



October 27, 2016

<p>SUBJECT</p> <p>LEGISLATIVE ADVOCACY UPDATE</p> <p>Strategic Priority Area 3. Public Will and Investment Build public engagement in, investment in, and support of the optimal well-being and development of children prenatal through age 5, their families, and communities.</p> <p>Goal 3.2. Legislative Engagement and Leadership Advocate for and influence policy change, directly, and in partnership with First 5 county commissions and other allies, from the local to federal levels that increases investments to improve conditions for children prenatal through age 5 and their families.</p>	<p><input checked="" type="checkbox"/> Action</p> <p><input type="checkbox"/> Information</p>
--	---

SUMMARY OF THE ISSUE

First 5 California (F5CA) staff will provide an update on the final outcome of F5CA Level 1 priority bills of interest for the 2016 legislative session.

Staff also will provide an overview of federal policy engagement in 2016, and discuss the planning process for the 2017 Policy Agenda.

RECOMMENDATION

F5CA staff is not requesting action at this time.

BACKGROUND OF KEY ISSUES

2016 STATE LEGISLATIVE REVIEW

F5CA took positions and submitted formal letters of support on 24 pieces of legislation, and monitored 38 bills in the 2016 regular session. Attached is an Executive Summary and Detailed Report identifying the final legislative action on each of those bills. Highlighted on the following pages are the final outcomes for seven bills of high importance to F5CA, which passed the Legislature in 2016.

Child Health

- **AB 2207 (Wood): Medi-Cal: Dental Program** – This bill requires the Department of Health Care Services (DHCS) to undertake specified activities for the purpose of improving the Medi-Cal Dental Program such as expediting provider enrollment and monitoring dental service access and utilization. The bill requires a Medi-Cal managed care health plan to provide dental health screenings for eligible beneficiaries and refer them to appropriate Medi-Cal dental providers. The bill provides that those provisions shall only be implemented to the extent that the DHCS obtains any necessary federal approvals and federal matching funds.
Governor Action: Chaptered

Early Learning

- **AB 2036 (Lopez): Online Child Care Job Posting Services: Background Check Service Providers: Enforcement** – This bill requires an online child care job posting service providing online information about licensed-exempt child care services to include specified statements about California’s Trustline registry. If an online child care job posting service provides access to a background check, the bill requires the service to include a written description of the background check provided by the background check service provider.
Governor Action: Chaptered
- **AB 2368 (Gordon): Individualized County Child Care Subsidy Plan: County of Santa Clara** – This bill authorizes, until January 1, 2022, the County of Santa Clara to develop an individualized county child care subsidy plan. The bill requires the plan to be submitted to the local planning council and the Santa Clara County Board of Supervisors for approval. The bill requires the Early Education and Support Division of the California Department of Education to review and approve or disapprove the plan and any subsequent modifications to the plan. Three counties already have similar pilots approved in statute: Alameda, San Mateo, and San Francisco counties.
Governor Action: Chaptered

Revenue

- **AB 1696 (Holden): Medi-Cal: Tobacco Cessation Services** – This bill provides that, only to the extent federal financial participation is available and not otherwise jeopardized, and any necessary federal approvals have been obtained, tobacco cessation services are covered benefits, subject to utilization controls, under the Medi-Cal program. The bill requires those services to include all intervention recommendations, as periodically updated, assigned a grade A or B by the United States Preventive Services Task Force, and include quit attempts based upon medical necessity. The bill also requires tobacco cessation services to include at least four counseling sessions per quit attempt and a treatment regimen of any medication approved by the federal Food and Drug Administration and that is a covered Medi-Cal benefit for tobacco cessation.
Governor Action: Chaptered

- **AB 2770 (Nazarian): Cigarette and Tobacco Product Licensing: Fees and Funding** – This bill prohibits, on or after July 1, 2019, the appropriation of revenues derived from the taxes imposed upon the distribution of cigarettes and tobacco products to the Board of Equalization (BOE) for the purposes of implementing, enforcing, or administering the Cigarette and Tobacco Products Licensing Program. The bill also requires the BOE to report to the Legislature annually regarding the adequacy of funding for the licensing program.
Governor Action: Chaptered

Strong and Engaged Families

- **AB 2393 (Campos): School Employees: Parental Leave** – This bill provides minimum parental leave benefits for certificated employees in school districts for up to 12 weeks of parental leave beyond existing sick leave policies, in school districts with minimum sick leave benefits for certificated employees.
Governor Action: Chaptered
- **SB 654 (Jackson): Unpaid Parental Leave** – This bill would have prohibited an employer, who directly employs (within 75 miles of the worksite) 20 or more employees, from refusing to allow an eligible employee to take up to 6 weeks of job protected parental leave to bond with a new child within one year of the child's birth, adoption, or foster care placement. The bill also would have prohibited an employer from refusing to maintain and pay for coverage under a group health plan for an employee who takes this leave.
Veto Message: The Governor vetoed SB 654 stating that allowing new parents to bond with a child is very important; however, the state has a number of paid and unpaid benefit programs to provide for that leave. The Governor noted concern about the impact of this leave particularly on small businesses and the potential liability that could result. An amendment was offered that would allow an employee and employer to pursue mediation prior to a lawsuit being brought. The Governor stated that is a viable option that should be explored by the author.

2016 FEDERAL ENGAGEMENT REVIEW

While the 2016 Children's State Policy Agenda was focused on state legislative policy priorities in line with its Strategic Plan, F5CA did initiate a soft launch of its engagement in federal administrative, legislative, and implementation policy work, in partnership with First 5 Los Angeles.

F5CA signed on and partnered with national and state organizations on formal position letters to the following:

- **Senate and House Appropriations Subcommittees on Labor, Health and Human Services, Education, and Related Agencies (9/01/16)** – This joint letter expressed the need for increased federal investment in early learning programs.

- **U.S. Department of Education (8/01/16)** – F5CA signed on with the Ounce of Prevention Fund and other national advocacy organizations committed to early childhood education to comment on the proposed regulations implementing the Every Student Succeeds Act (ESSA), and the importance of expanding the availability of high-quality early learning opportunities.
- **U.S. Department of Education (8/01/16)** – F5CA signed on with other California policy, advocacy, and early learning and education organizations to comment on the proposed ESSA regulations on accountability, state plans, and data reporting. Comments centered on ways to clarify, improve, and strengthen the role of early childhood and preschool educators, recognize children who are dual language learners, include school quality measures that improve student outcomes, support of educators’ professional development, and data reporting requirements on preschool enrollment.
- **State Board of Education and State Superintendent of Public Instruction (7/08/16 and 5/06/16)** – F5CA signed on with early childhood and K–12 education organizations regarding the state’s implementation and planning decisions related to the Local Control Funding Formula evaluation rubrics and the federal ESSA.
- **Senate and House Appropriations Subcommittee on Labor, Health and Human Service, and Education (4/26/16)** – F5CA and advocacy partners signed onto a joint federal appropriations letter that urged the prioritization of investments to vital underfunded programs. Specifically, national advocacy partners called for Congress to approve increases to the Child Care and Development Block Grant, ESSA, Preschool Development Grants, and Head Start programs.

Each of these letters can be found on the F5CA website at http://www.cafc.ca.gov/policy/policy_legislation.html.

2017 POLICY AGENDA PLANNING

As the 2015–16 Legislative season comes to a close, the Legislative Advisory Committee will meet over the fall to review the 2016 State Policy Agenda, F5CA’s legislative achievements and partnerships, and examine the 2016 priorities in line with the Strategic Plan, evolving policy work, and capacity. In addition, F5CA staff hopes to expand the Policy Agenda’s scope to cover federal and state legislative and administrative advocacy work.

SUMMARY OF PREVIOUS COMMISSION DISCUSSION AND ACTION

At the July 2016 Commission Meeting, F5CA staff discussed the content of the Final 2016–17 Budget Act with particular emphasis on budget proposals directly related to early childhood issues. Staff also provided an update on the current legislative session, and an overview of F5CA priorities.

ATTACHMENTS

- A. Executive Summary and Detailed Report of 2016 Legislative Bills of Interest
- B. 2016 Children's State Policy Agenda



**EXECUTIVE SUMMARY AND DETAILED REPORT OF
2016 LEGISLATIVE BILLS OF INTEREST**

FINAL OUTCOMES FOR LEVEL 1 BILLS			
BILL # AUTHOR	SUBJECT	FIRST 5 POSITION	FINAL OUTCOME/STATUS
AB 492 (Gonzalez)	CalWORKS: Welfare-to-Work: Supportive Services	None	VETOED
AB 598 (Calderon)	Family Child Care Home Education Networks	Support	Failed Passage Senate Appropriations
AB 1051 (Maienshein)	Denti-Cal Program: Reimbursement Rates	Support	Failed Passage Senate Appropriations
AB 1161 (Olsen)	Preschool: Privately Funded Pilot Program: Tax Credits	Support	Failed Passage Senate Appropriations
AB 1594 (McCarty)	Public Postsecondary Education: Prohibition of Using Tobacco and Smoking on Campuses	None	VETOED
AB 1644 (Bonta)	School-Based Early Mental Health Intervention and Prevention Services	Support	Failed Passage Senate Appropriations
AB 1679 (Weber)	Child Care: State Preschool Programs: Eligibility: Military Families	Support	Failed Passage Senate Appropriations
AB 1696 (Holden)	Medi-Cal: Tobacco Cessation Services	Support	CHAPTERED

FINAL OUTCOMES FOR LEVEL 1 BILLS (Cont'd)			
BILL # AUTHOR	SUBJECT	FIRST 5 POSITION	FINAL OUTCOME/STATUS
AB 1737 (McCarty)	Child Death Investigations: Review Teams	None	Failed Passage Assembly Appropriations
AB 1781 (Lopez)	Child Development Programs	None	Failed Passage Assembly Veterans Affairs
AB 1897 (Mullin)	Day Care Centers: Birth to First Grade License Option	Support	Failed Passage Assembly Appropriations
AB 1901 (Quirk)	Taxation: Cigarettes: Unaffixed Stamps	None	CHAPTERED
AB 2036 (Lopez)	Online Child Care Job Posting Services: Background Check Service Providers: Enforcement	Support	CHAPTERED
AB 2150 (Santiago)	Subsidized Child Care and Development Services: Eligibility Periods	Support	Failed Passage Senate Appropriations
AB 2207 (Wood)	Medi-Cal: Dental Program	Support	CHAPTERED
AB 2368 (Gordon)	Child Care and Development Services: Individualized County Child Care Subsidy Plan: County of Santa Clara	Support	CHAPTERED
AB 2393 (Campos)	School Employees: Sick Leave: Parental Leave	Support	CHAPTERED
AB 2405 (Gatto)	Employment: Employees: Time Off	Support	Failed Passage Assembly Floor
AB 2410 (Bonta)	Early Learning: School Readiness	None	Failed Passage Assembly Appropriations
AB 2589 (Gomez)	Public Health: Lactation Services and Equipment	Support	Failed Passage Senate Appropriations

FINAL OUTCOMES FOR LEVEL 1 BILLS (Cont'd)			
BILL # AUTHOR	SUBJECT	FIRST 5 POSITION	FINAL OUTCOME/STATUS
AB 2660 (McCarty)	Early Education: Multiyear Plan	Support	Failed Passage Assembly Appropriations
AB 2663 (Cooper)	After School Programs: Grant Amounts	None	Failed Passage Assembly Appropriations
AB 2677 (Chávez)	Subsidized Child Care: Limit on Services	Oppose	Failed Passage Assembly Human Services
AB 2770 (Nazarian)	Cigarette and Tobacco Products Licensing: Fees and Funding	Support	CHAPTERED
AB 2782 (Bloom)	Healthy California Fund: Sweetened Beverage Fee	Support	Failed Passage Assembly Health
AB 2785 (O'Donnell)	Special Education: English Learners: Manual	None	CHAPTERED
ACR 120 (Stone)	Data Trusts: At-Risk Children	None	CHAPTERED
SB 654 (Jackson)	Unlawful Employment Practice: Parental Leave	Support	VETOED
SB 670 (Jackson)	Income Taxes: Credit: Child Care	Support	Failed Passage Assembly Appropriations
SB 977 (Pan)	Tobacco: Youth Sports Events	None	CHAPTERED
SB 1014 (Jackson)	Pupil Rights: Pregnant and Parenting Pupils	Support	Failed Passage Assembly Appropriations
SB 1042 (Hancock)	Child Care: State Preschool Programs: Age of Eligibility	Support	Failed Passage Senate Appropriations

FINAL OUTCOMES FOR LEVEL 1 BILLS (Cont'd)			
BILL # AUTHOR	SUBJECT	FIRST 5 POSITION	STATUS
SB 1098 (Cannella)	Medi-Cal: Dental Services: Utilization Rate: Report	None	CHAPTERED
SB 1154 (Liu)	Child Care and Development Services: Resources and Referral Programs	Support	Failed Passage Senate Appropriations
SB 1166 (Jackson)	Unlawful Employment Practice: Parental Leave	Support	Failed Passage Assembly Labor & Employment – Bill was Gutted and Amended into Another Bill (See SB 654)
SB 1401 (McGuire)	Pediatric and Home Care Expansion Act	None	Failed Passage Senate Appropriations
SCR 125 (Allen)	Kindergarten Readiness Assessment Tool	None	Failed Passage Senate Education



**2016 Legislative Bills of Interest
Priority Level 1 Bills**

Child Health

AB 1051 (Maienschein) Denti-Cal Program: Reimbursement Rates

Current Text: Amended: 8/02/16

Level 1 Final Outcome: FAILED PASSAGE (Senate Appropriations)

SUPPORT

Summary: This bill would appropriate \$200,000,000 from the General Fund to the Department of Health Care Services (DHCS) for the Denti-Cal program. The bill would require the DHCS to allocate these funds to increase funding for preventative care and case management services to achieve significant long-term cost savings, increased provider participation, and increased beneficiary utilization under the Denti-Cal program.

AB 1644 (Bonta) School-Based Early Mental Health Intervention and Prevention Services

Current Text: Amended: 8/01/16

Level 1 Final Outcome: FAILED PASSAGE (Senate Appropriations)

SUPPORT

Summary: This bill would rename the 1991 act the Healing from Early Adversity to Level the Impact (HEAL) of Trauma in Schools Act or the HEAL Trauma in Schools Act. The bill would expand the definition of an eligible pupil to include a pupil who attends a preschool program at a contracting agency of the California state preschool program or a local educational agency, and a pupil who is in transitional kindergarten, thereby extending the application of the act to those persons. The bill would also include charter schools in the definition of local educational agency, thereby extending the application of the act to those entities. The bill would require the State Public Health Officer, in consultation with the Superintendent of Public Schools, the Director of Health Care Services, and the Attorney General to establish a 4-year program, the HEAL Trauma in Schools Support Program, to provide outreach, free regional training, and technical assistance for local educational agencies in providing mental health services at school sites. The bill would require the State Department of Public Health to submit specified reports after 2 and 4 years. The bill would make the implementation of the program contingent upon an appropriation in the annual budget act. The bill would repeal these provisions as of January 1, 2022.

AB 1737 (McCarty) Child Death Investigations: Review Teams

Current Text: Introduced: 2/01/16

Level 1 Final Outcome: FAILED PASSAGE (Assembly Appropriations)

Summary: Current authorizes each county to develop a protocol to be used as a guideline by persons performing autopsies on children to assist coroners and other persons who perform autopsies in the identification of child abuse or neglect, in the determination of whether child abuse or neglect contributed to death or whether child abuse or neglect had occurred prior to but was not the actual cause of death, and in the proper written reporting procedures for child abuse or neglect, including the designation of the cause and mode of death. This bill would make the provisions described above mandatory for each county.

- AB 1781** **(Lopez) Child Development Programs**
Current Text: Amended: 4/11/16
- Level 1** **Final Outcome:** FAILED PASSAGE (Assembly Veterans Affairs)
Summary: This bill would require the Superintendent of Public Instruction, in conjunction with California Department of Education (CDE) and other appropriate state agencies and stakeholders, to (1) convene a task force to examine rules and regulations regarding priorities established for children attending child development programs under contract with the CDE, (2) report to the Legislature as to whether these priorities should be amended to give priority to children of California National Guard students or other military personnel students, and (3) develop plans for these child development programs to implement in order to support the children in cases of state emergency when the students are called to duty.
- AB 2207** **(Wood) Medi-Cal: Dental Program**
Current Text: Amended: 6/28/16
- Level 1** **Final Outcome:** **CHAPTERED**
SUPPORT **Summary:** This bill requires the Department of Health Care Services (DHCS) to undertake specified activities for the purpose of improving the Medi-Cal Dental Program, such as expediting provider enrollment and monitoring dental service access and utilization. The bill requires a Medi-Cal managed care health plan to provide dental health screenings for eligible beneficiaries and refer them to appropriate Medi-Cal dental providers. The bill provides that those provisions shall only be implemented to the extent that the DHCS obtains any necessary federal approvals and federal matching funds.
- AB 2782** **(Bloom) Healthy California Fund: Sweetened Beverage Fee**
Current Text: Amended: 3/30/16
- Level 1** **Final Outcome:** FAILED PASSAGE (Assembly Health)
SUPPORT **Summary:** This bill, subject to specified exemptions, would impose a fee on every distributor for the privilege of distributing in this state bottled sweetened beverages and sweetened beverages derived from concentrates, at a rate of \$0.02 per fluid ounce. The Board of Equalization would be responsible for administering and collecting the fee and registering the distributors upon whom the fee is imposed. These amounts would be deposited into the Healthy California Fund, created by the bill. The bill would require moneys in the fund to be allocated to the Department of Public Health, the Department of Health Care Services, the California Department of Education, and the Department of Food and Agriculture for various purposes related to statewide diabetes and childhood obesity treatment and prevention activities and programs, including awarding competitive grants to local governments, nonprofit organizations, school districts, and other entities for activities in support of the bill's objectives.
- SB 1098** **(Cannella) Medi-Cal: Dental Services: Utilization Rate: Report**
Current Text: Enrolled: 8/30/16
- Level 1** **Final Outcome:** **CHAPTERED**
Summary: This bill requires the Department of Health Care Services (DHCS) to report to the Legislature, by October 1, 2017, on progress towards the goal of raising the Denti-Cal utilization rate among eligible child beneficiaries to 60 percent or greater and identify a date by which the DHCS projects this utilization goal will be met. The bill authorizes the DHCS to include in the report recommendations for legislative consideration that would assist the department to meet the goal by the specified date.

The bill's provisions would be repealed on January 1, 2021, pursuant to specified law.

Early Learning and Care

- AB 598** **(Rendon) Family Child Care Home Education Networks**
Current Text: Amended: 8/01/16
Level 1 **Final Outcome:** FAILED PASSAGE (Senate Appropriations)
SUPPORT **Summary:** Current law requires the family child care home education network programs to include certain components, including an assessment of each family child care home provider to ensure that services are of high quality and are educationally and developmentally appropriate. This bill would require that tools used to make these assessments be appropriate to family child care home settings and would require a family child care home education network program to include the maintenance of a developmental portfolio for each child. The bill would require a provider in a family child care home education network to adopt and use a curriculum or curricula of the provider's choosing that is appropriate for the age range of children in the home. The bill also would impose additional duties on providers, including providing age and developmentally appropriate educational activities for children.
- AB 1161** **(Olsen) Preschool: Privately Funded Pilot Program: Tax Credits**
Current Text: Amended: 7/2/2015
Level 1 **Final Outcome:** FAILED PASSAGE (Senate Appropriations)
SUPPORT **Summary:** This bill would, until January 1, 2021, authorize the California Department of Education (CDE), as part of a pilot program, to accept monetary contributions made to the California Preschool Investment Fund, which this bill would create, by a person for purposes of preschool education, as provided. The bill would require the money in the fund to be used to, among other things, fund state preschools part of the California state preschool program located in one of the 5 participating counties, as provided. The bill would require participating counties to report to CDE's Early Education and Support Division regarding the county's assessment of how the pilot program is performing. The bill would require any moneys remaining in the fund after January 1, 2021, to be transferred to any other state fund identified by CDE that provides funding for increased access to preschool programs for low-income children.
- AB 1679** **(Weber) Child Care: State Preschool Programs: Eligibility: Military Families**
Current Text: Amended: 4/06/16
Level 1 **Final Outcome:** FAILED PASSAGE (Senate Appropriations)
SUPPORT **Summary:** This bill, under the Child Care and Development Services Act, would exclude the amount of the basic allowance for housing provided to an individual who is on federal active duty, state active duty, active duty for special work, or Active Guard and Reserve duty in the military that is equal to the lowest rate of the allowance for the military housing area in which the individual resides from income for purposes of determining eligibility for state preschool services.
- AB 1897** **(Mullin) Day Care Centers: Birth to First Grade License Option**
Current Text: Introduced: 2/11/16
Level 1 **Final Outcome:** FAILED PASSAGE (Assembly Appropriations)
SUPPORT **Summary:** This bill would require the Department of Social Services to, in consultation with First 5 California and other specified stakeholders, adopt regulations on or before January 1, 2018, to develop and implement a birth to

entering first grade license option for day care centers. The bill would require the regulations to include age-appropriate transition times, a requirement that a single integrated license option list the age groups of children being served at the day care center, and a requirement that all other licensing regulations that apply to a day care center shall also apply to a birth to entering first grade license option. The bill would require, until a day care center has the new integrated license, standards for inspection of a day care center to be based on the current license.

AB 2036

(Lopez) Online Child Care Job Posting Services: Background Check Service Providers: Enforcement

Current Text: Enrolled: 8/30/16

**Level 1
SUPPORT**

Final Outcome: **CHAPTERED**

Summary: This bill requires an online child care job posting service providing online information about licensed-exempt child care services to include specified statements about California's Trustline registry. If an online child care job posting service provides access to a background check, the bill requires the service to include a written description of the background check provided by the background check service provider. The bill authorizes an online child care job posting service or background check service provider to be liable for a civil penalty for failing to comply with these requirements.

AB 2150

(Santiago and Weber) Subsidized Child Care and Development Services: Eligibility Periods

Current Text: Amended: 6/01/16

**Level 1
SUPPORT**

Final Outcome: FAILED PASSAGE (Senate Appropriations)

Summary: This bill would require that a family, upon establishing initial eligibility or ongoing eligibility for services under the act, be considered to meet all eligibility requirements for those services for not less than 12 months, receive those services for not less than 12 months before having their eligibility redetermined, and not be required to report changes to income or other changes for at least 12 months, except as provided. The bill would revise the definition of "income eligible" and provide that the definition applies for purposes of establishing initial income eligibility for services under the act, and would add a definition of "ongoing income eligible" for purposes of establishing ongoing income eligibility for services under the act.

AB 2368

(Gordon) Child Care and Development Services: Individualized County Child Care Subsidy Plan: County of Santa Clara

Current Text: Enrolled: 8/24/16

**Level 1
SUPPORT**

Final Outcome: **CHAPTERED**

Summary: This bill authorizes, until January 1, 2022, the County of Santa Clara to develop an individualized county child care subsidy plan. The bill requires the plan to be submitted to the local planning council and the Santa Clara County Board of Supervisors for approval. The bill requires the Early Education and Support Division of the California Department of Education to review and approve or disapprove the plan and any subsequent modifications to the plan.

AB 2410

(Bonta) Early Learning: School Readiness

Current Text: Amended: 4/27/16

Level 1

Final Outcome: FAILED PASSAGE (Assembly Appropriations)

Summary: This bill would require the California Department of Education (CDE) to develop prekindergarten learning development guidelines, focused on preparing 4-

and 5-year-old children for kindergarten, based on current science that reflects how publicly funded programs can close the school readiness gap. The bill would require the CDE, on or before March 1, 2017, to convene the California Committee for Kindergarten Readiness stakeholder group to evaluate and develop recommendations on what constitutes kindergarten readiness and would require the committee to submit to the state board and the appropriate policy committees of the Legislature, on or before January 1, 2018, a kindergarten readiness definition that has clear benchmarks for skills that are predictive of later success in academics and social-emotional and executive functioning skills as evidenced by current research. The bill would specify the membership of the committee, which would include First 5 California, and would repeal these provisions on January 1, 2019.

AB 2660

(McCarty) Early Education: Three-Year Plan

Current Text: Amended: 4/12/16

Level 1

Final Outcome: FAILED PASSAGE

SUPPORT

Summary: This bill would require the California Department of Education, in consultation with the State Board of Education and the State Advisory Council on Early Learning and Care, on or before January 1, 2018, to submit to the Legislature and the Department of Finance a plan that provides a multiyear plan for providing access to income-eligible children to high-quality prekindergarten programs for a minimum of one year before enrollment in kindergarten and a multiyear plan for ensuring that publicly funded prekindergarten programs include

AB 2663

(Cooper) After School Programs: Grant Amounts

Current Text: Amended: 4/13/16

Level 1

Final Outcome: FAILED PASSAGE (Assembly Appropriations)

Summary: The current After School Education and Safety Program Act provides a formula for determining an amount to be continuously appropriated from the General Fund to the California Department of Education (CDE) for purposes of the program and authorizes the Legislature to appropriate additional funds for purposes of the program. This bill, commencing with the 2017-18 fiscal year, would require the Department of Finance to annually adjust that amount using a specified calculation, provided that adjustment does not result in a reduction. The bill would require the CDE to adjust the maximum grant amounts and related amounts in accordance with the amount provided in the Budget Act for the 2016-17 fiscal year.

AB 2677

(Chávez) Subsidized Child Care: Limit on Services

Current Text: Introduced: 2/19/16

Level 1

Final Outcome: FAILED PASSAGE (Assembly Human Services)

OPPOSE

Summary: This bill would limit a family to a total of not more than 8 years of subsidized child care services under the Child Care and Development Services Act, administered by the California Department of Education.

AB 2785

(O'Donnell) Special Education: English Learners: Manual

Current Text: Enrolled: 8/25/16

Level 1

Final Outcome: **CHAPTERED**

Summary: This bill requires the California Department of Education, on or before July 1, 2018, to develop a manual providing guidance to local educational agencies on identifying, assessing, supporting, and reclassifying English learners who may qualify for special education services, and pupils with disabilities who may be classified as English learners with the goal of providing guidance, for voluntary use

by local educational agencies, charter schools, and the state special schools on evidence-based and promising practices for the identification, assessment, support, and reclassification of those pupils and to promote a collaborative approach among general education teachers, special education teachers, school administrators, paraprofessionals, other involved personnel, and parents in determining the most appropriate academic placements and services for these pupils.

ACR 120

(Stone) Data Trusts: At-Risk Children

Current Text: Chaptered: 8/05/16

Level 1

Final Outcome: **CHAPTERED**

Summary: This bill recognizes that the Legislature supports the development of safe and secure data sharing between public education, social service, and research entities through the Silicon Valley Regional Data Trust as it pertains specifically to at-risk, foster, homeless, and justice-involved children and youth and their families, in order to better serve, protect, and improve the futures of these Californians.

SB 1042

(Hancock) Child Care: State Preschool Programs: Age of Eligibility

Current Text: Introduced: 2/12/16

Level 1

SUPPORT

Final Outcome: FAILED PASSAGE (Senate Appropriations)

Summary: Current law requires the Superintendent of Public Instruction to administer all California state preschool programs, including, but not limited to, part-day age and developmentally appropriate programs for 3- and 4-year-old children. This bill would define "3-year-old children" as children who will have their 3rd birthday on or before December 1 of the fiscal year in which they are enrolled in a California state preschool program.

SB 1154

(Liu) Child Care and Development Services: Resource and Referral Programs

Current Text: Amended: 4/14/16

Level 1

SUPPORT

Final Outcome: FAILED PASSAGE (Senate Appropriations)

Summary: This bill, which would be known as the Patricia Siegel Child Care Resource and Referral Memorial Act of 2016, would require a child care resource and referral program to provide specified additional services, including providing training and workshops relating to child care services, providing community resource assistance, and collaborating with and assisting other community agencies in planning, coordinating, and improving child care. The bill would delete provisions authorizing a resource and referral program to provide short-term respite care, as defined. The bill would require a resource and referral program to implement written complaint procedures. The bill would require a resource and referral program to provide basic child care referrals, as defined, at no cost. The bill would require a resource and referral program to include additional information in the documentation a resource and referral program is required to maintain.

SCR 125

(Allen) Kindergarten Readiness Assessment Tool

Current Text: Introduced: 3/31/16

Level 1

Final Outcome: FAILED PASSAGE (Senate Education)

Summary: This bill would state that the Legislature will work towards the adoption of a statewide, developmentally appropriate kindergarten readiness assessment tool to assess the readiness of children entering transitional kindergarten and kindergarten.

Revenue and Governance

- AB 1594** **(McCarty) Public Postsecondary Education: Prohibition of Using Tobacco and Smoking on Campuses**
Current Text: Enrolled: 8/31/16
Level 1 **Final Outcome: VETOED**
Summary: This bill, beginning January 1, 2018, would have prohibited smoking, including the use of an electronic smoking device, and the use of a tobacco product on a campus of the California State University or the California Community Colleges. The bill would have authorized the governing bodies of the California State University and each community college district to set standards for the enforcement of that prohibition and to conduct a positive educational campaign to increase the awareness of a tobacco- and smoke-free policy. The bill would have authorized the enforcement of this prohibition by a fine, not to exceed \$25 for the first offense, \$50 for the 2nd offense, and \$100 for the 3rd and subsequent offenses. The bill would have required the proceeds of the fine to be allocated for purposes including support of the educational operations of the campus on which the violation occurs, education about and promotion of the policy implemented by the bill, and tobacco use cessation treatment options for students of that campus.
Veto Message: The Governor vetoed AB 1594 stating the bill prohibits smoking and tobacco products at California State University and community college campuses and encourages the University of California to adopt these same prohibitions. The governing boards of our public colleges and universities already have the authority and are fully capable of setting smoking policies on their campuses. Current law should suffice.
- AB 1696** **(Holden) Medi-Cal: Tobacco Cessation Services**
Current Text: Enrolled: 8/25/16
Level 1 **Final Outcome: CHAPTERED**
SUPPORT **Summary:** This bill provides that, only to the extent federal financial participation is available and not otherwise jeopardized, and any necessary federal approvals have been obtained, tobacco cessation services are covered benefits, subject to utilization controls, under the Medi-Cal program. The bill requires those services to include all intervention recommendations, as periodically updated, assigned a grade A or B by the United States Preventive Services Task Force, and include quit attempts based upon medical necessity. The bill also requires tobacco cessation services to include at least four counseling sessions per quit attempt and a treatment regimen of any medication approved by the federal Food and Drug Administration and that is a covered Medi-Cal benefit for tobacco cessation.
- AB 1901** **(Quirk) Taxation: Cigarettes: Unaffixed Stamps**
Current Text: Enrolled: 8/25/16
Level 1 **Final Outcome: CHAPTERED**
Summary: The Cigarette and Tobacco Products Tax Law imposes a fine of up to \$50,000 or imprisonment not to exceed one year in county jail, or both, for possessing, selling, or buying false or fraudulent cigarette tax stamps or meter impressions, and requires the destruction by the Board of Equalization of any stamps seized. This bill extends those penalties for possessing, selling, or buying unaffixed cigarette tax stamps, and would require any fines assessed to be deposited in the Cigarette and Tobacco Products Compliance Fund.

- AB 2770** **(Nazarian) Cigarette and Tobacco Product Licensing: Fees and Funding**
Current Text: Enrolled: 9/02/16
- Level 1**
SUPPORT **Final Outcome: CHAPTERED**
Summary: This bill prohibits the taxes imposed upon the distribution of cigarettes and tobacco products to the Board of Equalization (BOE) for the purposes of implementing, enforcing, or administering the Cigarette and Tobacco Products Licensing Program. The bill requires the BOE to report to the Legislature annually regarding the adequacy of funding for the licensing program, and include information on the BOE's compliance with the State Auditor's recommendation to eliminate the excess fund balance in the Cigarette and Tobacco Tax Compliance Fund, which is required until the excess fund balance is eliminated.
- SB 977** **(Pan) Tobacco: Youth Sports Events**
Current Text: Enrolled: 8/26/16
- Level 1** **Final Outcome: CHAPTERED**
Summary: This bill prohibits a person located in the same park or facility where a youth sports event is taking place from using a tobacco product within 250 feet of the youth sports event and make a violation an infraction punishable by a fine of \$250 for each violation. The bill makes the use of tobacco on private property subject to those prohibitions. The bill states that its provisions do not preempt the authority of any county, city, or city and county to regulate the use of tobacco products around a youth sports event.

Strong and Engaged Families

- AB 492** **(Gonzalez) CalWORKs: Welfare-to-Work: Supportive Services**
Current Text: Enrolled: 8/31/16
- Level 1** **Final Outcome: VETOED**
Summary: Current law generally requires a recipient of CalWORKs benefits to participate in welfare-to-work activities as a condition of eligibility for aid, and requires necessary supportive services be available to participants in welfare-to-work activities, including child care. This bill, commencing October 1, 2020, would have provided that necessary supportive services also include a diaper benefit in the amount of \$50 per month for diapers for every child 2 years of age or younger enrolled in child care pursuant to the above-mentioned provisions. The bill would have required that the diaper benefit be issued to participants through an electronic benefits transfer system. The bill would have specified that the diaper benefit is not income for purposes of determining CalWORKs eligibility or benefits, and that it may be used by a participant only to purchase diapers.
- Veto Message:** The Governor vetoed AB 492 along with four other related bills (AB 885, AB 1584, AB 1770, and AB 1838) stating that these bills make changes to a worthy program that results in increased funding, a few of which received increases in this year's budget. These bills are an end run of the budget process, and would commit us to spending an additional \$240 million every year. The budget process allows for all spending proposals to be weighed equally through public hearings, negotiations and, finally, approval of a balanced budget. This is the best way to evaluate and prioritize all new spending proposals, including those that increase the cost of existing programs. This process is even more important when the state's budget is precariously balanced. The budget process begins again on January 10, 2017, which is the appropriate time to discuss these proposals.

- AB 2393** (Campos) School Employees: Sick Leave: Parental Leave
Current Text: Enrolled: 8/29/16
Level 1
SUPPORT **Final Outcome:** **CHAPTERED**
Summary: This bill provides that if a school district maintains a rule that credits a person employed in a position requiring certification qualifications at least 100 working days of sick leave paid at no less than 50 percent of his or her regular salary, when he or she has exhausted all available sick leave, including all accumulated sick leave, and continues to be absent from his or her duties on account of parental leave, the person employed in a position requiring certification qualifications would be compensated at no less than 50 percent of his or her regular salary for a period of up to 12 weeks for parental leave.
- AB 2405** (Gatto) Employment: Employees: Time Off
Current Text: Amended: 5/31/16
Level 1
SUPPORT **Final Outcome:** FAILED PASSAGE (Assembly Floor)
Summary: This bill would require an employer to annually provide an employee at least 24 hours of paid time off for the purposes of a planned absence under these provisions, except as specified, and would instead authorize an employee to use vacation or paid time off, or use unpaid time off, if available, when taking time off under these provisions. The bill would entitle an employee to accrue, request, and use 24 hours of paid time off for their child's school-related activities.
- AB 2589** (Gomez) Public Health: Lactation Services and Equipment
Current Text: Amended: 6/27/16
Level 1
SUPPORT **Final Outcome:** FAILED PASSAGE (Senate Appropriations)
Summary: This bill would require the Department of Public Health (DPH) to coordinate with the Department of Health Care Services (DHCS) to develop processes, procedures, and an electronic application for eligibility-related information sharing to streamline enrollment into the WIC Program as part of the application process for Medi-Cal and health plans offered through the California Health Benefit Exchange. The bill would require the DPH to coordinate with the DHCS, through a stakeholder engagement process to develop measures and outcomes for breastfeeding rates. The bill would require the recommendations from the stakeholder engagement process to be posted on the DPH's Internet websites by January 1, 2018.
- SB 654** (Jackson) Unlawful Employment Practice: Parental Leave
Current Text: Enrolled: 9/06/16
Level 1
SUPPORT **Final Outcome:** **VETOED**
Summary: This bill would have prohibited an employer, who directly employs (within 75 miles of the worksite) 20 or more employees, from refusing to allow an eligible employee to take up to 6 weeks of job protected parental leave to bond with a new child within one year of the child's birth, adoption, or foster care placement. The bill also would have prohibited an employer from refusing to maintain and pay for coverage under a group health plan for an employee who takes this leave.
Veto Message: The Governor vetoed SB 654 stating that allowing new parents to bond with a child is very important; however, the state has a number of paid and unpaid benefit programs to provide for that leave. The Governor noted concern about the impact of this leave particularly on small businesses and the potential liability that could result. An amendment was offered that would allow an employee and employer to pursue mediation prior to a lawsuit being brought. The Governor stated that is a viable

option that should be explored by the author.

SB 670

(Jackson) Income Taxes: Credit: Child Care

Current Text: Amended: 8/20/15

Level 1

SUPPORT

Final Outcome: FAILED PASSAGE (Assembly Appropriations)

Summary: This bill, for taxable years beginning on and after January 1, 2016, and before January 1, 2021, would allow a credit in the amount of 30% of the costs of startup expenses for child care programs, constructing a child care facility, providing child care information and referral services, and contributing to a qualified care plan, as defined. The bill would authorize, in the case where the credit allowed for the taxable year exceeds the "net tax" or "tax" the excess to be carried over to reduce the "net tax" or "tax" in the following year, and the succeeding 7 years if necessary. The bill would also require the Franchise Tax Board to report to the Legislature on the effectiveness of these credits.

SB 1014

(Liu) Pupil Rights: Pregnant and Parenting Pupils

Current Text: Amended: 8/01/16

Level 1

SUPPORT

Final Outcome: FAILED PASSAGE (Assembly Appropriations)

Summary: This bill would authorize the governing board of a school district to allow a parenting student who gives or expects to give birth up to six weeks of parental leave. The bill also would require schools to adopt a policy that allows pregnant or parenting students to continue participating in classes and extracurricular activities, allow students to choose whether to attend special programs or classes for pregnant students, allow students to return to the same academic and extracurricular status as before giving birth, and give students the opportunity to make up any missed assignments.

SB 1166

(Jackson) Unlawful Employment Practice: Parental Leave

Current Text: Amended: 4/21/16

Level 1

SUPPORT

Final Outcome: FAILED PASSAGE (Assembly Labor and Employment)

NOTE: BILL WAS GUTTED AND AMENDED INTO ANOTHER BILL (**SEE SB 654**)

Summary: This bill would prohibit an employer from refusing to allow an employee with more than 12 months of service with the employer, and who has at least 1,250 hours of service with the employer during the previous 12-month period, to take up to 12 weeks of parental leave to bond with a new child within one year of the child's birth, adoption, or foster care placement. The bill would also prohibit an employer from refusing to maintain and pay for coverage under a group health plan for an employee who takes this leave.

SB 1014

(McGuire) Pediatric and Home Care Expansion Act

Current Text: Amended: 3/28/16

Level 1

Final Outcome: FAILED PASSAGE (Senate Appropriations)

Summary: This bill would require the Department of Public Health, on or before January 1, 2017, to develop at least 3 regional pilot projects in counties located in designated areas of the state. The pilot projects would be targeted to increase access to in-home, private duty nursing care for children receiving Medi-Cal benefits who are eligible for in-home, shift nursing care services and participate in specified programs. The bill would require, for a period of at least 3 years, an increased reimbursement rate for participating licensed home health agencies that are currently providing private duty nursing. The bill would require that the pilot project be implemented only to the extent that federal financial participation is available, and would require the department

to submit any state plan amendment, waiver, or waiver amendment application necessary for federal approval.



Vision: California's children receive the best possible start in life and thrive.

2016 CHILDREN'S STATE POLICY AGENDA

Advocate for a comprehensive, integrated, culturally competent, and coordinated system, and the necessary funding, for California's children prenatal through age 5 and their families that optimizes early childhood development.

CHILD HEALTH
Ensure coordination across the health care access system to ensure access for every pregnant mother and child ages 0 to 5 with affordable and comprehensive health insurance coverage.
Improve parent and young children's knowledge about and access to healthy foods and physical activity, including support for state and/or local taxes on sweetened beverages and/or unhealthy foods.
Support and promote universal developmental screenings, assessment, referral, and treatment.
EARLY LEARNING
Expand access to quality early care and education programs for children ages 0 to 3.
Support implementation of high-quality universal preschool access for all low-income four-year-old children, and high-quality transitional kindergarten and kindergarten state-wide.
Support a high-quality early learning workforce through strengthened qualifications, compensation, stability, diversity, and robust professional development systems.
Promote statewide access to and participation in successful Quality Rating and Improvement Systems.
STRONG AND ENGAGED FAMILIES AND COMMUNITIES
Support evidence-based parent education and engagement, including new parent engagement on child brain development and Talk. Read. Sing.
Support sustainability of Family Resource Centers and other community hubs for integrated services for children and families.
Increase supports for breastfeeding, family leave, and baby-friendly policies in all settings.
Expand voluntary home visit programs.
REVENUE
Promote inclusion of funding for children ages 0 to 5 and their families in existing and new revenue policy discussions.
Promote regulation of tobacco-related products, including electronic cigarettes, and sustainability of licensing and enforcement programs.