt regulations for APPs regarding: <ul style="list-style-type: none"> • Timeliness of payments to child care providers. • Due process and complaint process. • Filling out time sheets <u>attendance records</u> • Manner of issuing payments to child care providers, and whether an alternative payment program may issue a single check for multiple children. • Timeliness of notice to providers when a child is no longer eligible to receive subsidies. • Administrative recourse and penalties for late payments to child care providers. 5-6 Amendment changes “time sheets” to “attendance records.” 5-29 amendment changes “shall adopt” to “shall consider developing”. <ul style="list-style-type: none"> • “If a penalty is assessed against an APP, the program shall use only” its 19% “administrative and support service funds ... to pay the penalty.” 	Committee on Ed 4-14 amended 4-29 passed committee 8-2 To Appropriations 5-6 Amended 5-13 Appropriations suspense file 5-29 amended and passed Appropriations 12-5 6-3 Passed Assembly 47-30 To Senate Rules for assignment	Support <ul style="list-style-type: none"> • AFSCME 4-29-09 • SEIU 4-29-09 Oppose <ul style="list-style-type: none"> • CCDAA 4-29-09 • CAPP 7-6-09
AB 364 Torlakson	Establishes a pilot program for an after school teacher pipeline <ul style="list-style-type: none"> • \$150,000 a year to pay for it • Requires some data collection from schools 	5-2 passed Assembly Education 8-3 To Appropriations 4-23 Appropriations suspense file 5-28 held under submission	Support <ul style="list-style-type: none"> • AFSCME 3-31-09 • CA Alliance of Boys & Girls Clubs 3-31-09 • Several dozen local program and school districts 3-31-09 • Woodcraft rangers 3-31-

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		Two year bill	09
AB 434 Block	<p>Reduces Prop 49 after school program local matching from 33% to 15%</p> <p>6-1 amendment changes the percent of the local matching that can be from facilities or space usage from not more than 25% to not more than 15%.</p> <p>7-15 amendment removes 6-1 amendment. Cash or in-kind matching is 1/3. The percent of the local matching that can be from facilities or space usage is not more than 25% of the match. For 2009-10 and 2010-11, total match is reduced to 15%, of which not more than 15% can be facilities or space usage.</p>	<p>4-1 passed committee 10-1</p> <p>4-23 Appropriations suspense file</p> <p>6-1 amended and passed Appropriations 12-5</p> <p>6-3 Passed Assembly 52-25</p> <p>7-8 passed by Senate Education 9-0</p> <p>To Appropriations</p> <p>7-15 amended</p> <p>Hearing date 8-17</p>	<p>Support</p> <ul style="list-style-type: none"> • CCCCA 4-2-09 • CCDAA 4-14-09 • AFSCME 4-30-09 • Children's Initiative 4-30-09 • Fight Crime: Invest in Kids 4-30-09 • League of CA After-school Providers 4-30-09 • Saddleback Valley Unified School Dist 4-30-09 • San Diego After School Consortium 4-30-09 • 3 dozen other local programs or agencies 4-30-09 <p>Oppose</p> <ul style="list-style-type: none"> • Department of Finance 4-30-09
AB 495 Davis	<p>• Would require CDE to annually determine:</p> <ul style="list-style-type: none"> ○ the number of 3 and 4 year old children in the state and in each county, ○ the number of licensed providers offering preschool services, ○ the number of children that each licensed provider could accommodate with respect to preschool services. <p>• And post it on the internet.</p> <p>4-13 amendment says CDE must</p> <ul style="list-style-type: none"> • Consult with DSS and LAO • Update data on website annually <p>4-22 amendment replaces all previous content.</p> <p>• cde shall post the following preschool information in the data and statistics section of its internet web site using data from the california child care portfolio published by the ca r&er network and update it when the portfolio is updated"</p> <ul style="list-style-type: none"> ○ number of kids 2-5 by county ○ number of preschool slots <p>5-13 amendment replaces all previous content</p> <ul style="list-style-type: none"> • By 1-1-11. CDE shall post at least statewide and county-level data on availability and need for child care and child development programs for infants, toddlers, and preschoolers on DataQuest, and update it every two years. • They have to do this in any system that replaces DataQuest, too. 	<p>4-13 amended</p> <p>4-21 passed by Ed committee 9-1</p> <p>To Appropriations</p> <p>4-22 amended</p> <p>5-13 amended</p> <p>5-20 Appropriations suspense file</p> <p>5-28 held under submission</p> <p>Two-year bill</p>	<p>Support</p> <ul style="list-style-type: none"> • 7 child care centers <p>Watch</p> <ul style="list-style-type: none"> • CCCCA 4-2-09 • CWDA 4-24-09
AB 595 Adams	<ul style="list-style-type: none"> • 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 • 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. 	<p>5-12 passed committee on Human Services 7-0</p> <p>5-28 passed by Appropriations 17-0</p>	<p>Sponsor DSS</p> <p>Support</p> <ul style="list-style-type: none"> • CWDA 5-6-09 • Junior Leagues of CA 5-

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	<ul style="list-style-type: none"> 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. 	<p>6-1 Urgency clause adopted. Passed Assembly 79-0.</p> <p>6-24 Passed Senate Human Services 5-0</p> <p>To Public Safety</p> <p>6-29 Withdrawn from Public Safety; to Appropriations</p> <p>7-13 passed Appropriations 12-0</p> <p>To the floor</p>	<p>6-09</p> <p>Oppose</p> <ul style="list-style-type: none"> Legal Services for Prisoners with Children
<p>AB 627 Brownley</p>	<p>As a condition of licensing, every a licensed child care facility would have to follow these rules:</p> <ul style="list-style-type: none"> Only 2 percent lowfat or nonfat milk shall be served to children over two years of age. Juice shall be limited to one serving per day, and only 100 percent juice shall be served. At least one vegetable shall be served at lunch and supper. Deep fat frying shall be prohibited onsite. Sugar shall be limited to 6 grams per serving for both hot and cold cereals. 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 educational programming or programs that encourage movement quality programming. For children in less than full day care, screen time shall be reduced proportionately. <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"> Limit the serving of fried potatoes to a <u>maximum</u> of one time per week. 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. Serve at least one <u>servings of a whole grain product</u> per day. Limit serving hot dogs, SPAM, luncheon meats, and other processed meat products to a maximum of three times per week. Not serve sugar-sweetened or artificially sweetened beverages or canned fruits and vegetables that contain added sweeteners other than 100 percent juice. Water shall be accessible and available for consumption throughout the day <p>4-13 amendment exempts kids with a documented medical necessity <u>that prevents compliance</u> and makes changes highlighted above.</p> <p>6-1 amendment specifies that to qualify, a documented medical necessity must be one that prevents compliance.</p> <ul style="list-style-type: none"> Effective 1-1-2011 Requires annual self-certification of compliance. “Noncompliance shall not result in civil or criminal penalties or penalties related to licensure.” 	<p>2-25 introduced</p> <p>Committee on Human Services</p> <p>Hearing date 4-14</p> <p>4-13 amended</p> <p>4-15 passed committee 4-2</p> <p>To Appropriations</p> <p>4-29 to Appropriations suspense file</p> <p>6-1 amended and passed by Appropriations 12-5</p> <p>6-3 passed Assembly 49-28</p> <p>6-18 To Senate Education and Health committees</p> <p>6-24 amended</p> <p>7-8 passed by Education 7-2</p> <p>7-16 passed Health 7-3</p> <p>To Appropriations</p>	<p>Sponsored by CA Food Policy Advocates</p> <p>Support:</p> <ul style="list-style-type: none"> CA Hunger Action Coalition 4-14-09 CTA 4-14-09 Child Care Food Program Roundtable 4-14-09 Child Nutrition Program of So CA 4-14-09 Food Bank of Contra Costa and Solano 4-14-09 FRAMAX 4-14-09 Public Health Foundation Enterprises WIC 4-14-09 Public Health Institute 4-14-09 Atkins Center for Weight & Health 4-14-09 Am Acad of Pediatrics 4-30-09 CAEYC 4-30-09 CA Center for Public Health Advocacy 4-30-09 CA Food Policy Advocates 4-30-09 CA Hunger Action Coalition 4-30-09 CA WIC Assn 4-30-09 Latino Coalition for a Healthy CA 4-30-09 Public Health Foundation Enterprise WIC Program

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	<p>Highlighted text is new or changed since last Friday.</p> <p>6-24 amendment</p> <ul style="list-style-type: none"> requires that the one-year evaluation be sent to the Senate and Assembly Committees on Education. Says that if the Superintendent makes a determination that non-General Fund funding sources are available (which is a requirement for the bill to go into effect), the declaration must be posted on the CDE website rather than being sent to the Senate and Assembly Committees on Education. Repeals the bill on January 1, 2015, unless later legislation extends it. Specifies that the minimum quantities and components for snacks and meals are those listed in the Child and Adult Care Food Program requirements in effect 12-31-09 (§226.20 of Title 7 of the CFR) Ties definition of “deep fat frying” to that in the Pupil Nutrition, Health, and Achievement Act of 2001 (Ed Code §49430) Specifies meals as times when water must be available 	<p>Hearing date 8-17</p>	<p>4-30-09</p> <ul style="list-style-type: none"> Santa Clara Co BOS 4-30-09 U of CA, Center for Weight and Health 4-30-09 Urban & Environmental Policy Institute, Center for Food & Justice 4-30-09 PTA 7-8-09 <p>Watch</p> <ul style="list-style-type: none"> CCCCA 4-2-09 <p>Oppose</p> <ul style="list-style-type: none"> Department of Finance 6-30-09 Grocery Manufacturers Assn (unless amended) 7-14-09
<p>AB 769 Torres</p>	<p>adds “children who have a biological custodial parent who is, or who has been within the previous 6 months, under the jurisdiction of the delinquency or dependency court” “a dependent or ward of the juvenile 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.</p> <p>5-13 amendment specifies it applies to dependents or wards of the court under section 300, 601, or 602 of the welfare and institutions code. (sorry, i didn’t have time to look that up.)</p> <p>6-24 amendment</p> <ul style="list-style-type: none"> limits eligibility to kids whose qualifying parent is a custodial parent would prohibit priority enrollment from being used to displace children who are currently receiving care. <p>7-23 amendment replaces previous content. In the section of regs that gives CDD priority to CPS kids, it adds “or children who have a biological custodial parent who is, or who has been within the previous six months, a dependent or ward of the juvenile court... Priority enrollment shall be granted when slots become available, but shall not be used to displace children who are currently receiving care.”</p>	<p>Committee on Ed</p> <p>First hearing cancelled at request of author</p> <p>5-6 passed committee 10-0</p> <p>5-13 amended and passed Appropriations 10-0</p> <p>5-21 passed Assembly 79-0</p> <p>6-17 Passed Senate Education committee 7-0</p> <p>6-24 amended and to third reading</p> <p>7-23 amended</p>	<p>Sponsored by LA COE Support</p> <ul style="list-style-type: none"> CWDA 4-24-09 AFSCME 5-5-09 CA Catholic Conference 5-5-09 Chief Probation Officers of CA 5-5-09 Contra Costa COE 5-5-09 San Diego COE 5-5-09 Santa Clara COE 5-5-09 Assn of CA school Administrators 6-15-09 State PTA 6-15-09
<p>AB 932 Torlakson</p>	<p>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</p> <ul style="list-style-type: none"> 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 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 <p>4-28 amendment says “School districts, county offices of education, and contracting agencies using facilities made available by the use of these funds shall be charged a fee, either at a fair market value of those facilities or at an amount sufficient to amortize the cost of purchase and relocation, whichever amount is lower, over a 10-year period. Upon full repayment of the purchase and relocation costs, title shall transfer from the State of California to the school district,</p>	<p>Committee on Ed</p> <p>4-13 amended</p> <p>4-15 passed committee 10-0</p> <p>To Appropriations</p> <p>4-28 amended</p> <p>5-13 Appropriations suspense file</p> <p>5-28 held under submission</p>	<p>Sponsored by LIIF and CCDA</p> <p>Support</p> <ul style="list-style-type: none"> CCCCA 3-5-09 Preschool CA 4-14-09 PACE 4-14-09 Public Counsel 4-14-09 Riverside Co CC Consortium 4-23-09

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	county office of education, or contracting agency.”	Two-year bill	
AB 983 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 st Century Community Learning Centers program.	Committee on Ed 4-16 passed committee 8-2 4-29 Appropriations suspense file 5-28 passed Appropriations 12-5 6-2 Passed Assembly 52-26 7-16 passed Senate Education 6-2 To Appropriations	Support <ul style="list-style-type: none"> • After School All-Stars, LA 6-30-09 • Bay Area Partnership for Children and Youth 6-30-09 • Fight Crime: Invest in Kids 6-30-09 • LA’s BEST 6-30-09 • LA COE 6-30-09 • San Bern COE 7-14-09 • Stockton Unified 7-14-09 • Vallejo City Unified 7-14-09 • State Public Affairs Committee of the Junior Leagues 6-30-09 • Woodcraft Rangers 7-14-09 • League of CA After-school Providers 7-14-09 • Children Now 7-14-09 • California Alliance of Boys & Girls Clubs 7-14-09
AB 997 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 Two-year bill	Support <ul style="list-style-type: none"> • CCDAA 4-14-09
AB 1004	Gutted and amended. No child care content.	4-16 gutted and amended	
AB 1124 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.	5-28 held under submission Two-year bill	Support <ul style="list-style-type: none"> • Riverside Co CC Consortium 4-23-09
AB 1195 Brownley	The ELQIS 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 4-30 passed committee 8-1 5-13 Appropriations suspense file	Support <ul style="list-style-type: none"> • Advancement Project 4-29-09 • R&R 4-29-09 • Children Now 4-29-09 • Fight Crime: Invest in Kids California 4-29-09

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AB 1349 Torlakson	<ul style="list-style-type: none"> Continuously appropriates \$550,000,000 for Prop 49 after school programs Changes formula by which Prop 49 money is reduced under certain circumstances <p>4-22 amendment would allow the reduction in a fiscal year in which the moneys applied by the state for the support of school districts and community college districts is reduced.</p> <p>The maximum total direct grant amount may be adjusted by COLA as well as the per pupil rate.</p> <p>5-5 amendment removes COLA provision introduced in 4-22 amendment</p>	<p>Two-year bill</p> <p>Committee on Ed Hearing date 4-29</p> <p>4-22 amended</p> <p>4-30 Passed committee 11-0</p> <p>To Appropriations with recommendation to consent calendar</p> <p>5-5 amended</p> <p>5-20 Appropriations suspense file</p> <p>5-28 held under submission</p> <p>Two-year bill</p>	<p>Support</p> <ul style="list-style-type: none"> After School All-Stars Los Angeles 4-29-09 California Alliance of Boys and Girls Clubs 4-29-09 CFT 4-29-09 Central Valley Afterschool Foundation 4-29-09 Fight Crime Invest in Kids California 4-29-09 LA's Best 4-29-09 Woodcraft Rangers 4-29-09
AB 1368 Adams	<p>Extends to family child care the requirement that at least one staff member who has a current course completion in pediatric first aid and pediatric CPR is onsite when children are present and is present with the children when they are offsite for facility activities.</p>	<p>4-16 gutted and amended to add child care content</p> <p>4-19 passed Human Services 7-0</p> <p>5-14 passed Appropriations 16-0</p> <p>5-26 passed Assembly 76-0</p> <p>6-24 passed Senate HS 5-3</p> <p>To Appropriations</p>	
AB 1494 Eng	<ul style="list-style-type: none"> Rewrites and clarifies section of Brown Act on using electronic devices or intermediaries to develop a collective concurrence 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 <p>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.</p> <p>6-4 amendment specifies that the individual contacts or conversations between a member of a state body and any other person that are okay are the ones that do not violate the previous paragraph, which forbids a board from deliberating</p>	<p>Committee on Governmental Operations</p> <p>4-13 amended</p> <p>4-22 passed committee 16-0</p> <p>5-6 Passed Appropriations 16-0</p>	<p>Sponsored by CA Newspaper Publishers Assn</p> <p>Support:</p> <ul style="list-style-type: none"> AFSCME 6-30-09 Assn of CA School Administrators 6-30-09 CA Broadcasters Assn 6-30-09 CA School Boards Assn

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	outside of public meetings, including through intermediaries.	5-14 passed assembly 73-0 Senate Committee on Governmental Operations 6-4 amended 6-9 passed committee 9-0 To Appropriations Hearing date 6-29 6-29 Determined not to involve money; to the floor 7-9 passed Senate 7-13 Assembly concurs in amendments To the governor	6-30-09
California Senate Bills			
SB 9 Ducheny	Subject to voter approval, would the First 5 Mass Media Communications Account and redirect \$268,000,000 a year from First 5 to support state health and human services programs.	1-12 passed Senate with different contents 2-14 gutted and amended and passed Assembly 72-5 2-15 Senate concurs in amendments; to enrollment; Motion to reconsider by Se. Flores granted	
SB 19 Simitian	<p>States intent of legislature to create the "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."</p> <ul style="list-style-type: none"> • 4-2 amendment replaces all previous content. <u>Requires</u> <u>Authorizes</u> 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 <u>Education Technical Assistance Act for Statewide Data Systems American Recovery and Reinvestment Act of 2009 (Public Law 111-5) through that act's provision of funds for statewide data systems under the federal Education Technical Assistance Act.</u> <p>5-4 amendment:</p> <ul style="list-style-type: none"> • Deletes findings. • Changes wording about where in ARRA the money could come from. 	4-2 amended Committee on Ed 4-22 passed committee 9-0 To Appropriations 5-4 amended 5-18 determined not to involve money 5-26 passed Senate 35-2	Support <ul style="list-style-type: none"> • Advancement Project 4-20-09 • Bay Area Council 4-20-09 • CA ACORN 4-20-09 • CA Charter Schools Assn 4-20-09 • Californians for Justice • Children Now 4-20-09 • Education Trust - West 4-20-09 • Fight Crime: Invest in Kids 4-20-09 • PICO California 4-20-09 • PACE 4-20-09 • Preschool California 4-20-09

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Bill link & author	Description of Bill Highlighted text is new or changed since last Friday.	Status, Recent History	Positions (See last page for abbrevs.)
		6-8 To Assembly Committee on Education 7-2 passed Education 7-2 To the floor 7-6 third reading 7-9 Placed on inactive file on request of Assembly Member Torrico	<ul style="list-style-type: none"> • Public Advocates 4-20-09 • Commission on Teacher Credentialing 6-30-09 • CA League of Women Voters 6-30-09 Watch <ul style="list-style-type: none"> • CWDA 4-24-09
SBX3-25 Cox	Eliminates state and local First 5 and puts the tobacco tax money to other purposes. <ul style="list-style-type: none"> • Existing unencumbered state First 5 trust fund money goes to the state general fund. • What used to be First 5 income goes to the General Fund for the Healthy Families Program and the Medi-Cal program. • 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. • 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. • Existing state First 5 contracts will be administered by state HHS. Existing local First 5 contracts will be administered by the Counties. • Urgency statute. • Must be approved first by 2/3 of the legislature and then by 50%+ of the voters. 	2-10 introduced	Support Oppose <ul style="list-style-type: none"> • CCDAA 4-14-09 • Riverside Co CC Consortium 4-23-09 • CCCCA 7-2-09
SCR 44 Corbett	Resolved that: <ul style="list-style-type: none"> • the Legislature requests CDE to review the current RMR methodology and implementation guidelines, and see if it gives sufficient access to working poor families; • the process be transparent, “where all vested stakeholders are fully versed in the methodology used for the regional market rate survey and are included in the planning and implementation process being undertaken by CDE to establish new rates or a new rate structure;” 	Introduced 5-6-09	Sponsored by CAPP Support <ul style="list-style-type: none"> • CWDA 6-26-09 • Siskiyou Co LPC 6-26-09 • YMCA Childcare Resource Service 6-26-09 • Valley Oak Children’s Services 6-26-09
SCR 47 DeSaulnier	state the intent of the Legislature to increase the SRR for Title 5 programs in future years, as resources become available	5-14 introduced To committee on Rules 6-24 Withdrawn from committee; to third reading	Sponsored by CCDAA
SB 177 Lowenthal	Car seating requirements for kids. <ul style="list-style-type: none"> • 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. • 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' 	2-17 introduced 3-9 to Transportation and Housing committee	Support <ul style="list-style-type: none"> • AFSCME 3-25-09 • CA Coalition for Children’s Safety and Health 4-22-09

Child Care Legislative Summary, 2009

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	<p>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)</p> <ul style="list-style-type: none"> • Deletes findings about the value of seat belts. 	<p>3-31 passed committee 7-4 To Appropriations 4-20 Determined not to involve appropriations; to the floor 4-23 passed Senate 25-11 Assembly Committee on Transportation</p>	
<p>SB 244 Wright</p>	<ul style="list-style-type: none"> • 3-31 amendment replaces all previous content; adds detailed description of proposed eligibility priority for foster kids and kids with parents in the judicial system. • 6-1 amendment replaces all previous content. • Says CDE' "shall conduct a study regarding the feasibility of providing priority enrollment in high-quality child care and development programs for children from birth to five years of age who are in the foster care system, in relative care or reunification, or were formerly in the foster care system, who are at risk of abuse, neglect, or exploitation, are homeless, or have a custodial parent in the foster care system, or are on probation or parole, or in a correctional or residential treatment facility" and report back by 12-31-2010 <p>7-8 Amendment makes wording change above.</p>	<p>Introduced 2-24 3-31 amended 4-2 committee on Ed 4-22 passed committee 6-1 To Appropriations 5-4 amended 5-18 Appropriations suspense file 5-20 amended Hearing date 5-28 (Suspense - for vote only) 6-1 amended and passed Appropriations 7-5 6-3 Passed Senate 25-9 To the Assembly 6-22 To Human Services 6-30 passed HS To Appropriations 7-8 amended</p>	<p>Sponsored by LA COE and LA Co Education Foundation</p> <p>Support</p> <ul style="list-style-type: none"> • Alameda COE 4-20-09 • Assn of CA School Administrators 4-20-09 • Compton Unified 4-20-09 • Maria's Italian Kitchen 4-20-09 • Santa Clara COE 4-20-09 • Sally & Dick Roberts Coyote Foundation 4-20-09 • CA Chapter of Natl Assn of Social Workers 7-1-09 <p>Watch</p> <ul style="list-style-type: none"> • CCCCA 4-2-09 • CWDA 4-24-09
<p>SB 293 Runner</p>	<p>Changes birthday cutoff for kindergarten entry from Dec 2 currently to:</p> <ul style="list-style-type: none"> • November 1 in 2010-11 • October 1 in 2011-12 • September 1 in 2012-13 	<p>2-25 introduced 3-9 committee on Ed</p>	

Child Care Legislative Summary, 2009

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SB 379 Huff	<ul style="list-style-type: none"> • Exempts Heritage schools from child care licensure. • 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"> ○ Specifies regular hours of operation. ○ Offers education or academic tutoring, or both, in a foreign language. ○ Offers education on the culture, traditions, or history of a country other than the United States. ○ 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. ○ Maintains membership in an association that upholds a specified set of health and safety standards ○ Maintains separate classes for adults and children, when applicable. ○ Maintains an adult-child ratio of at least 1:14 and a tutor-child ratio of at least 1:28. ○ Does not operate out of a residential home. ○ At least one school staffer has at least 15 hours of health and safety training • Changes definition of license-exempt Public recreation program to refer to pupils instead of students. (In CDE-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.) 	<p>Two-year bill</p> <p>2-26 introduced</p> <p>3-12 committee on Human Services</p> <p>4-28 passed committee 4-0</p> <p>5-11 Appropriations suspense file</p> <p>5-28 held under submission</p> <p>Two-year bill</p>	<p>Support</p> <ul style="list-style-type: none"> • Puente Hills Chinese School 4-27-09 • Shen Win Chinese Institute and the Lotus 4-27-09 <p>Oppose</p> <ul style="list-style-type: none"> • CCDAA 4-14-09 • Riverside Co CC Consortium 4-23-09
SB 383 Liu	<ul style="list-style-type: none"> • 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. • 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. • Lists stakeholders the Department may consult with. • Outlines reports and some things they must address. • No state general fund money can be used for the pilot or the reports; the Department should look for federal funding. <p>4-16 amendment changes pilot program report date from 7-1-11 to 7-1-12</p>	<p>3-12 to committee on Human Services</p> <p>3-31 amended</p> <p>4-14 passed committee 3-1</p> <p>To Appropriations</p> <p>4-16 amended</p> <p>4-27 placed on suspense file 13-0</p> <p>5-28 held under submission</p> <p>Two-year bill</p>	<p>Support:</p> <ul style="list-style-type: none"> • AFSCME 4-9-09 • CA Academy of Family Physicians 4-9-09 • CA Medical Assoc 4-9-09 •
SB 702	<p>4-20 amended to add child care content.</p> <p>employees of an “ancillary child care center,” are considered license-exempt providers who must be trustlined. an ancillary child care center “means a day care center ... associated with an athletic club, grocery store, mall, shop, or other business or group of businesses that is not required to be licensed that provides a day care center that is ancillary to its principal business activity and that provides day care services, with or without a fee, for the children of its clients or customers while the clients or customers are engaged in shopping for, or purchasing, goods or services from that business or group of businesses.”</p> <p>5-5 amendment strikes malls from the list of places affected.</p> <p>6-26 amendment sets start at 1-1-2011</p> <ul style="list-style-type: none"> • Limits it to businesses that are not required to be licensed 	<p>4-20 gutted and amended</p> <p>5-5 amended</p> <p>5-19 determined not to involve Appropriations</p> <p>5-21 passed Senate 29-4</p> <p>Assembly committee on Human Services</p> <p>6-26 amended</p>	<p>Support</p> <ul style="list-style-type: none"> • CCCCA 7-2-09

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		7-1 passed by HS 7-0 To Appropriations	
SB 797 Pavley	<p>Would “prohibit the manufacture, sale, or distribution in commerce of any bottle, cup, or liquid, food, or beverage in a can or jar <u>or plastic bottle</u> that contains bisphenol A <u>or that is lined with a material that contains bisphenol A</u>, at a level above 0.1 parts per billion” and require manufacturers to use the least toxic substitute.</p> <p>6-25 amendment</p> <ul style="list-style-type: none"> Includes the lining of a container. Adds plastic bottles to list of types of containers <p>7-15 amendment makes it take effect January 1, 2011.</p> <ul style="list-style-type: none"> Exempts containers for liquid infant formula. Exempts medical devices Repeals the bill if the Department of Toxic Substances Control adopts regulations that do certain things. 	<p>2-27 introduced</p> <p>3-19 to committees on Environmental Quality and Health</p> <p>4-20 passed committee 5-2</p> <p>To Committee on Health</p> <p>4-29 passed committee 6-2</p> <p>6-2 passed Senate 21-16</p> <p>To the Assembly</p> <p>Committees on Environmental Safety & Toxic Materials and Health</p> <p>6-25 amended in ES&TM</p> <p>6-30 Passed by ES&TM committee 5-2</p> <p>7-14 passed Health 10-6</p> <p>To the floor</p> <p>7-15 amended</p> <p>7-16 to third reading</p>	<p>Sponsored by Environmental Working Group Support</p> <ul style="list-style-type: none"> Breast Cancer Fund 4-20-09 CA League of Conservation Voters 4-20-09 CA Nurses Association 4-20-09 CA WIC 4-20-09 Clean Water Action 4-20-09 Commonweal 4-20-09 Consumer Federation of CA 4-20-09 Consumers Union 4-20-09 Environment CA 4-20-09 MOMS (Making our Milk Safe) 4-20-09 Physicians for Social Responsibility 4-20-09 Planned Parenthood Affiliates of CA 4-20-09 Planning and Conservation League 4-20-09 San Diego Coastkeeper 4-20-09 SEIU 4-20-09 Sierra Club California 4-20-09 Women's Foundation of CA 4-20-09 Zero Breast Cancer 4-20-09 Asian Health Services 4-28-09 CA Assn of Sanitation Agencies 4-28-09 CALPIRG 4-28-09 CA Teamsters 4-28-09 Co of LA Natural Resource Defense Council 4-28-09 <p>Oppose</p> <ul style="list-style-type: none"> American Chemistry Council 4-20-09 CA Grocers Assn 4-20-09 Civil Justice Assn of CA 4-20-09 CA Chamber of Commerce 4-28-09 Can Manufacturer's Institute 4-28-09 International Formula Council 4-28-09
SB 798 DeSaulnier	<p>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.</p> <p>4-1 amendment says it applies to elementary and middle school programs and selected high school programs (ASES)</p> <ul style="list-style-type: none"> 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. <p>4-29 amendment changes Advisory Committee on Before and After School Programs from an entity that must consent to changes in the program to one that CDE must consult with.</p>	<p>2-27 introduced</p> <p>3-19 committee on Ed</p> <p>Hearing date 4-15</p> <p>4-1 amended</p> <p>4-2 Hearing canceled at the request of author</p>	<p>Support</p> <ul style="list-style-type: none"> 10 Agencies with programs 4-20-09 AFSCME 4-20-09 Bay Area Partnership 4-20-09 CA Food Policy Advocates 4-20-09 Children Now 4-20-09 Cybermill 4-20-09 Fight Crime: Invest in Kids 4-20-09 LA's BEST 4-20-09

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		4-22 passed committee 9-0 To Appropriations 4-29 amended 5-11 Appropriations suspense file 5-28 held under submission Two-year bill	<ul style="list-style-type: none"> • League of CA Afterschool Providers 4-20-09 • San Francisco Department of Children Youth & Their Families 4-20-09 • Sunset Neighborhood Beacon Center 4-20-09 • Woodcraft Rangers 4-20-09
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.) (The federal leg website doesn't give direct links to bills. Go to http://thomas.loc.gov/cgi-bin/thomas and search on the bill number)			
HR 702 Hirono	<ul style="list-style-type: none"> • Matching grants to states to enhance or improve state-funded preschool programs • Grant formula favors states that: <ul style="list-style-type: none"> ○ have curricula aligned with state early learning standards ○ use nationally-established, or better, best practices for class size and teacher-to-student ratios ○ require each teacher to have at least an associate degree in early childhood education or a related field ○ require such programs to operate for at least a full academic year ○ 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. • Prohibits state grantees from reducing their preschool or child care expenditures. • Requires priority for areas of concentrations of impoverished children • Among grant uses: <ul style="list-style-type: none"> ○ increasing the qualifications of, and benefits provided to, teachers, teacher aides, and program directors ○ decreasing class size and improving teacher-to-student ratios; ○ providing certain comprehensive services that support healthy child development ○ extending program duration; and (5) improving program monitoring and learning environments. • Reserves funds for competitive grants to Indians for their preschool programs. 	1-27-09 House Committee on Education and Labor	
HR 1685 McCarthy	<ul style="list-style-type: none"> • Funding to community development financial institutions (CDFI) and other nonprofit lenders to provide low-cost loans and grants to child care providers. 		Support • LIIF 4-10-09
HR 2041 Lowey	<ul style="list-style-type: none"> • Provides 1/3 federal matching grants to businesses and consortia who provide or subsidize employees' child care and to non-profits who offer technical assistance to them. 	Introduced 4-22-09	
USH 1755 Hare	<ul style="list-style-type: none"> • 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 • States may spend 5% for various quality improvements • Allotment formula shall consider local barriers to quality education, local needs including learning disabilities and limited English proficiency, and current availability of programs • Provider eligibility requires <ul style="list-style-type: none"> ○ max class size of 20 ○ teacher-to-student ratio of 10 to 1 or lower; ○ adherence to comprehensive early learning standards; ○ at least one highly nutritious meal for each child for every 3 hours of program participation per day; and 	Introduced 3-26-09	

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	<p>Highlighted text is new or changed since last Friday.</p> <p style="padding-left: 40px;">o at least one highly nutritious snack for each child participating in the program for up to 3 hours per day.</p>		

AFSCME = American Federation of State, County, and Municipal Employees
 BOS = Board of Supervisors
 CAEYC = California Association for the Education of Young Children
 CAPP = California Alternative Payment Program Association
 CCCCA = California Child Care Coordinators Association
 CCDA = 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
 COE = County Office of Education

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
 PTA = California State Parent Teachers Association
 R&R = California State Resource & Referral Network
 SEIU = Service Employees International Union