



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



**Winners and Losers**  
**A Report on the California State Budget and Legislation - Second Session of 2011-12**  
**Child Care and Development**

**California State Budget 2012-13**

Governor Jerry Brown's proposed budget package for 2012-13 released in January 2012 included significant cuts to child care and development services by reducing reimbursement rates, lowering the income eligibility ceiling and requiring families participating in programs funded with non-Proposition 98 monies meet federal work requirements currently applied to families receiving cash aid from the CalWORKs program. Additionally, the Governor proposed restructuring child care and development services (except part-day State Preschool) by shifting administration from the California Department of Education (CDE) to county welfare departments effective fiscal year 2013-14.<sup>1</sup> The Governor's revised 2012-13 budget package, released in May, contained modifications to his original proposal for significantly reducing funding for child care and development services, however his overall plan to shift most services to the county welfare departments remained intact.<sup>2</sup>

In the end, negotiations between the legislative leadership and the Governor resulted in a series of compromises, including changes to the Governor's original proposals and preserving the existing infrastructure. Nevertheless, substantial cuts were made to subsidized child care and development services available to children of low income families.

The 2012-13 Budget:

- Funds all State Preschool as Part-day slots under Proposition 98; the Superintendent of Public Instruction is required to encourage State Preschool contracting agencies to offer *wraparound* general child care and development services for the remainder of the day or year to meet the needs of eligible parents.<sup>3,4</sup>
- Deems State Preschool as developmentally appropriate designed to facilitate the transition to kindergarten for three and four year old children; aligns State Preschool eligibility to new kindergarten start dates to three and four year old children who will have their birthdates prior to November 1 for 2012-13, before October 1 for 2013-14, before September 1 for 2014-15, and each fiscal year thereafter.<sup>5</sup>
- Requires Part-day State Preschool programs to provide parents and legal guardians with opportunities to work with their children on interactive literacy activities, parenting education and, as needed, referrals to adult education and English as a Second Language to improve their academic skills.<sup>6</sup>

<sup>1</sup> Brown Jr., Governor E.G. *Governor's Budget Summary 2012-13*. January 10, 2012.

<sup>2</sup> *Governor's Budget May Revision 2012-13*. May 14, 2012.

<sup>3</sup> AB 1464, Chapter 21: 2012-13 Budget, Approved: June 27, 2012; p.507.

<sup>4</sup> SB 1016, Chapter 38: Education Finance, Approved: June 27, 2012; p. 35.

<sup>5</sup> Ibid, p. 33.

<sup>6</sup> Ibid, pp. 34-35.

- Makes available family literacy supplemental grants in the amount of \$2,500 to State Preschool classrooms; assigns priority for allocating the grants to State Preschool programs contracted to receive funding prior to July 1, 2012.<sup>7</sup>
- Requires fees to be assessed and collected for families participating in Part-day State Preschool as well as wraparound child care services and other child care and development services.<sup>8</sup>
- Reduces contract amounts for General Child Care, Migrant Care, the Alternative Payment (AP) Program (see bulleted item below regarding additional reduction to the AP Program), CalWORKs Stage 3 Child Care, and the Allowance for Handicapped Program by 8.7 percent effective July 1, 2012.<sup>9</sup> The CDE may consider the contractors' performance and whether the contract serves children in underserved areas when determining contract reductions, however the aggregate reduction must be achieved. As of July 1, 2012, programs are to dis-enroll families beginning with the highest income families relative to family size and then families with the same income but enrolled the longest. Families with children receiving child protective services or deemed at risk for neglect or abuse regardless of family income are lowest priority for disenrollment.<sup>10</sup>
- Suspends the cost of living adjustment (COLA) through fiscal year 2014-15.<sup>11</sup>

Additionally, the Governor exercised his line item veto authority, deepening cuts to child care and development services than was negotiated with legislators as follows:

- Reduces funding for Part-day State Preschool by 5.8 percent, eliminating an additional 12,500 slots.<sup>12</sup>
- Reduces funding for the AP Program by an additional 9.2 percent, eliminating approximately 3,400 slots statewide for 2012-13.<sup>13</sup>
- Eliminates the State augmentation for supplemental child nutrition reimbursement to private child development centers.<sup>14</sup>

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<sup>7</sup> Ibid.

<sup>8</sup> Ibid, p. 36.

<sup>9</sup> Reduces state spending by an estimated \$80 million, eliminating 10,600 child care slots for 2012-13. California Budget Project. *Governor Signs 2012-13 Spending Plan*. June 29, 2012.

<sup>10</sup> SB 1016, Chapter 38: Education Finance, Approved: June 27, 2012; p. 40.

<sup>11</sup> Ibid, p. 12.

<sup>12</sup> AB 1464, Chapter 21: 2012-13 Budget, Approved: June 27, 2012; Line Item Reduction to Item 6110-196-0001, p. 4.

<sup>13</sup> AB 1497, Chapter 29: Budget Act of 2012, Approved: July 27, 2012; Line Item Reduction to Item 6110-194-0001, p. 3.

<sup>14</sup> AB 1464, Chapter 21: Budget Act of 2012, Approved: July 27, 2012; Line Item Reduction to Item 6110-202-0001, p. 4.

**California State Legislature – Second Session of 2011-12<sup>15</sup>**

**Introduction**

Legislators introduced 23 bills of interest to the child care and development community during the Second Session of 2011-12; an additional 18 bills remained on their docket from the First Session. Eight bills made it to the Governor's desk for his consideration, of which three were signed and five were vetoed. Additionally, the Senate adopted a resolution relative to early childhood education. This section contains a brief summary of the bills that passed the legislature for the Governor's consideration and his actions. Approved bills take effect on January 1, 2012 unless otherwise noted in the bill.

**School Age Children**

AB 1991 (Smythe)	Amends existing law by exempting from licensure a public recreation program for K-12 that operates less than 20 hours per week and for a total of 14 weeks or less during a 12 month period.	Chapter 122 Signed by Governor: July 13, 2012
SB 1087 (Walters)	Allows After School Education and Safety (ASES) Programs to operate for up to 60 hours per week (up from 30 hours) without obtaining a license or special permit, however would limit an individual pupil's participation in an ASES Program to no more than 30 hours per week. Would expand the scope of the licensing exemption to organized camps or similar organizations.	Chapter 652 Signed by Governor: September 27, 2012

**Professional Development**

AB 1853 (Bonilla)	Would have authorized the Commission on Teacher Credentialing (CTC) to convene a workgroup to develop standards for issuance of recognition of study in transitional kindergarten (TK) for holders of a multiple subject teacher credential who will be teaching pupils enrolled in TK. In addition, CTC would have been authorized to add recognition of study in TK to multiple subject teaching credential and post on their website best practices from school districts and schools on curriculum and professional development for implementing and sustaining a TK.	Vetoed: September 21, 2012 <i>Veto Message, in part:</i> "This bill would require the Commission on Teacher Credentialing to create a committee to do the preliminary work that would be required to create yet another teaching credential - - - something we don't need."
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**Family Child Care Homes**

AB 1872 (Alejo)	Would have required family child care homes to provide to their enrolled children meals and snacks that meet recommended servings under the four basic food groups – dairy, fruits and vegetables, grains/breads, and meat/meat alternative – as specified by the United States Department of Agriculture Child and Adult Care Food Program (CACFP). The Department of Social Services Community Care Licensing Division would have been charged with monitoring whether providers met the requirements during routine inspections and referring providers to resources for information on meeting the nutritional requirements and CACFP to explore reimbursement for the meals and snacks served to children of low-income families.	Vetoed: September 28, 2012 <i>Veto message, in part:</i> "I can support a measure that helps family child care providers learn about nutrition and serve healthier foods at a lower cost, but this bill goes beyond that. Small businesses such as family day care providers don't need another confusing mandate that adds to their struggles to stay afloat."
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<sup>15</sup> To obtain additional information about any legislation, go to [www.leginfo.ca.gov/bilinfo.htm](http://www.leginfo.ca.gov/bilinfo.htm).

<b>Miscellaneous</b>		
AB 823 (Dickenson)	Would have established the <i>California Children's Coordinating Council</i> to serve as an advisory for improving the collaboration among agencies that serve children and youth. Membership was to include the Superintendent of Public Instruction, Secretary of CA Health and Human Services, Chief Justice of CA, and heads of eight identified state agencies plus members representing the Senate and Assembly.	Vetoed: September 17, 2012 <i>Veto message, in part:</i> "For almost two years now, my administration has worked to eliminate unnecessary boards, commissions, advisory bodies, and reports, so that government is not so overloaded with the work of form over the work of function."
AB 889 (Ammiano)	Would have regulated wages, hours and working conditions of domestic work employees. Did not apply to certain child care providers exempt from licensing serving families receiving subsidized child care and development services (AP or CalWORKs), however would have pertained to nannies.	Vetoed: September 30, 2012 <i>Veto message, in part:</i> "I find it more prudent to do the studies [on impact of regulations and more] before considering an untested legal regime for those that work in our homes."
AB 2109 (Pan)	Amends existing law pertaining to the exemption from immunization. Effective January 1, 2014, the parent, guardian or adult assuming care and custody of the child will be required to submit a letter or affidavit stating which immunizations have been given and those not given on the basis that the immunizations are contrary to their beliefs. The child's health care practitioner must provide the parent, guardian or other caregiver with a signed form prescribed by the Department of Public Health indicating that they provided information regarding the benefits and risks of immunization and the health risks of specified communicable diseases.	Chapter 821 Signed by Governor: September 30, 2012
SB 885 (Simitian)	Would have amended expression of legislative intent that design and implementation of high quality, comprehensive and longitudinal preschool through higher education (P-20) statewide data system should support a system of continuous learning, provide educators and parents with tools to inform instruction and learning, integrate disparate resources, and anticipate and provide technological capacity for sharing appropriate non-educational data from state sources.	Vetoed: September 26, 2012 <i>Veto message, in part:</i> "This bill is unnecessary because the majority of the entities impacted by this measure have already established an interagency agreement. Should these entities choose to form a joint powers agreement in the future, they do not need additional statutory authority to do so."
SR 32 (Price)	Proclaims the importance of early childhood education programs. Each house of the Legislature is to promote early childhood education programs with appropriate and meaningful activities to educate the public about the value of preschool and other early childhood education programs and encourage consumers to enroll their children in such programs.	Senate Resolution No. 32 Approved by the Senate: June 21, 2012

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](mailto:msartell@ceo.lacounty.gov) or by telephone at (213) 974-5187.