



County of Los Angeles
Child Care Planning Committee and Policy Roundtable for Child Care and Development

Winners and Losers
A Report on the California State Budget and Legislation - First Session of 2013-14
Child Care and Development



California State Budget 2013-14

On June 27, 2013, Governor Jerry Brown signed the budget package for 2013-14, which reflects a multiyear balanced plan, continues to spend down budgetary debt and maintains a \$1.1 billion reserve. The budget is comprised of a \$96.3 billion state spending plan with an emphasis on restructuring K-12 education finance, reinvesting in state universities, and expanding Medi-Cal coverage under federal health care reform.

Child Care and Development Budget Items

Overall, the budget for 2013-14 reflects a modest effort at restoring funding for child care and development services. Specifically, the budget package for child care and development:

- Backfills an estimated \$15.8 million of federal sequestration reductions with a like amount of General Fund as follows: \$11.1 million for General Child Development programs, \$4.2 million for Alternative Payment (AP) programs and \$0.6 million for Migrant Day Care.
- Allows for shifting any unspent CalWORKs Stage 2 funds to CalWORKs Stage 3 if funding is insufficient to support the estimated caseload.
- Re-appropriates \$10 million in unspent child care program funds from 2012-13 to 2013-14 to establish additional slots in the following programs: \$7 million for General Child Development programs, \$2.6 million for AP programs and \$0.4 million for Migrant Day Care.
- Maintains family fees for part-day State Preschool programs.
- Requires the Superintendent of Public Instruction (SPI) to revise the fee schedule for families accessing preschool and child care and development services. Families are to be assessed a flat monthly fee based on income and certified on their need for full- or part-time services. The family fee schedule is to differentiate between fees for part- and full-time care.
- Requires the SPI to submit an annual report to the Department of Finance on the fees collected from families with children enrolled in the California State Preschool Program, distinguishing between fees collected for part-day from fees collected for wraparound child care services.
- Reflects a \$1.4 million decrease in funding for quality improvement activities.

The Governor exercised his line item veto authority by:

- Eliminating the appropriation that would have required the California Department of Education to develop a preschool plan based on a federal proposal for universal preschool.

California State Budget 2013-14

- Reducing the budget for State Preschool by \$5 million from \$511.9 million to \$506.9 million. The Governor's veto message stated "With this reduction, funding will be \$25 million higher in the budget year, providing for increased preschool slots consistent with the \$25 million augmentation I sustained for increased child care slots. While I am sustaining this augmentation for the preschool program, I am doing so on a one-time basis. Providing this increase on an ongoing basis would reduce future resources available for K-14 programs."

Budget Bills

AB 74 (Committee on Budget)	Human Services Trailer Bill	Chapter 21 Signed by Governor: June 27, 2013
AB 86 (Committee on Budget)	Education Finance: Education Omnibus Trailer Bill <i>(Contains amendments to child care and development items in Education Code)</i>	Chapter 48 Signed by Governor: July 1, 2013
AB 97 (Committee on Budget)	Local Control Funding Formula	Chapter 47 Signed by Governor: July 1, 2013
AB 101 (Committee on Budget)	Budget Act of 2013 <i>(Among other adjustments, reduces CalWORKs Stage 3 Child Care allocation)</i>	Chapter 354 Signed by Governor: September 26, 2013
AB 110 (Blumenfeld)	Budget Act of 2013 <i>(Contains child care and development line items)</i>	Chapter 20 Signed by Governor: June 27, 2013

California State Legislature – First Session of 2012-13¹

Introduction

Legislators introduced 33 bills of interest to the child care and development community during the First Session of the State Legislative Session for 2013-14. Eleven bills made it to the Governor's desk for his consideration and all were approved. Additionally, the Assembly and Senate adopted two resolutions urging future investments in early care and education. This section contains a brief summary of the bills that passed the legislature for the Governor's consideration and action. Approved bills take effect on January 1, 2014 unless otherwise noted.

Health and Safety

AB 290 (Alejo)	As of January 1, 2016, requires director or teacher of child development center or family child care home to receive at least one hour of childhood nutrition training as part of the preventive health practices course(s) necessary for licensing. Content to include age appropriate meal patterns and include a referral to the Child and Adult Care Food Program for information on eligibility and reimbursement rates.	Chapter 734 Signed by Governor: October 11, 2013
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¹ To obtain additional information about any legislation, go to www.leginfo.ca.gov/bilinfo.htm.

Streamlining Administrative Processes		
AB 274 (Bonilla)	Beginning July 1, 2014, requires child care providers receiving payment under the Alternative Payment (AP) program to submit a monthly attendance record or invoice for each enrolled child that, at minimum, documents dates and actual times care was provided each day, including time the child entered and time the child left care each day. Information to be documented on a daily basis and parent or guardian to attest to the child's attendance. Records may be maintained in electronic format only if the original documents were created in that format; records must be retained at least five years or where audit requested by a state agency until the date the audit is resolved. Payments to AP contractors may be made via direct deposit once the SPI determines that the Financial Information System for California has been implemented.	Chapter 733 Signed by Governor: October 11, 2013
AB 812 (Mitchell)	Amends existing sections of the Education Code relating to contracts between the California Department of Education (CDE) and its contractors for child care and development services. Amendments strengthen the regulations regarding termination and suspension and appeals. Would add to the Education Code, requiring the CDE to provide an appeal procedure to resolve a dispute between the CDE and a contracting agency. Would require the CDE to provide technical assistance to a contractor within 60 days of the written request.	Chapter 249 Signed by Governor: September 16, 2013
Increasing Capacity		
AB 308 (Hagman)	Requires school districts, county offices of education or charter schools to return to the State Allocation Board monies received from the state school facilities funding program for purchase, modernization or construction if selling their property unless it is leased or sold to a school district, county office of education or agency that will use the property exclusively for the delivery of child care and development services.	Chapter 496 Signed by Governor: October 2, 2013
School Age Children		
AB 547 (Salas)	Adds career exploration to list of possible activities that may satisfy the academic assistance element of the 21st Century Community High School After School and Enrichment for Teens program. Defines career exploration as activities that help pupils develop the knowledge/skills relevant to their career interests and reinforce academic content.	Chapter 703 Signed by Governor: October 10, 2013
AB 626 (Skinner & Lowenthal)	Requires After School Education and Safety (ASES) program meals as well as snacks served to students conform to federal nutrition standards. Would allow food service expenses to be charged directly to the cafeteria account funds. Would specify food and beverages that may be sold to pupils before and after school. Amends provisions relating to food and beverages sold as part of fundraising event.	Chapter 706 Signed by Governor: October 10, 2013

Miscellaneous		
AB 10 (Alejo)	Increases the minimum wage to \$9 per hour as of July 1, 2014 and to \$10 per hour as of January 1, 2016.	Chapter 351 Signed by Governor: September 25, 2013
AB 241 (Ammiano)	Enacts the Domestic Worker Bill to, until January 1, 2017, regulate the hours of work of certain domestic workers and provide an overtime compensation rate for those employees. Defines domestic work as services related to the care of persons in private households or maintenance of private households or their premises. Excludes from "Domestic Work Employee" persons exempt from licensing requirements if child care is subsidized per the Child Care and Development Act.	Chapter 374 Signed by Governor: September 26, 2013
AB 260 (Gordon)	Requires the City and County of San Francisco to terminate its individualized county child care subsidy plan on July 1, 2016 and phase it out by July 1, 2018. Requires the County of San Mateo to end its individualized child care subsidy plan as a pilot on July 1, 2014, allowing it to continue to July 1, 2018.	Chapter 821 Signed by Governor: September 30, 2012
SB 252 (Liu)	Authorizes a pregnant woman to satisfy welfare to work provisions of CalWORKs by participating in a voluntary maternal, infant and early childhood home visitation program or another home visiting program for low-income Californians approved by the U.S. DHHS, subject to receipt of a federal waiver. Further clarifies exemption from welfare to work activities due to pregnancy. Would state that an applicant or recipient of CalWORKs is entitled to breastfeed her baby in any public area where they are authorized to be present inclusive of a county welfare or any other county office.	Chapter 560 Signed by Governor: October 4, 2013
SB 528 (Yee)	Provisions relating to foster youth 1) authorizes a dependent minor's social worker, if the child is 12 years or older, to inform the minor of their rights to consent to and receive certain health services, including information on reproductive health care, and 2) allow child welfare agencies to provide minor and non-minor dependent parents with access to social workers or resource specialists trained in their needs and the available resources and that case plans are developed and updated through a team decision making process. In addition, describes legislative intent to ensure that complete and accurate data on parenting minors and non-minor dependents is collected and that DSS is to insure the information is available to the public on a quarterly basis by county.	Chapter 328 Signed by Governor: September 3, 2013

Resolutions		
ACR 45 (Weber)	Urges the State Legislature and Governor to restore budget funding to early care and education programs and to support efforts to fund and implement a Quality Rating and Improvement System and other programs that support early care and education. In addition, urges the legislature to commit to improving public understanding of the role that early care and education plays in securing an educated and stable workforce.	Resolution Chapter 75 Adopted by Assembly: May 20, 2013 Adopted by Senate: July 8, 2013 Chaptered: August 15, 2013
AJR 16 (Bonilla)	Urges Congress to enact President Obama's budget proposal to increase funding for preschool and early learning. In addition, urges the SPI to prepare a plan for making California competitive for future increases in federal funding to preschool and early learning programs.	Resolution Chapter 153 Adopted by Assembly: May 1, 2013 Adopted by Senate: August 15, 2013 Chaptered: September 27, 2013

Questions or comments relating to this document may be referred to Michele Sartell, Los Angeles County Office of Child Care within the Service Integration Branch of the Chief Executive Office, by e-mail at msartell@ceo.lacounty.gov or by telephone at (213) 974-5187.