



**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 - Second Session of 2013-14
Child Care and Development**

California State Budget 2014-15

Governor Jerry Brown signed the Budget Act of 2014 and related trailer bills containing implementation language on June 20, 2014, followed by his approval of budget “clean-up” bills on September 27, 2014. The \$156.3 billion budget conveys a multi-year plan for reducing budgetary debt, building and strengthening the teacher pension system, and saving for a rainy day. At the same time, the budget moderately increases investments in education and health and human services among other state-funded services.

Child Care and Development Budget Items¹

The Budget Act of 2014 deviates from previous years of significant cuts followed by very modest efforts to mitigate harm caused by the anticipated federal sequestration by taking important strides towards restoring child care and development services. The budget allocates funds in three key areas: increasing the number of subsidized spaces available to children of low-income families, raising reimbursement rates for subsidized care, and enhancing the quality of programs that serve our state’s children and families. In addition, the budget specifies the requirements for the teaching staff of transitional kindergarten, expresses legislative intent for a more robust licensing system to ensure the health and safety of children enrolled in centers and family child care homes, and reinstates Early Start for infants and toddlers at risk for developmental delays. In summary, the budget package for child care and development:

- Increases the California State Preschool Program (CSPP) budget by \$30 million to serve 11,500 more three and four year old children in part- and full-day state preschool; 4,000 of the additional spaces are for part-day state preschool beginning June 15, 2015.
- Adds \$57 million to non-Proposition 98 programs, including General Child Care to serve an additional 1,000 infants and toddlers and school age children and the Alternative Payment Program to provide child care and development vouchers to an additional 500 children from birth to 12 years old of low-income families. Of the allocation for General Child Care, \$2 million is available to provide 4,000 spaces for wrap-around care for children participating in part-day state preschool beginning June 15, 2015.
- Raises the Standard Reimbursement Rate (SRR) for state contracted child care and development programs by five percent, effective July 1, 2014.

¹ For further detail on the budget package for child care and development services, see the Budget Analysis, *Governor Signs Budget Act of 2014 – Child Care and Development Services* (July 2, 2014) prepared on behalf of the Los Angeles County Policy Roundtable for Child Care and Development available for download from http://cao.lacounty.gov/ccp/pdf/PRCC/Analysis_GovProposedBudget_2014-15_ECE_2July14.pdf.



California State Budget 2014-15

- Updates the Regional Market Rate (RMR) for voucher-based providers, effective January 1, 2015; reimbursement for child care services provided through the voucher-based programs will be based on the 85th percentile of rates charged by providers offering the same type of care in that region based on the 2009 RMR survey data, reduced by 10.11 percent.
- Allocates \$50 million Proposition 98 General Fund to local consortia for support of the local early learning quality rating and improvement systems (QRIS) that increase the number of low-income children in high quality preschool programs.
- Makes one-time funds in the amount of \$25 million available for professional development and stipends for teacher education for transitional kindergarten and state preschool teachers. Transitional kindergarten teachers are to receive priority for the education stipends.
- Repeals family fees for part-day state preschool by backfilling with \$15 million Proposition 98 General Fund.
- Authorizes the California Department of Education (CDE) to develop a process requiring every contracting agency to re-compete for continued funding no less than every five years.
- Requires the Commission on Teacher Credentialing (CTC) to review and update, if appropriate, the requirements for the issuance and renewal for permits required of child care and development staff, including program supervisors, by July 1, 2016.
- Allows a CSPP contracting agency to retain in a reserve fund an additional 10 percent of the sum of the maximum reimbursable amounts of all of its preschool contracts for purposes of professional development of its instructional staff.
- Expresses legislative intent that transitional kindergarten (TK) curriculum be aligned to the California Preschool Learning Foundations developed by the CDE.
- Specifies education and credential requirements of teachers assigned to a TK classroom, including units in early childhood education, child development, and/or professional experience in a classroom setting with preschool age children.
- Expresses legislative intent to comprehensively increase the penalties for facilities licensed by the California Department of Social Services (CDSS) in subsequent legislation, with particular emphasis on penalties for violations that result in serious injury or death.

Budget Bills

AB 1476 (Committee on Budget)	Budget Act of 2014 <i>(Technical amendments to approved budget items, including adjustment to the RMR deficit factor)</i>	Chapter 663 Approved by Governor: September 27, 2014
SB 852 (Leno)	Budget Act of 2014	Chapter 25 Approved by Governor: June 20, 2014
SB 855 (Committee on Budget and Fiscal Review)	Human Services – Trailer Bill Language	Chapter 29 Approved by Governor: June 20, 2014
SB 856 (Committee on Budget)	Developmental Services – Trailer Bill Language	Chapter 30

California State Budget 2014-15		
and Fiscal Review)		Approved by Governor: June 20, 2014
SB 858 (Committee on Budget and Fiscal Review)	Education Finance: Education Omnibus Trailer Bill	Chapter 32 Approved by Governor: June 20, 2014
SB 876 (Committee on Budget and Fiscal Review)	Education Finance <i>(Budget clean-up – Child Care Facilities Revolving Fund, regional market rate ceilings, TK teacher credentials, and more)</i>	Chapter 687 Approved by Governor: September 27, 2014

California State Legislature – Second Session of 2013-14 ²		
Introduction		
Legislators considered 32 bills (two of which were carryovers from the First Session) of interest to the child care and development community during the Second Session of the State Legislative Session for 2013-14. Twelve bills made it to the Governor's desk for his consideration, of which 11 were approved and one was vetoed. 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 1819 (Hall)	Amends existing law that currently prohibits smoking in a private residence licensed as a family child care home during the hours of operation. Would prohibit smoking of tobacco on the premises of a licensed family child care home regardless of hours of operation.	Chapter 459 Approved by Governor: September 19, 2014
AB 2228 (Cooley)	Revises existing provisions in Health and Safety code to require licensing of crisis nurseries by the California Department of Social Services (CDSS), limiting capacity to 14 children and bases maximum licensed capacity on 35 square feet of indoor and 75 square feet outdoor activity space per child. In addition, establishes staff to child ratios and minimum requirements relating to child development coursework and permits, experience working in early childhood programs and requires caregivers complete CPR and pediatric first aid. Stipulates maximum number of days children cared for in a crisis nursery.	Chapter 735 Approved by Governor: September 28, 2014
AB 2236 (Maienschein & Stone)	Beginning 7/1/15, increases civil penalties imposed on licensed facilities for a violation that results in death or serious injury to a resident or child under the care of the facility. CDSS to adopt regulations for appeal procedures on deficiencies. Sets civil penalties to be assessed per day per violation. Civil penalties range from \$1,000-\$10,000 depending on type and size of child care program (family child care home or center) and whether child suffered serious injury or abuse or died.	Chapter 813 Approved by Governor: September 29, 2014

² To obtain additional information about any legislation, go to www.leginfo.ca.gov/bilinfo.htm.

AB 2386 (Mullin)	Requires community care facilities, residential care facilities for the elderly, residential care facilities for persons with chronic, life-threatening illness, and child development centers and family child care homes (small and large) to have one or more carbon monoxide detectors and would require CDSS to account for detectors during inspections.	Chapter 503 Approved by Governor: September 20, 2014
AB 2621 (Garcia & Olsen)	Requires, except as prohibited by law, CDSS to post certain information pertaining to child care centers (family child care homes exempt) to its Internet website, including information on number of site visits, number of citations, substantiated and inconclusive complaint inspections, and noncompliant inspections during the preceding five year period. Posted information to be updated monthly.	Chapter 474 Approved by Governor: September 19, 2014
AB 2632 (Maienschein)	Prohibits the CDSS from issuing a criminal record clearance for a person applying for employment in a licensed facility with a record of an arrest for a non-exemptible crime. CDSS to complete an investigation of the incident to establish conduct by person that may pose a risk to the health and safety of any person who is or may become a client. Requires person not exempt from fingerprinting to sign a declaration under penalty of perjury regarding any prior criminal convictions.	Chapter 824 Approved by Governor: September 29, 2014
School Age Children		
AB 1944 (Garcia)	Deletes provision of Education Code requiring 11 and 12 year old children eligible for subsidized child care and development services use before and after school programs, unless parent certifies in writing that program does not meet family needs. In addition, deletes provision requiring annual reports on the savings generated from the preferred placement of children in before and after school program.	Chapter 460 Approved by Governor: September 19, 2014
SB 949 (Jackson)	Establishes the Distinguished After School Health (DASH) Recognition Program to be administered by the CDE. CDE to develop process for an after school program to be recognized as meeting the healthy eating and physical activity requirements specified in the bill and to include all resources and links that an after school program may use to meet the requirements. The CDE to post on its website afterschool programs that meet requirements. Certificate would be valid for one year and require posting list of certificate holders on Internet website.	Chapter 369 Approved by Governor: September 16, 2014

SB 1221 (Hancock)	Amends several sections of the Education Code relating to the 21 st Century High School After School Safety and Enrichment for Teens (ASSETS) and the After School Education and Safety (ASES) Program. Gives priority for grants to programs that provide year round learning opportunities and defines expanded learning as before and after school, summer and intersession programs that complement school day and school year learning. Contains data components and programs required to demonstrate field-recognized and research-based quality improvement assessments tools and processes are in place. Makes additional funding available for transportation if program operated as school site is in area with population density of less than 11 persons per square mile.	Chapter 370 Approved by Governor: September 16, 2014
Miscellaneous		
SB 1023 (Liu)	Allows the Office of the Chancellor of the Community Colleges to enter into agreements with up to 10 community college districts to provide funds for services in support of postsecondary education for foster youth and expand the number of students participating in the Community College Extended Opportunity Programs and Services. Support services may include child care as well as transportation allowances, money for books and supplies, counseling and other services and referrals to mental health services and housing assistance.	Chapter 771 Approved by Governor: September 29, 2014
Kindergarten		
AB 1444 (Weber)	Would require, beginning with the 2016-17 school year, a child to have completed one year of kindergarten before being admitted to the 1 st grade.	Vetoed 9/28/14 Message, in part: "I would prefer to let parents determine what is best for their children, rather than mandate an entirely new grade level."
AB 1719 (Weber and Buchanan)	Would require the Superintendent of Public Instruction (SPI) to provide the Legislature no later than July 1, 2017, with an evaluation of kindergarten implementation in the state, including part- and full-day and best practices. Commencing with the 2015–16 school year, local education agencies to provide the CDE with annual reports with information on the type of kindergarten program offered, including part-day, full-day, or both.	Chapter 723 Approved by Governor: September 28, 2014

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.