May 20, 2011

Legislative Updates

Legislation Number	*Legislation title*	*Description*	*Status*
AB 245 (Portantino)	Child Development: Electronic Payments	Requires the State Controller to pay child care and development contractors by direct deposit to the account at the financial institution of the contractors' choosing-effective January 1, 2013. Procedural changes made. Supported by the Network.	Assembly Education 5/4-passed Assembly Appropriations **5/27- Passed** **Assembly Floor**
AB 419 (Mitchell)	Licensing Inspections	Requires community care facilities to be inspected annually and family child care homes biannually. Eliminates the requirement of an initial inspection for applicants of a currently or previously licensed facility. Implies the use of key indicator visits. Includes clarifying language regarding the use of research-based and evaluated visit protocols in the annual and biannual licensing inspections; requires a stakeholder group to evaluate the new licensing visit protocol process; require a 90 day visit (following acceptance of its first resident) for residential care facilities for the elderly. Makes changes in visit protocol for Residential Care Facilities for the elderly. Sponsored by the California Child Care R&R Network and Preschool California.	Assembly Human Services (4/26) passed Assembly Appropriations-5/11 Suspense **5/27** **Failed Passage - Dead**

Legislative Updates

Legislation Number	***Legislation title***	***Description***	***Status***
AB 596 (Carter)	CalWORKs Child Care: Rights	Requires the Department of Education to collaborate with welfare rights and legal services advocates to provide the recipients of CalWORKs child care the same level of due process and procedural protections as other public assistance recipients. Sponsored by Coalition of California Welfare Rights Organizations. Network position: Monitor, no specific position.	Assembly: Education- (passed) Human Services-(passed) Appropriations- **Two-year bill**
AB 823 (Dickinson)	California Children's Cabinet	Establishes the Children's Cabinet of California to serve until January 1, 2019 and to consist of the Superintendent of Public Instruction, the Secretary of California Health and Human Services, the head of each agency and department that provides services for children as well as 2 members from both the Assembly and Senate. The cabinet will make recommendations to the Governor on improvements to the delivery of child and family services. Allows for the Governor to appoint additional members of the cabinet. Defines responsibilities of the cabinet, co-chairs and staff. Further outlines priorities of the cabinet for 2012 to include: developing a plan to maximize California's share of federal funds for program that support children and youth and to improve the alignment of federal, state, and local resources. The Bureau of State Audits may conduct a performance audit of the cabinet and report finding by January 1, 2018. Sponsor Children Now. Network position: Monitor, no specific position. **AMENDED to include language stating that implementation is dependent on availability of non-state money for this purpose.**	Assembly Human Services 4/26 passed Assembly Appropriations-5/11 Suspense **5/27-Passed Assembly floor**

Legislative Updates

Legislation Number	***Legislation title***	***Description***	***Status***
SB 30 (Simitian)	Transitional Kindergarten	Makes technical, non-substantive changes to the recently enacted law delaying the entrance age for kindergarten and providing for a transitional kindergarten program. Requires the final evaluation on the readiness for kindergarten of children participating in the kindergarten readiness pilot program to be completed by January 1, 2013 instead of January 1, 2012.	Introduced Senate Education-5/11 Passed Senate Floor **Passed** **In Assembly**
SB 309 (Liu)	School Age: Developmental Disabilities	Classifies youth between the ages of 18 and 22 with developmental disabilities who are still enrolled in school as children and enable them to be served by school age child care and development programs. (Must have and IEP or ITP) Requires indoor activity space provided for middle school, high school, and transition age youth to be physically separated from the space provided for younger, school-age participants. Network position: Monitor.	Senate Human Services 4/12 – Passed Senate Appropriations 5/23 **Senate Floor**
SB 429 (DeSaulnier)	Before and After School Programs: After School Education and Safety Programs: Supplemental Grants	Provides flexibility to 21st Century and ASES programs with supplemental grants to serve students during the summer. It allows programs to run either a 3 hour program at $7.50/child/day or a 6 hour program at $15/child/day. Allows programs to change locations to address needs of pupils and school closures. Requires that they provide safe transportation and notify CDE of changes. Allows programs to open eligibility to pupils attending any schools in the district. Programs operating 6 hours/day must provide free or reduced meals for eligible pupils and establish an attendance and early release policy. Includes some technical changes. Network position: Possible support-concern with change of location language.	Senate Education 4/13 passed Senate Appropriations Suspense 5/26 **Passed** **Senate Floor**

Legislative Updates

Legislation Number	***Legislation title***	***Description***	***Status***
SB575 (DeSaulnier)	Smoking in the Workplace	This bill would modify the exemption on private residences licensed as a family day care home to specify that smoking is prohibited at all times, rather than current law which allows smoking during non-work hours or when there are no children present. Network position: Monitor	Senate Appropriations **Senate Floor**
SB 614 (Kehoe)	After School: Self Defense	Allows After School Education and Safety Programs (ASES) to include age and gender appropriate self-defense and safety awareness training among their activities.	Senate Education 4/13 passed Senate Appropriations-passed Senate Floor-passed In Assembly **Referred to Assembly Education**

Legislative Updates

Legislation Number	*Legislation title*	*Description*	*Status*
SB 737 (Walters)	Organized Day Camps	Increases the number of hours that an ASES program may operate from 30 to 60 hours a week without being licensed as a child care facility, but that no child may be in a program for more than 30 hours per week. Exempts organized day camps for children 4 to 17 years of age that operate seasonally during times when school is not regularly in session from licensure. Further defines organized camps including programming less than 4 hours in duration, program director requirements and employee criminal record checks. Includes the YMCA as an organization that provides recreation programs that is exempt from child care licensure. Sponsor California State Alliance of YMCAs and California Collaboration for Youth. Requires the Department of Public Health to obtain the input and advice of organizations in the field when amending the rules and regulations pertaining to organized camps.	Senate Human Services 4/12-Passed Senate Governance and Finance Recommend Consent - withdrawn Senate Appropriations 5/23 **Suspense** **5/26-Passed** **Senate Floor**
SB 885 (Simitian)	Longitudinal Education System	States the intent of the Legislature that the state's high quality, comprehensive and longitudinal data system encompasses preschool through higher education. Authorizes the state education agencies to enter into a joint powers agreement to facilitate implementation of the statewide data system. Network position: Monitor	Senate Education 4/27-passed Senate Appropriations 5/9 Senate Rule 28.8 Senate Floor **Passed** **In Assembly Education**

Legislative Updates

Legislation Number	***Legislation title***	***Description***	***Status***
SCR 19 (Price)	Early Childhood Education	Declares the importance of early childhood education every year. Urges the Legislature to promote early childhood programs by educating Californians about the value of preschool and other early childhood education programs and encourage their constituents to enroll their children in early childhood education programs.	Senate Rules
Family Support Bills:			
AB 59 (Swanson)	Family and Medical Leave	Expands the definition of family member in the California Family Rights Act so that workers are eligible for unpaid job-protected leave to care for seriously ill siblings, grandparents, grandchildren, adult children and parents-in-law. Supported by the Network.	Assembly Labor & Employment –passed Assembly Appropriations 4/13 Suspense **5/27** **Failed Passage-Dead**

Legislative Updates

Legislation Number	***Legislation title***	***Description***	***Status***
AB400 (Ma)	Paid Sick Days	Ensures that all workers in California can earn and use paid sick days for personal illness, to care for a sick family member or to recover from domestic violence or sexual assault without fear of losing their jobs. Sponsor CA Labor Federation, Alliance of Californians for Community Empowerment. Supported by the Network.	Assembly Labor & Employment 4/13 passed & Assembly Judicial 4/26- passed Assembly Appropriations 5/11 Suspense **5/27** **Failed Passage-Dead**
AB804 (Yamada)	Unemployment compensation: disability benefits-Paid family leave	Expands the definition of family member in the Paid Family Leave program so that workers on leave to care for a seriously ill sibling, grandparent, grandchild, and parent-in-law qualify for partial wage replacement during leave. Further defines "family members" and is to become effective on July 1, 2012. Supported by the Network.	Assembly Insurance-passed Assembly Appropriations-5/4 Suspense **5/27** **Failed Passage-Dead**
SB299 (Evans)	Employment: Pregnancy or childbirth leave	Ensure that employer-provided health insurance coverage be continued for women on pregnancy disability leave. Supported by the Network.	Senate Judiciary 4/5 – passed Senate Appropriations 5/2-passed Senate Floor

Legislative Updates

Legislation Number	*Legislation title*	*Description*	*Status*
Revenue Bills:			
AB153 (Skinner)	Out-of-State on-line retailer- Sales Tax	Requires out-of-state online only retailers to collect the same sales tax that California businesses are required to collect. **AMENDED for technical changes and to increase the total prior 12 months sales requirement applicable under this legislation from $10,000 to $500,000.**	Assembly Revenue & Taxation-passed Assembly Appropriations 4/13 Suspense **5/27-Passed**
AB448 (Ammiano)	Property Taxation: Change in ownership	Requires companies that sell or transfer property to report it as an ownership change which would trigger a new assessment under Proposition 12.	Assembly Revenue & Taxation – **Two-year bill**
SB116 (De Leon)	Income Taxes: single sales factor	Requires that every eligible company use the "single sales factor". Eliminates corporate tax breaks for companies that move jobs out of state and rewards out-of-state companies that have large sales in the state to move jobs and investments into California	Senate Government & Finance- passed Senate Appropriations 5/2 –passed Senate Floor
ACAX1 2 (Blumenfield) **SCAX1 1** (Steinberg)	Schools & Local Public Safety Protection Act of 2011 (constitutional amendments)	Extends the existing sales, use tax and the vehicle license fee until July 1, 2016 to fund local public safety. Continues the decrease in personal exemption for dependents, the increase in the personal income tax rate, increase in the alternative minimum tax to fund the Education Protection Account for local school districts and Community College districts.	Assembly budget & Senate Appropriations

Legislative Updates

Legislation Number	*Legislation title*	*Description*	*Status*
TWO-YEAR & INACTIVE BILLS			
AB 884 (Cook)	Sex Offenders: Neighborhood Notification	Requires law enforcement agencies notified of the registration of a sex offender who was convicted of a sexually violent offense or a sex crime against a child under 14 years of age to provide notice to all persons living within 1,000 feet of the residence of a sex offender and to all schools and day care centers that provide services in the area where the sex offender resides. Sponsor More Kids	Two-year bill
AB 1199 (Brownley)	Centralized Eligibility Lists	Requires the Department of Education to conduct an evaluation of centralized eligibility lists to determine their effectiveness for families who need information about available child care programs and accessing care.	Two-year bill
AB 1312 (Smyth)	Child Care: Exemption from Licensure: Public Recreation Programs	Increases the amount of time public recreations programs may operate without being licensed. School age & preschool programs could operate 20 hours a week or 13 weeks a year (up from 16 hours/week or 12 weeks a year for school age programs and up from 12 hours/week or 12 weeks a year for preschool programs).	Two-year bill

Legislative Updates

Legislation Number	***Legislation title***	***Description***	***Status***
SB174 (Emmerson)	Community Care Licensing	Makes technical, non-substantive changes to the licensure and regulation of community care licensed facilities.	Spot Bill
SB 486 (Dutton)	First 5 Abolishment	Subject to approval by the voters, abolishes the state and county First 5 Commissions. Allocates any further revenues to the state general fund for Medi-Cal and Healthy Families programs. Allocates unencumbered funds from county commissions to county offices of education (50%) and the county (50%) and makes contracts the responsibility of the county. Transfers unencumbered funds from the state commission to the state general fund and makes contracts the responsibility of the California Secretary for Health and Human Services. Urgency measure	Two-year bill

Legislative Updates

Legislation Number	***Legislation title***	***Description***	***Status***
SB 634 (Runner)	Transitional Kindergarten Elimination	Deletes the new requirements for providing transitional kindergarten programs and the funding for these programs while keeping the change in the kindergarten entrance age change. Prohibits a school district from offering a transitional kindergarten program unless the Department of Finance certifies that sufficient funds exist to initiate transitional kindergarten programs for all eligible children, including children of all socioeconomic statuses, English learners, and individuals with exceptional needs, without removing funding from existing state programs or services. Additionally prohibits a school district from initiating a transitional kindergarten program if the district has a qualified or negative interim financial certification.	Senate Education 4/27 – did not pass- allowed reconsideration Two-year bill