

## Child Care Legislative Summary, 2006

### Final Weekly child care legislation update for 2006

#### Summary of Bills

Final weekly child care legislation update of the legislative year attached. New session begins December 4, 2006. Next update after the first relevant bills are introduced. I will send it to everyone on the current list unless someone asks to be taken off.

By accident, I just discovered [AB 1808](#) yesterday, which was passed and signed in July. It eliminated the 75% rule in APP programs and does many other things in its 107 pages. If anybody knows about a bill relevant to child care or child development that I am not tracking next year, I would appreciate hearing about it so I can include it.

#### Signed by the governor since the last update:

- [AB 633](#) Posting licensing reports
- [AB 2865](#) Pesticides
- [AB 1282](#) Tax credits for startup expenses and construction for child care programs

#### Vetoed by the governor:

- [AB 1601](#) TrustLine regs [Veto message](#)
- [AB 2108](#) Car seat regs (I had previously said this was signed; obviously I missed something.) [Veto message](#)
- [AB 2802](#) Early childhood education specialty option for K-1-2 credential. [Veto message.](#)
- [AB 2881](#) Classifying CCTR as full day state preschool
- [SB 697](#) Unionization of family child care providers [Veto message](#)

#### Previously signed by the governor

- [AB 172](#) State preschool
- [AB 576](#) Sharing immunization information
- [AB 1144](#) Center playground standards
- [AB 2196](#) Notifying parents about [www.meganslaw.com](http://www.meganslaw.com)
- [AB 2403](#) Zoning

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[SB 638](#) After school program grant requirements

### Dead

[AB 107](#) Child care facility inspections

[AB 507](#) Health studio child care

[AB 1095](#) Staff training days

[AB 1137](#) Training child care personnel to administer emergency asthma medical aid

[AB 1246](#) Preschool learning standards

[AB 1298](#) Uniform application and eligibility factors

[AB 2596](#) Kindergarten birthday cut-off

[AB 2608](#) Child care for foster kids

[AB 2611](#) Changes to licensing audits

[SB 539](#) Payments before TrustLine completion

[SB 1195](#) RMR changes

[SB 1421](#) Pilot anti-fraud project in LA County.

[SB 1600](#) General child care COLAs and family child care provider unionization.

[SB 1750](#) Accounting for charitable contributions

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Bill link & author	Description of Bill Highlighted text is new or changed since last Friday.	Status, Recent History	Positions (See bottom of last page for abbrevs.)
<b>California Assembly Bills</b>		<b>Bold = introduced or amended since last PCPP meeting</b>	Date is either when the position was published or when I verified it. Positions without dates are from last year and may have been taken before amendments.
<a href="#">AB 107</a> Benoit	DSS inspections	Dead	
<a href="#">AB 172</a> Chan, Escutia	<p><del>States the intent of the Legislature to establish and provide a voluntary preschool for all system that conforms to stated principles.</del></p> <p><del>Requires CDE to report to the legislature by January 1, 2007 on the types of preschool programs that receive funding pursuant to this article, including the geographic and income distribution of participants in these programs.</del></p> <p><del>Requires Superintendent of Education to convene a committee to develop a plan to coordinate state postsecondary education to prepare and train high quality staff in preschool programs.</del></p> <p><del>Would become operative only if Prop 82 passes funding is provided in the budget or other statute.</del></p> <p><del>6-22 amendment removes references to Prop 82. Reduces estimate of savings per dollar invested in preschool from 7:1 to 2 or 4:1.</del></p> <p>8-28 amendment removes references to universal preschool and findings about preschool statistics and benefits.</p> <ul style="list-style-type: none"> <li>• \$50 million is appropriated for state preschool. \$45 m for existing programs in schools in API deciles 1 to 3 at existing per-kid rate</li> <li>• Kids qualify for only one year</li> <li>• To qualify for this money, a program must include:             <ul style="list-style-type: none"> <li>○ Age and developmentally appropriate activities designed to facilitate transition to kindergarten.</li> <li>○ Opportunities for parents to work with their children on interactive literacy activities, which means activities where they actively participate in facilitating prereading skills through guided activities such as shared reading, learning the alphabet, and basic vocabulary development.</li> <li>○ Parent education and referrals, as necessary, to adult ed and ESL classes. A local education agency may select a program coordinator for parent ed.</li> </ul> </li> <li>• Requires staff training on instructional strategies, developmentally appropriate assessments of the prereading skills, and working with families,</li> <li>• Other \$5 million at \$2500 per classroom per year to fund parent ed program coordinators, staff development, and instructional materials. If this isn't enough money, any other money must come from the annual budget act.</li> <li>• CDE shall study whether preschool and family literacy programs are helpful</li> </ul>	<p>6-2 Passed by Assembly To Senate Education Hearing date 06/28/2006</p> <p>6-22 Amended</p> <p>6-29 passed by Ed 8-2</p> <p>8-7 passed by Appropriations 13-0</p> <p>To suspense file</p> <p>8-17 passed by Appropriations 8-5</p> <p>8-28 amended and passed by Senate 27-13</p> <p>8-30 Assembly concurred in Senate amendments 56-23</p> <p>9-7 signed by governor</p>	<p>Sponsored by</p> <ul style="list-style-type: none"> <li>• Children Now</li> <li>• Preschool California</li> </ul> <p>Support</p> <ul style="list-style-type: none"> <li>• San Diego Planning Council</li> <li>• Alameda Planning Council 3-27-06</li> <li>• First 5 5-23-06</li> <li>• Natl Assn of Social Workers 6-26-06</li> <li>• Alameda Board of Sups 8-26-06</li> <li>• First 5 CA 8-26-06</li> </ul> <p>Watch</p> <ul style="list-style-type: none"> <li>• PTA</li> <li>• CAPP</li> <li>• CCDAA</li> </ul> <p>Oppose</p> <ul style="list-style-type: none"> <li>• CA Right to Life Comm, Inc 6-26-06</li> <li>• Concerned Women for Amer 6-26-06</li> <li>• Dept of Finance 8-26-06</li> </ul>

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	<ul style="list-style-type: none"> <li>Up to \$5 million can go to General child care programs for wrap-around care for state preschool kids. Gives details of how this would work.</li> </ul>		
<a href="#">AB 368</a>	6-21 amendment removed all child care content; it now deals with a registry for technical education.	6-21 Gutted and amended	
<a href="#">AB 507</a> Daucher	Health studio child care.	Dead	
<a href="#">AB 576</a> Wolk	<p>Existing law describes how agencies can share immunization information and gives to a patient a right of refusal over such sharing; this bill amendment would, after a patient or guardian refuses to allow sharing, still allow a person's physician, <del>local health department, and state Department of Health</del> to have access to the information and <del>allow the local health department and state Department of Health to maintain access to this information if they need it to protect the public health in regard to HIV or other diseases the Centers for Disease Control require to be reported.</del> DHS or local health department can then share it with "health care providers, immunization information systems, or any representative of an entity designated by federal or state law or regulation to receive this information" unless the person refuses to allow this sharing.</p> <p><del>Would also require the department to assist its Immunization Branch in the provision of information on coverage and eligibility for government-funded insurance for individuals permit the department and the Managed Risk Medical Insurance Board to provide to the department's Immunization Branch immunization history of enrollees in government-funded health insurance programs.</del></p> <p><del>8-15 amendment states "the intent of the Legislature to ensure the full funding of the California State Immunization Information System by the 2007-08 fiscal year and each year thereafter" as part of State Department of Health Services' budget for Local Assistance: Communicable Disease Control. DHS shall submit to the Legislature, by January 31, 2008, a sustainability plan for full funding of the statewide immunization information system that integrates existing immunization systems throughout the state.</del></p> <p>2-11-06 amendment removes intent of full funding and substitutes a requirement to make a plan for full funding, limits health departments' access to cases the CDC requires to be reported.</p> <p>6-14 amendment would authorize the department to enter into written agreements to share this information with other states for a list of purposes, including sending vaccination reminder notices, checking on vaccinations of foster children, and facilitating insurance payments.</p> <p>8-9 amendment makes highlighted changes above.</p>	<p>5-31 Passed by Assembly To Senate Committees on Health and Judiciary</p> <p>Health hearing canceled at the request of the author</p> <p>2-11 amended</p> <p>6-14 Amended and passed by Health 7-1</p> <p>To Judiciary</p> <p>6-15 Withdrawn from Judiciary</p> <p>To Appropriations</p> <p>6-27 passed by Appropriations 11-1</p> <p>6-28 to third reading</p> <p>8-9 amended</p> <p>8-17 passed by Senate 38-0</p> <p>8-21 Senate amendments concurred in by Assembly 79-0</p> <p>9-20 signed by governor</p>	<p>Sponsored by</p> <ul style="list-style-type: none"> <li>CA Academy of Family Physicians</li> <li>CA Coalition for Childhood Immunization</li> </ul> <p>Support</p> <ul style="list-style-type: none"> <li>Amer Nurses Assn of CA</li> <li>CA District of the American Academy of Pediatrics</li> <li>CA School Nurses Organization</li> <li>Merck &amp; Co. Inc.</li> </ul> <p>Watch</p> <ul style="list-style-type: none"> <li>CSAC 2-23-06</li> <li>LCC 2-23-06</li> </ul>
<a href="#">AB 633</a> Benoit	<p>Would require each licensed child day care facility to make accessible</p> <ul style="list-style-type: none"> <li>to the public                             <ul style="list-style-type: none"> <li>a copy of any licensing report pertaining to the facility that documents a facility visit or a substantiated complaint investigation <del>or a conference with a local licensing agency management representative and</del></li> </ul> </li> </ul>	<p>1-12 amended</p> <p>1-23 Passed by Assembly 72-0</p> <p>Senate Committee on</p>	<ul style="list-style-type: none"> <li>37-0</li> </ul>

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	<p><del>the licensee in which issues of noncompliance are discussed, or a copy of an accusation indicating the department's intent to revoke the facility's license.</del></p> <ul style="list-style-type: none"> <li>• to all parents:                             <ul style="list-style-type: none"> <li>⊖ copies of any licensing report about a complaint investigation that results in a citation for a violation that, if not corrected, will create a direct and immediate risk to the health, safety, or personal rights of children in care and</li> <li>⊖ <del>copies of any licensing document pertaining to a conference conducted by a local licensing agency management representative with the licensee in which issues of noncompliance are discussed.</del></li> </ul> </li> <li>• To parents of new enrolling children:                             <ul style="list-style-type: none"> <li>○ copies of any licensing report or document that the licensee has received during the prior 12 month period pertaining to a complaint investigation that results in a <del>citation for a Type A violation</del> <u>citation</u> that, if not corrected, will create <u>represents</u> a direct and immediate risk to the health, safety, or personal rights of children in care.</li> <li>○ copies of any accusation that the licensee has received during the prior 12 month period that indicates the department's intent to revoke the facility's license.</li> </ul> </li> <li>• Each parent would have to sign a dated statement saying they received the document; verification of receipt to be kept in each child's file.</li> <li>• Requires R&amp;R to advise everyone asking for a child care referral of their right to see such documents. Requires any new center director to take a DSS orientation within 90 days.</li> <li>• Upon receipt of an accusation indicating the department's intent to revoke a facility's license, would require the licensee to provide copies of <u>a summary of</u> the accusation to the parent or <u>legal</u> guardian of each child receiving services in the facility until that accusation is either dismissed or resolved through the administrative hearing process or stipulated agreement. <u>CCL must provide the licensee with the summary of the accusation.</u></li> </ul> <p>1-12 amendment deletes references to reports of conferences.</p> <p>3-23 amendment makes edits noted above. Changes R&amp;R script informing parents how to get information about child care providers.</p> <p>6-19 Senate Rule 28.8 says if the Appropriations Committee chair determines a bill won't cost any money, it goes directly to the Senate floor without being heard by Appropriations.</p> <p>8-7 amendment specifies <u>legal</u> guardians; fixes typos and makes stylistic wording changes. Changes R&amp;R script to say parents "have the right to get information about any <u>substantiated or inconclusive</u> complaints about a child care provider."</p>	<p>Human Services</p> <p>3-14 passed committee 5-0</p> <p>To Appropriations</p> <p>3-23 amended and sent back to Human Services</p> <p>3-27 To Appropriations</p> <p>6-19 Senate Rule 28.8 invoked</p> <p>6-21 To third reading</p> <p>8-7 amended</p> <p>8-16 passed by Senate 37-0</p> <p>8-21 Assembly concurs in Senate amendments 79-0</p> <p>9-28 signed by the governor</p>	
<p><a href="#">AB 1095</a> Mullin</p>	<p>Staff training day</p>	<p>Dead</p>	

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<a href="#">AB 1137</a> Dymally	Training child care staff to administer emergency medical aid to children, pupils, or staff members suffering from an asthma or anaphylactic emergency.	Dead	
<a href="#">AB 1144</a> Harman	<p><del>Would require that DHS's playground safety standards meet current ATSM (American Society for Testing and Materials) standards for playground safety. An operator of a playground open to the public that was certified in compliance with January 1, 2000, state playground regulations shall not be required to modify playground equipment due to any changes in regulations that occur after January 1, 2006, except where the playground developer knows of the regulations before undertaking any expenses related to designing or building the playground.</del></p> <p><del>Redefines "playground" to delete surfacing, fencing, signs, internal pathways, internal landforms, vegetation, and related structures and add fall zones, surface materials, access ramp, and all areas within and including the designated enclosure and barriers.</del></p> <p><del>7-7 amendment says replacement of equipment or modification of components inside existing playgrounds must conform to the requirements in the bill.</del></p> <p>8-06 amendment deletes all content except the part that revokes the section of the California Health and Safety code dealing with playgrounds as of <del>1-1-2010</del> <u>1-1-2008</u>.</p> <p>8-14 amendment adds a new section saying "All new playgrounds open to the public built by a public agency or any other entity shall conform to the playground-related standards set forth by the <a href="#">American Society for Testing and Materials</a> (search for "playground standards") and the playground-related guidelines set forth by the <a href="#">United States Consumer Product Safety Commission</a>."</p> <p>Replacement or modification of components of existing playgrounds have to do the same.</p> <p>All public agencies operating playgrounds and all other entities operating playgrounds open to the public shall have a playground safety inspector, certified by the National Playground Safety Institute, conduct an initial inspection for the purpose of aiding compliance with the requirements.</p> <p>Playgrounds installed between 1-1-94, and 12-31-99, must conform not later than 15 years after the date they were installed.</p> <p>"entity operating a playground open to the public" includes, but is not limited to, a church, subdivision, hotel, motel, resort, camp, office, hospital, shopping center, day-care setting, and restaurant but does not include a foster family home, certified family home, small family home, group home, or family day-care home that meets DSS child safety requirements, except that Title 22 programs for the developmentally disabled must comply. Playground does not include athletic fields or courts.</p> <p>No state funding for non-compliant playgrounds or for their operation, maintenance, or supervision after the date they are supposed to be compliant.</p> <p>DSS shall convene a work group to develop recommendations for minimum safety requirements for playgrounds at child care centers. The work group shall include child care center operators, including representatives of the Professional Association for Childhood Education, the California Child Care Health Program, the Children's Advocacy Institute, the State Department of Health Services, and certified playground</p>	5-27 passed by Assembly. To Senate Committee on Health 6-23 Passed by Health To Appropriations 7-7 Amended 9-6 To inactive file on motion of Senator Romero. 8-6-06 amended 8-9 To Health & Services 8-10 passed by HS 6-0 8-14 amended Passed by Senate 40-0 8-22 Senate amendments concurred in 78-0 9-26 signed by governor	<ul style="list-style-type: none"> <li>• Sponsored by CA Park &amp; Rec. Soc.</li> <li>Oppose</li> <li>• CCDA</li> <li>• Professional Assn for Childhood Ed</li> <li>Watch</li> <li>• LCC 2-23-06</li> <li>• R&amp;R</li> </ul>

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	inspectors. The work group shall use the national guidelines published by the United States Consumer Product Safety Commission and those regulations adopted pursuant to this article as a reference in developing its recommendations. However, DSS shall determine minimum safety requirements that are protective of child health on playgrounds at child care centers. The work group shall submit its recommendations to DSS by September 1, 2001 (presumably a typo for 2010).		
<a href="#">AB 1246</a> Wolk	Preschool learning standards	Dead	
<a href="#">AB 1282</a> Mullin	Extends existing tax credits for startup expenses for child care programs or constructing a child care facility, costs for child care information and referral services, and costs paid or incurred for contributions to a qualified care plan to taxable years beginning before January 1, 2012.	1-26 passed Assembly 79-0  Senate Com. on Rev. & Tax  6-29 passed by committee 7-0  8-17 passed by Appropriations 13-0  8-24 passed by Senate 40-0  <b>9-30 Signed</b>	Support <ul style="list-style-type: none"> <li>• CDPI 4-24-06</li> <li>• Alameda Child Care Planning Council 5-8-06</li> <li>• Kern Co Supt of Schools 5-8-06</li> <li>• City of Lake Forest 5-8-06</li> <li>• Alameda Co Bd of Sups 5-8-06</li> <li>• Am Assn of Univ Women 5-8-06</li> </ul>
<a href="#">AB 1298</a> Evans	Uniform application and eligibility factors in child care	Dead	
<a href="#">AB 1601</a> Laird	<p>Would allow the state R&amp;R to transmit TrustLine information electronically to local R&amp;Rs, APPs, and county welfare departments. For denials after a background check, would require DSS to provide the R&amp;R with the name of the denying exemption analyst and whether the provider could qualify for an exemption for any violations found.</p> <p>Removes TrustLine exceptions for aunts and uncles who apply to be Stage 1 license-exempt providers after 7-1-06 <u>but only if the budget appropriates enough for the increased costs.</u></p> <p>Requires DSS and CDE, along with R&amp;R and <del>APPs</del> <u>CAPPA</u> to create regs requiring license-exempt providers to submit a TrustLine application within 14 days of the date the person <del>applied for child care services to become a registered TrustLine provider, first began to provide child care services.</del> Adds a possible 14-day addition to the 14-day application limit at the time of application at the option of the APP or county welfare department. <del>If criminal or child abuse history is discovered by TrustLine, payments to the provider will be cut off. The provider shall be ineligible to receive payment until he or she is a registered TrustLine provider.</del></p> <p>Would require CDE to adopt regulations to implement the cessation of payment to the provider.</p> <p>Requires DSS and CDE, along with R&amp;R and <del>APPs</del> <u>CAPPA</u>, to create an informational brochure about child care licensing, regs, and emergency procedures.</p> <p>A license-exempt provider who was exempt from TrustLine registration because they were not being paid by</p>	6-1 Passed by Assembly with Urgency clause  Senate Ed committee and Human Services  Ed Hearing date 6-22 6-27  HS Hearing date 6-28  6-15 Amended in Ed and hearing canceled at request of author.  6-20 Withdrawn from Ed. Re-referred to Com. on Human Services  6-30 amended  7-12 Failed at second	Sponsored by SEIU/United Child Care Union/ AFSCME  Support <ul style="list-style-type: none"> <li>• San Diego Planning Council</li> <li>• CAPPA</li> <li>• R&amp;R</li> <li>• Asociacion Latina para el Cuidado Infantil</li> <li>• Sonoma County Child Care Association</li> </ul> Watch <ul style="list-style-type: none"> <li>• CSAC 2-23-06</li> <li>• CCDAA</li> <li>• LCC 2-23-06</li> </ul>

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	<p>Stage 1 child care will have their registration paid for if they begin providing care to a new family but only if the budget appropriates enough for the increased costs.</p> <p>6-15 amendment removes urgency clause; says removal of exemption for aunts and uncles takes effect only if the budget appropriates enough for the increased costs; says the possible 14-day addition to the 14-day application limit is given “at the time of application at the option of the APP or county welfare department based upon criteria jointly developed by CDSS and CDE in consultation with interested parties, and implemented universally by both departments.”</p> <p>6-30 amendment specifies CAPPAs as APP representative on regs and brochure committees. Makes a license-exempt provider submit a TrustLine application within 14 days of the date the person applied to become a registered TrustLine provider.</p> <p>6-7 amendment deletes requirement to stop payments to license-exempt providers after a criminal history or child abuse information is received by TrustLine.</p> <p><del>Any regulations based on this law regarding “when and how payment for a license-exempt child care provider is required to commence pursuant to this subdivision shall only apply to payment for child care to a county in which the Trustline Automated Registration Process (TARP) and LiveScan system are operational and 90 percent of the county’s license-exempt providers are registered in the TrustLine by the department within 10 business days. For these counties, the department shall track and report to the Legislature by July 1, 2007, and annually thereafter, the time it takes to register a license-exempt provider applicant in the Trustline, the number of applicants are denied due to a criminal background, the number of applicants who appeal their denial, the number of applicants who are exempted upon appeal, the number of applicants who did not fully pursue their appeal, the number of parents who lose jobs due to the changes made to the Trustline registration process, the number of parents who receive good cause exemptions, and any changes that occur in the percentage of parents eligible for subsidized child care who utilize subsidies the number of total license-exempt applicants, the number of applicants who are exempted with a criminal background, the number of applicants who appeal their denial of an exemption, the number of applicants who are exempted upon appeal, the number of applicants who did not complete the exemption process, and the number of parents who receive good cause exemptions for the lack of appropriate child care.”</del></p> <p>6-20 amendment says license-exempt providers must apply for TrustLine within 14 days of beginning services. Replaces paragraph above with paragraphs below</p> <p>(a) In a county in which TrustLine and LiveScan system are operational and <del>90</del> <u>70</u> percent of the county’s license-exempt providers are operational and 90 percent of the county’s license-exempt providers are annually registered in the TrustLine database ... within <del>10 business</del> <u>14 calendar</u> days from the date the provider’s application is submitted, payment to a provider ... shall not commence until DSS confirms that the child care provider is a registered TrustLine child care provider or is exempt ...</p> <p>In counties <del>with no TrustLine or LiveScan</del> or where fewer than <del>90%</del> <u>70%</u> of TrustLine registrations are completed in <del>10 business</del> <u>14 calendar</u> days, payment shall cease when DSS receives relevant criminal history or child abuse information from the DOJ, or this information is voluntarily provided by a TrustLine applicant, unless the director grants an exemption. <u>This section does not apply in any county with more than 100 annual license-exempt applicants in which less than 65 percent of a county’s license-exempt applicants are not</u></p>	<p>hearing. Reconsideration granted</p> <p>Hearing date 6-13-06</p> <p>6-7 amended</p> <p>6-8 Set, second hearing. Hearing canceled at the request of author</p> <p>6-20 amended</p> <p>6-27 passed by HS 3-1 To Appropriations</p> <p>8-7 passed by Appropriations 13-0 To suspense file</p> <p>8-17 passed by Appropriations 8-5</p> <p>8-28 amended</p> <p>8-29 passed by Senate</p> <p>8-30 Assembly concurred in Senate amendments 53-23</p> <p><b>9-29 vetoed</b></p>	

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	<p><u>annually registered in TrustLine within 14 calendar days for two or more consecutive years.</u></p> <p>8-28 amendment makes highlighted changes above.</p> <ul style="list-style-type: none"> <li>DSS and CDE shall adopt regulations counties with fewer than 100 annual license-exempt applicants, to include a provision saying payment shall cease when DSS receives relevant criminal history or child abuse information from the DOJ. The regulations shall recognize the preexisting right of unavailability of child care as a good cause exception to the welfare-to-work activity participation requirement and ensure retroactive compensation for applicants who provide care and are subsequently cleared to provide care</li> </ul>		
<a href="#">AB 2102</a> Saldana	<p>This bill now has no child care content.</p>		
<a href="#">AB 2108</a> Evans	<ul style="list-style-type: none"> <li>Requires a child under 8 to be secured in a rear seat in an car seat, unless the kid is 4'9" or taller and uses a seat belt;</li> <li>If the kid is under 20 lbs and one year old, the car seat must be rear-facing, unless the parent is in the car but is not the driver.</li> <li>Requires a child 8 years to 12 to be in a rear seat in an appropriate child passenger restraint system or safety belt,</li> <li>Prohibits anyone from transporting a child 13 to 15 without either a car seat or seat belt</li> </ul> <p>6-19 amendment makes stylistic wording changes that don't seem to change any substance.</p> <p>8-7 amendment deletes back-seat requirement for kids 8-12. Makes numerous other small changes, such as how old a kid in a taxi must be to ride in the front seat with a seat belt and civil penalties for failure to submit to a car seat inspection.</p> <p>8-14 amendment says kids under 8 riding in the front seat because the back seat for some reason won't work (no back seat, car seat won't fit, all back seats full of younger kids, medical reasons) must be in "an appropriate child passenger restraint system" and can't use the standard seat belt.</p>	<p>Committee on Transportation 4-24 passed by Transportation 8-4</p> <p>5-17 passed by Appropriations 12-5</p> <p>5-25 passed Assembly 44-30</p> <p>Senate Transportation and Housing Committee</p> <p>Hearing date 6-27</p> <p>6-19 amended</p> <p>8-7 amended and passed by committee 7-6.</p> <p>To Appropriations</p> <p>8-8 determined not to involve money, so to the floor</p> <p>8-10 to third reading</p> <p>8-14 amended</p> <p>8-22 Passed by Senate 23-12</p> <p>8-24 Senate amendments concurred in 47-28</p> <p><b>9-29 vetoed by Governor</b></p>	<p>Sponsored by:</p> <ul style="list-style-type: none"> <li>CA Coalition for Children's Safety &amp; Health 4-23-06</li> <li>Safety Belt Safe U.S.A. 4-23-06</li> <li>Safe Kids Worldwide 4-23-066</li> </ul> <p>Support:</p> <ul style="list-style-type: none"> <li>Automobile Club of So CA 6-21-06</li> <li>ABATE-Local 36 of Palm Springs 4-23-06</li> <li>Alameda County 6-21-06</li> <li>CA State Automobile Assn 4-23-06</li> <li>Child Abuse Prevention Council of Contra Costa County 4-23-06</li> <li>Kaiser Permanente 6-21-06</li> </ul>
<a href="#">AB 2196</a> Spitzer	<p><del>Starting 1-1-07, every new contract or agreement between a parent and a child care provider for regular care of a child the currently required notice to parents of their right to make an inspection and the prohibition against retaliation and the right to file a complaint must add a statement that the registered sex offender database is available at <a href="http://www.meganslaw.ca.gov">www.meganslaw.ca.gov</a> must include the following: "Notice: Pursuant to Section 290.46 of the</del></p>	<p>Assembly Human Services</p> <p>4-4 passed committee 4-2</p>	<p>Support</p> <ul style="list-style-type: none"> <li>AFSCME 6-12-06</li> <li>CA Family Alliance 6-12-06</li> <li>CA Org of Police and Sheriffs 6-12-06</li> </ul>

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Bill link & author	Description of Bill Highlighted text is new or changed since last Friday.	Status, Recent History	Positions (See bottom of last page for abbrevs.)
	<p><del>Penal Code, information about specified registered sex offenders is made available to the public via an Internet Web site maintained by the Department of Justice at &lt;<a href="http://www.meganslaw.ca.gov">www.meganslaw.ca.gov</a>&gt;. Depending on an offender's criminal history, this information will include either the address at which the offender resides or the community of residence and ZIP Code in which he or she resides."</del></p> <p><del>A provider is not required to provide any additional information regarding the location and proximity of registered offenders who reside in the community where the facility is located. Providing this information to parents and guardians of a child in their care shall not subject the provider to any liability or cause of action against the provider by a registered sex offender identified in the database.</del></p> <p>4-27 amendment deletes previous content and instead amends the currently required notice to parents of their right to make an inspection to add a statement that the registered sex offender database is available at <a href="http://www.meganslaw.ca.gov">www.meganslaw.ca.gov</a>.</p> <p>Would require the licensee to provide a copy of the Family Child Care Home Notification of Parents' Rights prepared by the State Department of Social Services, and would grant the provider immunity from liability.</p>	<p>4-27 amended and passed Appropriations 17-1</p> <p>5-11 Passed by Assembly 77-0</p> <p>To Senate Rules and Human Services</p> <p>6-14 Passed by H.S. committee 4-0</p> <p>To Rules</p> <p>6-19 to Appropriations</p> <p>6-27 Determined not to involve money, so sent to the floor.</p> <p>8-1 passed Senate 37-2</p> <p>9-6 signed by Governor</p>	<ul style="list-style-type: none"> <li>• CA State Sheriffs' Assn 6-12-06</li> <li>• CA Probation, Parole and Correctional Assn 6-12-06</li> <li>• LA Co DA's Office 6-12-06</li> <li>• Orange Co Assn of Realtors 6-12-06</li> <li>• San Bernardino County Sheriff's Department 6-12-06</li> </ul>
<p><a href="#">AB 2403</a> DeVore</p>	<p><del>Zoning: Would prohibit any fee charged by the local government for application review from exceeding the costs of the review and permit process or \$500, whichever is less, and would require them to grant or deny the permit within 45 days of receiving the application.</del></p> <p>Specifies that <del>the only</del> factors that can be used in granting or not granting a permit are compliance with local ordinances on spacing and concentration, traffic control, parking, and noise control and any fire marshal regs. Any noise standards shall be consistent with local noise ordinances implementing the noise element of the general plan and shall take into consideration the noise levels generated by children.</p> <p>3-27 amendment require the local government, <u>upon request</u>, to provide an applicant with a written fee list and an estimated time for review and processing, within 45 days of the applicant's request. Beginning July 1, 2007, requires that the application form for large family day care permits include a statement of the applicant's right to request the written fee list.</p>	<p>3-27 amended</p> <p>4-26 passed by committee on Local Government 7-0</p> <p>5-10 passed Appropriations 18-0</p> <p>5-18 Passed by Assembly 71-0</p> <p>6-14 Passed by Senate Human Services 5-0</p> <p>6-29 passed by Senate 39-0</p> <p>7-21 signed by Governor</p>	<p>Support</p> <ul style="list-style-type: none"> <li>• San Diego Planning Council 5-8-06</li> <li>• LCC 4-25-06</li> </ul>
<p><a href="#">AB 2596</a></p>	<p>Kindergarten birthday cut-off</p>	<p>Dead</p>	
<p><a href="#">AB 2608</a></p>	<p>Child care for foster kids</p>	<p>Dead</p>	
<p><a href="#">AB 2611</a></p>	<p>Changes to licensing audits</p>	<p>Dead</p>	

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<a href="#">AB 2802</a> Pavley	<p><del>Would require the Superintendent of Public Instruction, by July 1, 2008, and in collaboration with the California public institutions of higher education, to develop an early learning credential required to be held by a teacher of preschool, kindergarten, and any of grades 1 to 3, inclusive. The bill would require the commission to adopt an early learning credential for those teachers by July 1, 2010. The bill would require, by July 1, 2016, all teachers in preschool, kindergarten, and any of grades 1 to 3, inclusive, to have a bachelors degree and an early learning credential, or a multiple subject credential received prior to July 1, 2010, with 24 units in early learning.</del></p> <p>5-1 amendment establishes an optional early childhood education credential for K-1-2. The credential would consist of 24 units of early learning training that are <del>built</del> <u>incorporated</u> into the existing multiple subject teaching credential program and would not add more units to that program.</p> <p>5-16 amendment specifies that the teaching authorization of an early childhood education credential is equivalent to the full multiple subject teaching credential, except that there is to be a statement on the multiple subject teaching credential that the individual has completed an early childhood education emphasis.</p> <p>Of the 24 required units, “12 units shall be of college or university, which may include community college, coursework in early childhood education and 12 units shall contain an emphasis in early childhood education within the multiple subject teacher preparation program to be incorporated into the program based on standards to be developed by the commission with input from experts in early childhood education.”</p> <p>8-24 amendment says that to issue an ECE credential, the commission has to verify that the person is appropriately trained to teach in kindergarten and grades 1 to 8, inclusive.</p> <p>It must be done with existing funding.</p>	<p>Committee on Education</p> <p>4-26 and passed by committee 8-2</p> <p>To Appropriations</p> <p>5-1 Amended</p> <p>5-16 amended</p> <p>5-26 passed by Appropriations 13-5</p> <p>5-31 passed by Assembly 49-31</p> <p>6-29 passed by Ed 9-1</p> <p>To Appropriations</p> <p>8-8 determined not to involve money, so to the floor</p> <p>8-10 to third reading</p> <p>8-24 amended</p> <p>8-30 passed by Senate 22-12</p> <p>8-31 Assembly concurred in amendments 49-30</p> <p><b>9-29 vetoed</b></p>	<p>Support</p> <ul style="list-style-type: none"> <li>• CDPI 4-24-06</li> <li>• CA Federation of Teachers 6-26-06</li> </ul> <p>Oppose</p> <ul style="list-style-type: none"> <li>• <del>CA Federation of Teachers 4-25-06</del></li> </ul>
<a href="#">AB 2865</a> Torricco	<p>Would make all child care and development programs under section 8208 (general child care, state preschool, APP, Family child care home education network, School-age community child care, Campus child care) subject to current school district rules for using pesticides, keeping records of their use, and notifying parents of their use.</p> <p>4-17 amendment adds requirements that</p> <ul style="list-style-type: none"> <li>• property owners notify tenants who operate a child day care facility of their pest management practices, and</li> <li>• that day care facilities inform contractors hired to apply pesticide at the school site that the facility must comply with the act.</li> </ul> <p>5-25 amendment changes <del>California Youth Authority</del> to <u>Division of Juvenile Justice</u>; specifies which section of code it is using to define “schoolsite.”</p> <p><del>Adds “The department shall invite the appropriate representatives of the Department of Pesticide Regulation to provide each applicant with that department’s model guidebook developed pursuant to paragraph (2) of subdivision (a) of Section 13183 of the Food and Agricultural Code and to provide other information regarding integrated pest management practices.”</del></p>	<p>4-17 amended</p> <p>4-18 passed by Environmental Safety and Toxic Materials 6-0</p> <p>4-25 passed by Human Services 6-0</p> <p>5-25 Amended and passed by Appropriations 13-5</p> <p>5-31 passed by Assembly 61-18</p> <p>Environmental Quality and H.S. committees</p>	<p>Sponsored by Californians for Pesticide Reform</p> <p>Support</p> <ul style="list-style-type: none"> <li>• AFSCME 6-23-06</li> <li>• AFL-CIO 6-23-06</li> <li>• Senate staff analysis lists 14 health organizations</li> </ul> <p>Watch</p> <ul style="list-style-type: none"> <li>• PCPP 3-22-06</li> </ul> <p>Oppose</p> <ul style="list-style-type: none"> <li>• CA Assn of Realtors 6-23-06</li> </ul>

## Child Care Legislative Summary, 2006

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	<p>8-7 amendment deletes wording above.</p> <ul style="list-style-type: none"> <li>• Adds the property owner or owner’s agent to list of people who can declare an emergency, which allows them to apply pesticides without notifying people who have asked to be on a list to be notified 72 hours before applying the pesticide if they think it is necessary for the health and safety of kids or staff. <del>A written request from a privately operated child day care facility to a property owner or his or her agent, stating that there is an emergency condition conclusively establishes that an emergency condition exists.</del></li> <li>• A property owner or owner’s agent of a child care site who personally applies pesticides must notify the site 120 hours before applying it, unless it is an emergency. This doesn’t apply if the child care facility doesn’t tell the owner that there is a child care facility on the site. Applies to inside, playground, 10 foot perimeter of the site, <del>except for areas exclusively used by others.</del> Lists what the notification must include.</li> <li>• Exempts family child care homes and <u>property owners of child care facilities</u> where owner or staff applies pesticides themselves rather than using contractors <del>from annual written notification of pesticides they intend to apply during the year.</del></li> </ul> <p>8-9 amendment removes exemption for rental properties. Requires the Department of Pesticide Regulation to promote and facilitate the adoption of integrated pest</p> <ul style="list-style-type: none"> <li>• management programs.</li> <li>• Requires DSS to serve as the liaison to child care facilities.</li> <li>• <del>Exempts child care facilities from notification requirements if the property owner fails to notify the child care facility.</del> <u>If pesticide is applied by an owner or pest control operator in compliance with the Food &amp; Agricultural Code, a privately operated child care facility is exempt from annual notification requirements.</u></li> </ul> <p>8-22 amendment says <del>written notice from property owner or agent conclusively establishes an emergency, removes exemption if child care facility is not notified.</del></p> <ul style="list-style-type: none"> <li>• If the child day care facility ceases to operate on the property, the provisions of this act shall no longer apply to the property.</li> </ul> <p>8-28 amendment removes highlighted text above. Widens exemption of family care and property owners who apply pesticide themselves.</p>	<p>6-27 passed by EQ 6-1</p> <p>8-7 Amended and passed by Human Services 4-1</p> <p>To Appropriations</p> <p>8-9 amended</p> <p>8-17 passed by Appropriations 8-5</p> <p>8-22 amended</p> <p>8-28 amended</p> <p>8-29 passed by Senate 21-8</p> <p>8-30 Assembly for concurred in Senate amendments 63-15</p> <p><b>9-30 signed</b></p>	
<p><a href="#">AB 2881</a> Mullin</p>	<p>Would redefine state preschool as “preschool services,” meaning “educational programs for low-income or otherwise disadvantaged prekindergarten children.” Divides into part-day preschools and full-day preschools, with separate provisions requiring the Superintendent to administer them and different requirements. <del>General child care and full day state preschool will be folded into full day preschool, effective no sooner than July 1, 2006-2007.</del> Part-day preschool is for kids 3 to 5. Full-day preschool is for prekindergarten children 0-5.</p> <p>Specifies that it does not impose any requirements on part-day or full-day preschool programs that are in addition to the contractual requirements for which these programs are already being reimbursed by the department, and would provide that certain requirements shall not result in any increase in reimbursement rates for those programs.</p> <p>Requires that entities operating family child care home education networks be informed of the termination of a provider’s license, and the entity must notify the provider and the parents.</p>	<p>Assembly Education</p> <p>Passed committee 11-0</p> <p>To Appropriations.</p> <p>5-3 to suspense file</p> <p>5-26 Amended and passed by Appropriations 13-5</p> <p>5-31 passed by Assembly 72-8</p> <p>6-21 passed Senate Ed 8-0</p>	<p>Sponsored by CCDAA</p> <p>Support</p> <ul style="list-style-type: none"> <li>• SD Planning Council 4-10-06</li> <li>• Escondido Comm Child Dev Center 4-19-06</li> <li>• LA Co Office of Ed 4-19-06</li> <li>• Martinez Early Childhood Center, Inc. 4-19-06</li> <li>• CDPI 4-24-06</li> <li>• AFSCME 6-21-06</li> </ul> <p>Oppose:</p>

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	<p><del>Superintendent of Public Instruction must conduct a review of unspent allocations for child care and development services funds and recommend how those funds may be allocated and reallocated in a timely basis to prevent eligible families from losing funding.</del></p> <p>8-7 amendment changes effective date to 2007; fixes typos; makes stylistic wording changes.</p> <p>8-28 amendment moves a paragraph on terminating payment and notifying parents if a license is revoked into its own section.</p> <p>7-1-07, 'full-day preschools shall include both the preschool portion of the general child care and development program and the program type known as "state full-day preschool."'</p>	<p>To Human Services</p> <p>8-7 amended, withdrawn from HS and sent to Appropriations</p> <p>8-17 passed by Appropriations 7-5</p> <p>8-28 amended</p> <p>8-31 passed by Senate 27-9; assembly concurs in amendments 70-5</p> <p><b>9-30 vetoed</b></p>	<ul style="list-style-type: none"> <li>• Dept of Finance 6-21-06</li> </ul>
<h3>California Senate Bills</h3>			
<a href="#">SB 539</a> Ashburn	Paying license-exempt providers before TrustLine completed	Dead	
<a href="#">SB 638</a>	<p><del>Modifies Prop 49, after school programs. Continues funding for community learning centers but revises amounts. Removes community learning centers exemption from requirement that priority be given to schools with 50% of students eligible for free or reduced lunches. Requires that CDE training and support include voluntary guidelines for physical activity programs. Revises funding formula for incentive grants: \$7.50 per pupil for each three hours of attendance with a maximum total grant of forty five dollars (\$45) per pupil per week plus \$7.50 per pupil per day of staff development, with a maximum of eight staff development days per year.</del></p> <p>5-3 amendment has much non-child care content. Modifies grant applications and grant requirements for After School Education and Safety Program for pupils in kindergarten and grades 1 to 9, inclusive, at participating public elementary, middle, junior high, and charter schools. Priority to 06-07 grantees. Increases some grant maximums.</p> <p>Would delete the requirement that a before school component of a program begin at or before 6:00 a.m. or 2 hours before the school day but won't pay for any kid who attends less than 1/2 of the daily program hours. Changes total time required from 5 to 4 1/2 hours a day. A before school component of a program must offer a breakfast meal.</p> <p>5-23 amendment sets aside 1.5% of the funds for technical assistance, evaluation, and training services <u>beginning with 06-07 and for providing local assistance funds to support program improvement and technical assistance, for two years and "up to 1.5%" after that.</u> Rewrites entirely the section on measures of program effectiveness. Deletes a 3-times-a-year report. Adds urgency clause. Makes a number of technical changes in grant funding. <del>Deletes automatic renewal.</del> Says a grantee must review their after school plans every three years</p>	<p>4-28-05 passed by Senate 31-2</p> <p>Amended 2-21</p> <p>3-2 referred to Committee on Education</p> <p>Amended 5-3</p> <p>5-23 Amended and passed 11-0</p> <p>To Appropriations</p> <p>8-7 amended</p> <p>8-9 passed by Appropriations 15-1</p> <p>To the floor</p> <p>8-14 amended</p> <p>8-15 to third reading</p>	<p>Support</p> <ul style="list-style-type: none"> <li>• Alameda Planning Council 3-27-06</li> </ul>

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	<p>and <del>substitutes</del> a list of things a program must <del>provide to be renewed</del> <u>review</u>.</p> <p>8-7 amendment changes some reporting from quarterly to semi-annually. Makes lots of changes to reporting requirements.</p> <p>8-14 amendment undeletes exemption from requirement of priority to schools with 50% of students eligible for free or reduced lunches. Makes more changes in reporting requirements.</p> <p>8-23 amendment redeletes exemption from requirement of priority to schools with 50% of students eligible for free or reduced lunches.</p> <p>8-29 amendment makes more detailed changes to grant applications. Interested parties should read the whole bill.</p>	<p>8-23 amended</p> <p>8-29 amended and back to Appropriations</p> <p>8-30 passed by Appropriations 12-4 Urgency clause adopted Passed by Assembly 56-22</p> <p>8-31 Senate concurs amendments 28-3</p> <p>9-25 signed by governor</p>	
<p><a href="#">SB 697</a> Kuehl</p>	<p>8-17 amendment guts and substitutes unionization of family child care providers.</p> <ul style="list-style-type: none"> <li>• States intent of the Legislature to use state action exemption to federal and state antitrust laws.</li> <li>• Includes licensed family child care and license-exempt providers in APP programs.</li> <li>• Union can require CDE, DSS, counties, and APPs to give them a list of licensed and license-exempt providers.</li> <li>• Only one union in the state; which one to be decided by providers, except that a union can petition to be that union, which would void any other union’s representation. If the petition includes written authorization from a majority of providers, that union must be selected. If the petition includes authorization of 1/3 of providers, DSS must give the union a list of all family providers in the state. If two unions have petitions with 1/3 of providers each, there must be an election.</li> <li>• 1-1-07 licensed family providers can form and join union. 1-1-09 license-exempt providers can join.</li> <li>• Providers don’t have to join, but those who don’t must pay “a reasonable service or representation fee to nonmembers for representing them in negotiations, contract administration, and other activities”</li> <li>• Union can negotiate with payment agencies to deduct union dues from child care payments.</li> <li>• Union cannot call a strike.</li> <li>• Union can “operate substitute provider pools if those pools are not already being operated or provided in the community, may market family child care programs, and may offer business development programs for family child care providers <u>if those pools are not already being operated or provided in the community</u></li> <li>• DSS must meet at least yearly with union “to identify areas of common concern and to improve consistency in the enforcement of regulations affecting the licensing of family child care providers. On request of the union, DSS must discuss “proposals for revisions to the rules governing licensing of family child care providers, prior to the publication for comment of those proposals.”</li> </ul>	<p>8-17 gutted and amended Assembly Labor and Employment Committee and Appropriations</p> <p>8-23 passed by L&amp;E 6-2</p> <p>8-29 amended and passed by Appropriations 12-5</p> <p>8-30 passed by Assembly 45-34</p> <p>8-31 Senate concurred in amendments 24-15</p> <p><b>9-30 vetoed</b></p>	<p>Support:</p> <ul style="list-style-type: none"> <li>• AFSCME 8-22-06</li> <li>• SEIU 8-22-06</li> </ul> <p>Oppose:</p> <ul style="list-style-type: none"> <li>• CAPP 8-22-06</li> <li>• CDPI 8-22-06</li> <li>• CCDAA 8-22-06</li> <li>• Child care alliance of LA 8-22-06</li> </ul>

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	<ul style="list-style-type: none"> <li>• Reimbursement system is a topic for negotiation, “subject to appropriation by the Legislature and any necessary statutory and regulatory revisions.” Also “the terms of the provision of child care services under a publicly funded subsidy program.” But not family fees.</li> <li>• “Family child care providers shall not be deemed to be employees of the state for any purpose of, and the providers shall be deemed to be self-employed for all purposes of, this article.”</li> </ul> <p>8-29 amendment makes highlighted changes above.</p> <ul style="list-style-type: none"> <li>• would prohibit appropriations larger than statutory reimbursement formulas from counting toward Prop 93 funding obligations.</li> </ul>		
<a href="#">SB 1195</a>	RMR changes	Dead	
<a href="#">SB 1421</a>	Pilot project in LA County to investigate potential incidents of fraud in Stages 2 and 3 child care.	Dead	
<a href="#">SB 1600</a>	General child care COLAs and family child care provider unionization.	Dead	
<a href="#">SB 1750</a> Vincent	Accounting for charitable contributions	Dead	

AFSCME = American Federation of State, County, and Municipal Employees  
 CAEYC = California Association for the Education of Young Children  
 CCDAA = California Child Development Administrators Association  
 CDPI = Child Development Policy Institute  
 CSAC = California State Association of Counties  
 CWDA=County Welfare Directors’ Association

First 5 = First 5 Commission of California  
 LCC = League of California Cities  
 SD Planning Council = San Diego Child Care and Development Planning Council  
 PCPP = San Diego Planning Council Public Policy Committee  
 R&R = California State Resource & Referral Network  
 SEIU = Service Employees International Union