

**ASSEMBLY BILL****No. 563**

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**Introduced by Assembly Member Jackson**February 12, 2025

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An act to amend Sections 8203.1, 8263, 8281.5, 8285, and 8320 of the Education Code, and to amend Sections 10203, 10219, 10305.5, 10309.1, 10309.7, 10351, 10352, 10375, 10376, 10480, 10486, 10487, and 10492.2 of, to amend the heading of Chapter 31 (commencing with Section 10480) of Part 1.8 of Division 9 of, to amend the heading of Article 2 (commencing with Section 10485) of Chapter 31 of Part 1.8 of Division 9 of, to add Section 10486.5 to, and to repeal and add Sections 10320 and 10485 of, the Welfare and Institutions Code, relating to childcare.

## LEGISLATIVE COUNSEL'S DIGEST

AB 563, as introduced, Jackson. Childcare: strategic planning councils.

Existing law requires the county board of supervisors and the county superintendent of schools to select members for the local childcare and development planning council, known as a local planning council, for that county. Existing law provides requirements for the makeup of a local planning council. Existing law requires a local planning council, by May 30 of each year, and upon approval by the county board of supervisors and the county superintendent of schools, to submit to the State Department of Education the local priorities it has identified that reflect all childcare needs in the county, and requires the local planning council, in order to identify those local priorities, to do certain things, including, among others, encourage public input in the development of the priorities, collaborate with specified entities to foster partnerships

designed to meet local childcare needs, and conduct an assessment of childcare needs in the county at least once every 5 years. Existing law defines “childcare” for purposes of these provisions to mean all licensed childcare and development services and license-exempt childcare for all children up to and including 12 years of age, as provided.

This bill would rename “local planning council” to “strategic planning council” and would revise the definition of “childcare” to include early childhood education services. The bill would revise the makeup requirements for strategic planning councils, as provided. The bill would authorize a county board of supervisors and a county superintendent of schools to merge the strategic planning council with the Quality Rating and Improvement System local consortia or with another strategic planning council in a contiguous county under certain conditions, as provided. The bill would repeal all of the requirements imposed on strategic planning councils in order for the strategic planning council to identify local priorities, except those listed above, as provided. The bill would require the needs assessment to be due by May 30 of each year in which it is due, and would require a strategic planning council, beginning in 2027, to use the needs assessment template developed by the department in collaboration with the strategic planning councils. The bill would require specified state and local entities to provide to the department the information necessary for a strategic planning council to complete the needs assessment, and would require the department to share data and information necessary to complete the needs assessment with strategic planning councils and counties implementing individualized county childcare subsidy plans.

The bill would require a strategic planning council, on or before March 30, 2027, and every 3 years thereafter, to develop and submit to the county board of supervisors and the county board of education a strategic plan and investment priorities, and would require the strategic plan to address facility needs, workforce needs, family access, and quality and transition planning, as provided. The bill would require the county board of supervisors and the county board of education to hold public hearings on the proposed strategic plan and investment priorities at a regularly scheduled meeting. The bill would require a strategic planning council, at least twice each year, to convene a forum for stakeholders to provide input to and receive updates from the Quality Rating and Improvement System local consortium. The bill would require a strategic planning council to work with the county office of education, special education local plan areas, and the school districts

and regional centers in the county to facilitate the transition of children with exceptional needs into the K–12 system. By imposing new duties on strategic planning councils and specified local entities, the bill would impose a state-mandated local program. The bill would provide that the operation of these provisions is contingent upon an appropriation in the annual Budget Act for these purposes.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 8203.1 of the Education Code is amended  
2 to read:  
3 8203.1. (a) The Superintendent shall administer a QRIS block  
4 grant, pursuant to an appropriation made for that purpose in the  
5 annual Budget Act, to be allocated to local consortia for support  
6 of local early learning quality rating and improvement systems  
7 that increase the number of low-income children in high-quality  
8 preschool programs that prepare those children for success in  
9 school and life.  
10 (b) (1) For purposes of this section, “early learning quality  
11 rating and improvement system” or “QRIS” is defined as a locally  
12 determined system for continuous quality improvement based on  
13 a tiered rating structure with progressively higher quality standards  
14 for each tier that provides supports and incentives for programs,  
15 teachers, and administrators to reach higher levels of quality,  
16 monitors and evaluates the impacts on child outcomes, and  
17 disseminates information to parents and the public about program  
18 quality.  
19 (2) For purposes of this section, “local consortium” is defined  
20 as a local or regional entity, administered by a lead agency, that  
21 convenes a planning body that designs and implements a QRIS.

1 A local consortium shall include representatives from organizations  
2 including, but not limited to, all of the following:

- 3 (A) Local educational agencies.
- 4 (B) First 5 county commissions.
- 5 (C) Higher educational institutions.
- 6 (D) ~~Local childcare and development~~ *Strategic* planning  
7 councils.
- 8 (E) Local resource and referral agencies.
- 9 (F) Alternative payment programs.
- 10 (G) Other local agencies, as appropriate, which may include,  
11 but are not limited to, nonprofit organizations, that provide services  
12 to children from birth to five years of age, inclusive, tribal  
13 representatives, childcare licensing regional offices, special  
14 education local plan area, the county social services department,  
15 the local public health department, the local behavioral health  
16 department, regional centers, and Head Start and Early Head Start  
17 grantees.

18 (3) For purposes of this section, “quality continuum framework”  
19 means the tiered rating matrix created and adopted by a local  
20 consortium for purposes of implementing a QRIS. The tiered rating  
21 matrix shall include three common tiers shared by all participating  
22 local consortia. Changes to the common tiers shall be approved  
23 and adopted by all participating local consortia.

24 (c) The QRIS block grant shall build on local consortia and  
25 other local QRIS work in existence on or before the operative date  
26 of this section.

27 (d) For the 2014–15 fiscal year, if a county or region has an  
28 established local consortium that has adopted a quality continuum  
29 framework, the local consortium’s lead administering agency shall  
30 be provided the first opportunity to apply for a QRIS block grant.

31 (e) Local consortia shall do all of the following to be eligible  
32 for a QRIS block grant:

33 (1) Implement a QRIS that incorporates evidence-based elements  
34 and tools in the quality continuum framework that are tailored to  
35 the local conditions and enhanced with local resources.

36 (2) Set ambitious yet achievable targets for California state  
37 preschool program contracting agencies’ participation in the QRIS  
38 with the goal of achieving the highest common tier, as the tier  
39 existed on June 1, 2014, or a higher level of quality.

1 (3) Develop an action plan that includes a continuous quality  
2 improvement process that is tied to improving child outcomes.

3 (4) Describe how QRIS block grant funds will be used to  
4 increase the number of sites achieving the highest common local  
5 tier and to directly support classrooms that have achieved the  
6 highest common tier, as that tier existed on June 1, 2014, or a  
7 higher level of quality.

8 (5) Develop information and resources that help families  
9 understand why preschool matters and how to identify a quality  
10 preschool program that meets the needs of the family.

11 (f) The Superintendent, in consultation with the executive  
12 director of the state board, shall allocate QRIS block grant funds  
13 to local consortia that satisfy the requirements of subdivision (e)  
14 based on the number of California state preschool program slots  
15 within the county or region.

16 (g) (1) Local consortia receiving QRIS block grant funds shall  
17 allocate those funds to contracting agencies of the California state  
18 preschool program, as established by Article 2 (commencing with  
19 Section 8207), or local educational agencies, for activities that  
20 support and improve quality, and assess quality and access. In  
21 allocating the QRIS block grant funds, priority shall be given to  
22 directly supporting the classrooms of the California state preschool  
23 program sites that have achieved the highest common local tier of  
24 quality.

25 (2) No more than 20 percent of a local consortium's QRIS block  
26 grant funds may be used for assessment and access projects.

27 (h) A family childcare home education network that provides  
28 California state preschool program services shall be eligible for  
29 an allocation from a local consortium of QRIS block grant funds  
30 for activities that support, improve, and assess quality.

31 SEC. 2. Section 8263 of the Education Code is amended to  
32 read:

33 8263. (a) The department shall disburse augmentations to the  
34 base allocation for the expansion of preschool programs to promote  
35 equal access to preschool services across the state.

36 (b) (1) In order to provide progress towards achieving access  
37 to full-day, full-year preschool services for all income-eligible  
38 four-year-old children and to promote access for all income-eligible  
39 four-year-old children to attend at least a part-day California state  
40 preschool program, the Superintendent of Public Instruction shall,

1 in awarding new funding appropriated by the Legislature, in any  
2 fiscal year, for the expansion of California state preschool  
3 programs, use the formula developed pursuant to subdivision (c)  
4 and may use the priorities identified by ~~local childcare and~~  
5 ~~development~~ *strategic* planning councils, as provided for in Section  
6 10486 of the Welfare and Institutions Code, and other high-quality  
7 data resources available to the department.

8 (2) Expansion funding awarded pursuant to paragraph (1) shall  
9 be apportioned at the rate described in Section 8242 and as  
10 determined in the annual Budget Act.

11 (3) A family childcare home education network shall be eligible  
12 to apply for expansion funding awarded pursuant to paragraph (1).

13 (c) The Superintendent of Public Instruction shall develop a  
14 formula for prioritizing the disbursement of augmentations pursuant  
15 to this section. The formula shall give priority to allocating funds  
16 to underserved areas. The Superintendent of Public Instruction  
17 shall develop the formula by using the definition of “underserved  
18 area” in Section 8205 and direct impact indicators of need for  
19 preschool services in the county or subcounty areas. For purposes  
20 of this section, “subcounty areas” include, but are not limited to,  
21 school districts, census tracts, or ZIP Code areas that are deemed  
22 by the Superintendent of Public Instruction to be most appropriate  
23 to the type of program receiving an augmentation. Direct impact  
24 indicators of need may include, but are not limited to, the teenage  
25 pregnancy rate, the unemployment rate, area household income,  
26 or the number or percentage of families receiving public assistance,  
27 eligible for Medi-Cal, or eligible for free or reduced-price school  
28 meals, and any unique characteristics of the population served by  
29 the type of program receiving an augmentation.

30 (d) To promote equal access to services and allocate resources  
31 equitably, the Superintendent of Public Instruction shall develop  
32 a process for identifying underserved areas and populations within  
33 counties. This guidance shall include reference to the direct impact  
34 indicators of need described in subdivision (c).

35 (e) This section does not preclude a local educational agency  
36 from subcontracting with an appropriate public or private agency  
37 to operate a California state preschool program, subject to Section  
38 18140 of Title 5 of the California Code of Regulations, and to  
39 apply for funds made available pursuant to this section. If a school  
40 district chooses not to operate or subcontract for a California state

1 preschool program, the Superintendent shall work with the county  
2 office of education and other eligible agencies to explore possible  
3 opportunities in contracting or alternative subcontracting to provide  
4 a California state preschool program.

5 (f) This section does not prevent eligible children who are  
6 receiving services from continuing to receive those services  
7 pursuant to this chapter in future years.

8 SEC. 3. Section 8281.5 of the Education Code is amended to  
9 read:

10 8281.5. (a) The California Prekindergarten Planning and  
11 Implementation Grant Program is hereby established as a state  
12 early learning initiative with the goal of expanding access to  
13 classroom-based prekindergarten programs at local educational  
14 agencies.

15 (b) For the 2021–22 fiscal year, the sum of three hundred million  
16 dollars (\$300,000,000) is hereby appropriated from the General  
17 Fund to the department for allocation to local educational agencies  
18 for the California Prekindergarten Planning and Implementation  
19 Grant Program pursuant to this section. These funds shall be  
20 available for encumbrance until June 30, 2024.

21 (c) (1) Of the total amount appropriated under subdivision (b),  
22 the Superintendent shall allocate two hundred million dollars  
23 (\$200,000,000) in the 2021–22 fiscal year to local educational  
24 agencies as follows:

25 (A) A minimum base grant to all local educational agencies that  
26 operate kindergarten programs as determined using California  
27 Longitudinal Pupil Achievement Data System Fall 1 kindergarten  
28 enrollment from the 2020–21 certification, as follows:

29 (i) For local educational agencies with an enrollment of 1 to 23  
30 pupils, inclusive, the minimum base grant shall be twenty-five  
31 thousand dollars (\$25,000).

32 (ii) For local educational agencies with an enrollment of 24 to  
33 99 pupils, inclusive, the minimum base grant shall be fifty thousand  
34 dollars (\$50,000).

35 (iii) For local educational agencies with an enrollment of 100  
36 or more pupils, the minimum base grant shall be one hundred  
37 thousand dollars (\$100,000).

38 (B) A minimum base grant for each county office of education  
39 of fifteen thousand dollars (\$15,000) for each local educational

1 agency in their county that operates kindergarten programs to  
2 support countywide planning and capacity building.

3 (C) Of the remaining funds after allocations under subparagraphs  
4 (A) and (B):

5 (i) Sixty percent shall be available as enrollment grants. These  
6 grants shall be allocated based on the local educational agency's  
7 proportional share of total California Longitudinal Pupil  
8 Achievement Data System Fall 1 kindergarten enrollment for the  
9 2019–20 fiscal year, as applied to the total amount of program  
10 funds available for the enrollment grant. For purposes of this  
11 clause, the total statewide kindergarten enrollment shall be  
12 calculated using the California Longitudinal Pupil Achievement  
13 Data System Fall 1 kindergarten enrollment minus the transitional  
14 kindergarten program enrollment for the 2019–20 fiscal year for  
15 each local educational agency.

16 (ii) Forty percent shall be available as supplemental grants.  
17 These grants shall be allocated based on the local educational  
18 agency's California Longitudinal Pupil Achievement Data System  
19 Fall 1 kindergarten enrollment minus the transitional kindergarten  
20 program enrollment for the 2019–20 fiscal year, multiplied by the  
21 local educational agency's unduplicated pupil percentage, as  
22 calculated pursuant to subdivision (b) of Section 42238.02 or  
23 subdivision (b) of Section 2574 certified as of the second principal  
24 apportionment. Funds for this purpose shall be distributed  
25 percent-to-total from funds available for the supplemental grant.

26 (D) Notwithstanding any other law, any kindergarten enrollment  
27 reported by a county office of education shall be attributed to the  
28 school district of geographic residence.

29 (2) Grant funds may be used for costs associated with creating  
30 or expanding California state preschool programs or transitional  
31 kindergarten programs, or to establish or strengthen partnerships  
32 with other providers of prekindergarten education within the local  
33 educational agency, including Head Start programs, to ensure that  
34 high-quality options for prekindergarten education are available  
35 for four-year-old children. Allowable costs include, but are not  
36 necessarily limited to, planning costs, hiring and recruitment costs,  
37 staff training and professional development, classroom materials,  
38 and supplies.

39 (3) Local educational agencies receiving grants pursuant to this  
40 subdivision shall do both of the following:



1 (A) Commit to providing program data to the department, as  
2 specified by the Superintendent, including, but not limited to,  
3 recipient information and participating in overall program  
4 evaluation.

5 (B) Develop a plan for consideration by the governing board or  
6 body at a public meeting on or before June 30, 2022, for how all  
7 children in the attendance area of the local educational agency will  
8 have access to full-day learning programs the year before  
9 kindergarten that meet the needs of parents, including through  
10 partnerships with the local educational agency's expanding learning  
11 offerings, the After School Education and Safety Program, the  
12 California state preschool program, Head Start programs, and other  
13 community-based early learning and care programs.

14 (4) (A) Funds that are allocated or awarded pursuant to this  
15 subdivision shall be expended by June 30, 2026. The department  
16 shall then initiate collection proceedings for unexpended funds.

17 (B) The department shall initiate collection proceedings for  
18 grant funds used by local educational agencies in a manner  
19 inconsistent with the requirements of this section, including, but  
20 not limited to, failing to submit all required data pursuant to  
21 paragraph (3).

22 (C) The department may allocate or prorate any returned or  
23 collected funds pursuant to this subdivision for the purposes  
24 provided in subdivision (e).

25 (d) (1) For the 2022–23 fiscal year, the sum of three hundred  
26 million dollars (\$300,000,000) is hereby appropriated from the  
27 General Fund to the department for allocation to local educational  
28 agencies for the California Prekindergarten Planning and  
29 Implementation Grant Program pursuant to this section. These  
30 funds shall be available for encumbrance until June 30, 2026. The  
31 Superintendent shall allocate funds to local educational agencies  
32 as follows:

33 (A) A minimum base grant to all local educational agencies that  
34 operate kindergarten programs, as determined using California  
35 Longitudinal Pupil Achievement Data System Fall 1 kindergarten  
36 enrollment from the 2021–22 certification, as follows:

37 (i) For local educational agencies with an enrollment of 1 to  
38 500 pupils, inclusive, the minimum base grant shall be twenty-five  
39 thousand dollars (\$25,000).

1 (ii) For local educational agencies with an enrollment of 501 or  
2 more pupils, the minimum base grant shall be fifty thousand dollars  
3 (\$50,000).

4 (B) A minimum base grant for each county office of education  
5 of fifteen thousand dollars (\$15,000) for each local educational  
6 agency in their county that operates kindergarten programs to  
7 support countywide planning and capacity building.

8 (C) Of the funds remaining after the allocations pursuant to  
9 subparagraphs (A) and (B):

10 (i) Sixty percent shall be available as enrollment grants. These  
11 grants shall be allocated based on the local educational agency's  
12 proportional share of total California Longitudinal Pupil  
13 Achievement Data System Fall 1 kindergarten enrollment for the  
14 2021–22 fiscal year, as applied to the total amount of program  
15 funds available for the enrollment grant. For purposes of this  
16 clause, the total statewide kindergarten enrollment shall be  
17 calculated using the California Longitudinal Pupil Achievement  
18 Data System Fall 1 kindergarten enrollment minus the transitional  
19 kindergarten program enrollment for the 2020–21 fiscal year for  
20 each local educational agency.

21 (ii) Forty percent shall be available as supplemental grants.  
22 These grants shall be allocated based on the local educational  
23 agency's California Longitudinal Pupil Achievement Data System  
24 Fall 1 kindergarten enrollment minus the transitional kindergarten  
25 program enrollment for the 2020–21 fiscal year, multiplied by the  
26 local educational agency's unduplicated pupil percentage, as  
27 calculated pursuant to subdivision (b) of Section 42238.02 or  
28 subdivision (b) of Section 2574, as applicable, and certified as of  
29 the second principal apportionment. Funds for this purpose shall  
30 be distributed percent-to-total from funds available for the  
31 supplemental grant.

32 (D) Notwithstanding any other law, any kindergarten enrollment  
33 reported by a county office of education shall be attributed to the  
34 school district of geographic residence.

35 (2) Grant funds may be used for costs associated with creating  
36 or expanding California state preschool programs or transitional  
37 kindergarten programs, or to establish or strengthen partnerships  
38 with other providers of prekindergarten education within the local  
39 educational agency, including Head Start programs, to ensure that  
40 high-quality options for prekindergarten education are available

1 for children four years of age. Allowable costs shall include, but  
2 are not necessarily limited to, classroom operating costs, planning  
3 costs, hiring and recruitment costs, staff training and professional  
4 development, classroom materials, and supplies.

5 (3) Local educational agencies receiving grants pursuant to this  
6 subdivision shall do all of the following:

7 (A) Commit to providing program data to the department, as  
8 specified by the Superintendent, including, but not limited to,  
9 recipient information and participating in overall program  
10 evaluation.

11 (B) If the local educational agency did not develop the plan  
12 required pursuant to subparagraph (B) of paragraph (3) of  
13 subdivision (c), develop a plan for consideration by the governing  
14 board or body at a public meeting on or before March 30, 2023,  
15 for how all children in the attendance area of the local educational  
16 agency will have access to full-day learning programs the year  
17 before kindergarten that meet the needs of parents, including  
18 through partnerships with the local educational agency's expanding  
19 learning offerings, the After School Education and Safety Program,  
20 the California state preschool program, Head Start programs, and  
21 other community-based early learning and care programs. A plan  
22 developed pursuant to this subparagraph satisfies the requirements  
23 of subparagraph (B) of paragraph (3) of subdivision (c).

24 (C) Ensure expenditures are consistent with their local plan  
25 adopted pursuant to subdivision (c).

26 (D) Commit to planning with their county's ~~local~~ *strategic*  
27 planning council, local tribes, and the California state preschool  
28 program and Head Start program providers in their region.

29 (E) Offer transitional kindergarten to all eligible pupils interested  
30 in transitional kindergarten within their attendance area by the  
31 2025–26 school year.

32 (4) (A) Funds allocated or awarded pursuant to this subdivision  
33 shall be expended by June 30, 2026. The department shall then  
34 initiate collection proceedings for unexpended funds.

35 (B) The department may allocate or prorate any returned or  
36 collected funds pursuant to this subdivision for the purposes  
37 provided in subdivision (e).

38 (5) The department shall initiate collection proceedings for grant  
39 funds used by local educational agencies in a manner inconsistent  
40 with the requirements of this section, including, but not limited

1 to, failing to submit all required data pursuant to subparagraph (A)  
2 of paragraph (3).

3 (e) (1) (A) Of the total amount appropriated under subdivision  
4 (b), the Superintendent shall award one hundred million dollars  
5 (\$100,000,000) in competitive grants to local educational agencies  
6 to increase the number of highly-qualified teachers available to  
7 serve California state preschool programs and transitional  
8 kindergarten pupils, and to provide California state preschool  
9 program, transitional kindergarten, and kindergarten teachers with  
10 training in providing instruction in inclusive classrooms, culturally  
11 responsive instruction, supporting dual language learners,  
12 enhancing social-emotional learning, implementing  
13 trauma-informed practices and restorative practices, and mitigating  
14 implicit biases to eliminate exclusionary discipline, pursuant to  
15 this section. These funds shall be available for encumbrance until  
16 June 30, 2024.

17 (B) Any funds allocated for purposes of this subdivision  
18 pursuant to subparagraph (C) of paragraph (4) of subdivision (c)  
19 or subparagraph (B) of paragraph (4) of subdivision (d) shall be  
20 available for encumbrance through June 30, 2026.

21 (2) The Superintendent shall develop and administer a process  
22 to award grants under paragraph (1), subject to approval of the  
23 executive director of the state board, on a competitive basis to  
24 local educational agencies. To apply for a grant, a local educational  
25 agency shall submit an application to the department describing  
26 how it will allocate funds and increase either the number of  
27 credentialed teachers meeting the requirements of subdivision (g)  
28 of Section 48000, or the competencies of California state preschool  
29 programs, transitional kindergarten, and kindergarten teachers to  
30 enhance their ability to provide instruction in inclusive classrooms,  
31 provide culturally responsive instruction, support dual language  
32 learners, enhance social-emotional learning, implement  
33 trauma-informed and restorative practices, and mitigate implicit  
34 biases to eliminate exclusionary discipline.

35 (3) A local educational agency may apply on behalf of a  
36 consortium of providers within the local educational agency's  
37 program area, including California state preschool programs and  
38 Head Start programs operated by community-based organizations.

39 (4) An applicant shall demonstrate all of the following to be  
40 considered for a grant award:

1 (A) A need for preschool and transitional kindergarten or  
2 kindergarten professional development in a region.

3 (B) A need for preschool and transitional kindergarten teachers  
4 in a region.

5 (C) The presence of, or plan to create, inclusive classroom  
6 settings.

7 (D) The ability to connect the preschool, transitional  
8 kindergarten, or kindergarten program to before and after school  
9 programs and extended day services.

10 (E) A plan to integrate preschool, transitional kindergarten, and  
11 kindergarten professional development opportunities.

12 (F) A plan for recruiting new preschool, transitional  
13 kindergarten, or kindergarten teachers with experience in early  
14 learning and care settings and collaborating with institutions of  
15 higher education to ensure a qualified prekindergarten teacher  
16 pipeline.

17 (G) A plan for how principals and administrators overseeing  
18 the transitional kindergarten program, or other prekindergarten  
19 program, will receive training and professional development on  
20 the value and tenets of effective instruction for young children.

21 (5) In awarding grants under paragraph (1), the Superintendent  
22 shall establish a methodology that accounts for all of the following:

23 (A) The percentage of transitional kindergarten and kindergarten  
24 pupils eligible for free and reduced-price meals.

25 (B) The percentage of dual language learners that the local  
26 educational agency is serving or is planning to serve in a California  
27 state preschool program or transitional kindergarten program.

28 (C) The percentage of pupils with disabilities the local  
29 educational agency is serving or planning to serve in an inclusive  
30 California state preschool program or transitional kindergarten  
31 program.

32 (D) The percentage of pupils served, or planned to be served,  
33 in full-day California state preschool, transitional kindergarten, or  
34 kindergarten programs offered by the local educational agency or  
35 community-based organizations.

36 (E) The extent to which applicants operate in an attendance area  
37 where a significant disproportionality of particular races or  
38 ethnicities, as described in Section 1418(d) of Title 20 of the United  
39 States Code, has been identified in special education.

1 (F) The extent to which the local educational agency is located  
2 in an area that has more than three young children, three to five  
3 years of age, inclusive, for every licensed childcare slot.

4 (G) The extent to which applicants plan to partner with  
5 community-based California state preschool programs and Head  
6 Start programs in their program area to ensure those teachers have  
7 access to professional development along with teachers employed  
8 by the local educational agency.

9 (6) Grants awarded under paragraph (1) for professional  
10 development may be used for costs associated with the educational  
11 expenses of current and future California state preschool program,  
12 transitional kindergarten, and kindergarten professionals that  
13 support their attainment of required credentials, permits, or  
14 professional development in early childhood instruction or child  
15 development, including developing competencies in serving  
16 inclusive classrooms and dual language learners. Professional  
17 development grant funds shall be used for any of the following  
18 purposes:

19 (A) Tuition, supplies, and other related educational expenses.

20 (B) Transportation and childcare costs incurred as a result of  
21 attending classes.

22 (C) Substitute teacher pay for California state preschool  
23 program, transitional kindergarten, and kindergarten professionals  
24 that are currently working in a California state preschool program,  
25 transitional kindergarten, or kindergarten classroom.

26 (D) Stipends and professional development expenses, as  
27 determined by the Superintendent.

28 (E) Career, course, and professional development coaching,  
29 counseling, and navigation services.

30 (F) Linked courses, cohorts, or apprenticeship models.

31 (G) Training and professional development for principals and  
32 other administrators of transitional kindergarten, kindergarten, and  
33 grades 1 to 12, inclusive, on the value and tenets of effective  
34 instruction for young children.

35 (H) Other educational expenses, as determined by the  
36 Superintendent.

37 (7) Local educational agencies awarded funding pursuant to  
38 paragraph (1) may partner with local or online accredited  
39 institutions of higher education or local agencies that provide  
40 high-quality or credit-bearing trainings, or apprenticeship programs

1 that integrate and embed higher education coursework with  
2 on-the-job training of professionals.

3 (8) Professional learning provided pursuant to this subdivision  
4 shall, as applicable, be aligned to the preschool learning  
5 foundations and academic standards pursuant to Sections 51226,  
6 60605, 60605.1, 60605.2, 60605.3, 60605.4, 60605.8, and  
7 60605.11, as those sections read on June 30, 2020, and former  
8 Section 60605.85, as that section read on June 30, 2014.

9 (9) Local educational agencies receiving grants under this  
10 subdivision shall commit to providing program data to the  
11 department, as specified by the Superintendent, including, but not  
12 necessarily limited to, recipient information, including demographic  
13 information, educational progress, and the type of courses taken,  
14 and participating in overall program evaluation.

15 (10) The Superintendent shall provide a report to the Department  
16 of Finance and the appropriate policy and fiscal committees of the  
17 Legislature on or before October 1, 2024, on the expenditure of  
18 funds and relevant outcome data in order to evaluate the impact  
19 of the grants awarded under this subdivision.

20 (11) (A) Notwithstanding any other law, on June 30, 2027, any  
21 unexpended funds of the amount awarded for purposes of this  
22 subdivision shall revert to the General Fund.

23 (B) Notwithstanding subparagraph (A), any unexpended funds  
24 allocated for purposes of this subdivision pursuant to subparagraph  
25 (C) of paragraph (4) of subdivision (c) and subparagraph (B) of  
26 paragraph (4) of subdivision (d) shall revert to the General Fund  
27 on June 30, 2028.

28 (f) For purposes of this section, “local educational agency”  
29 means a school district, county office of education, or charter  
30 school.

31 (g) For purposes of making the computations required by Section  
32 8 of Article XVI of the California Constitution, the appropriation  
33 made by subdivision (b) shall be deemed to be “General Fund  
34 revenues appropriated for school districts,” as defined in  
35 subdivision (c) of Section 41202, for the 2020–21 fiscal year, and  
36 included within the “total allocations to school districts and  
37 community college districts from General Fund proceeds of taxes  
38 appropriated pursuant to Article XIII B,” as defined in subdivision  
39 (e) of Section 41202, for the 2020–21 fiscal year.

(h) For purposes of making the computations required by Section 8 of Article XVI of the California Constitution, the appropriation made by subdivision (d) shall be deemed to be “General Fund revenues appropriated for school districts,” as defined in subdivision (c) of Section 41202, for the 2021–22 fiscal year, and included within the “total allocations to school districts and community college districts from General Fund proceeds of taxes appropriated pursuant to Article XIII B,” as defined in subdivision (e) of Section 41202, for the 2021–22 fiscal year.

SEC. 4. Section 8285 of the Education Code is amended to read:

8285. (a) The plan shall be submitted to the ~~local~~ *strategic* planning council, as defined in ~~subdivision (g) of~~ Section 10480 of the Welfare and Institutions Code, for approval. Upon approval of the plan by the ~~local~~ *strategic* planning council, the Board of Supervisors of the City and County of San Francisco shall hold at least one public hearing on the plan. Following the hearing, if the board of supervisors votes in favor of the plan, the plan shall be submitted to the department for review.

(b) Within 30 days of receiving the plan, the department shall review and either approve or disapprove the plan.

(c) Within 30 days of receiving any modification to the plan, the department shall review and either approve or disapprove that modification to the plan.

(d) The department may disapprove only those portions of the plan or modifications to the plan that are not in conformance with either this article or Article 9 (commencing with Section 8273) or that are in conflict with federal law.

SEC. 5. Section 8320 of the Education Code is amended to read:

8320. (a) The California Universal Preschool Planning Grant Program is hereby established with the goal of expanding access universally to preschool programs for three- and four-year-old children across the state through a mixed-delivery system.

(b) As used in this section, the following definitions shall apply:

(1) “Children with exceptional needs” has the same meaning as defined in Section 8205.

(2) “Mixed-delivery system” means a system of early childhood education services that is delivered through a variety of providers, programs, and settings, including Head Start agencies or delegate



1 agencies funded under the Head Start Act (42 U.S.C. Sec. 9831,  
2 et seq.), public, private, or proprietary agencies, including  
3 community-based organizations, public schools, and local  
4 educational agencies that offer center-based childcare and preschool  
5 programs, tribal childcare and preschool, and family childcare  
6 through a family childcare home education network.

7 (3) “Three- and four-year-old children” has the same meaning  
8 as “three-year-old children” and “four-year-old children,” as those  
9 terms are defined in Section 8205.

10 (4) “Universal preschool” means those programs that offer  
11 part-day or full-day, or both, educational programs for three- and  
12 four-year-old children, and may be offered through a  
13 mixed-delivery system.

14 (c) (1) (A) Pursuant to an appropriation in the annual Budget  
15 Act, for each of the 2022–23, 2023–24, and 2024–25 fiscal years,  
16 the Superintendent shall consult with the Director of Social  
17 Services and shall create an application to award grant funds to  
18 one designated lead agency within each county, as set forth in this  
19 section. Each county shall submit a single planning grant  
20 application.

21 (B) The county grant submission shall contain a signed  
22 agreement from the resource and referral agencies in the county  
23 and the ~~local~~ *strategic* planning council.

24 (2) (A) (i) A ~~local~~ *strategic* planning council established  
25 pursuant to Article 2 (commencing with Section 10485) of Chapter  
26 31 of Part 1.8 of Division 9 of the Welfare and Institutions Code  
27 shall have first priority for grant awards from their county’s  
28 allocation of funds calculated for each county, as described  
29 paragraph (1) of subdivision (d).

30 (ii) A ~~local~~ *strategic* planning council shall express interest by  
31 submitting a letter of intent to the department on a template  
32 developed by the Superintendent in consultation with the State  
33 Department of Social Services.

34 (iii) If a ~~local~~ *strategic* planning council wishes to partner with  
35 other counties in their region pursuant to subdivision (j), the ~~local~~  
36 *strategic* planning council shall indicate this intent in their letter  
37 of intent.

38 (B) (i) In counties where the ~~local~~ *strategic* planning council  
39 does not submit a letter of intent to receive an award, a resource  
40 and referral agency established pursuant to Chapter 2 (commencing

1 with Section 10217) of Part 1.8 of Division 9 of the Welfare and  
2 Institutions Code that operates in the county may submit a joint  
3 letter of intent with the ~~local~~ *strategic* planning council to the  
4 Superintendent, on a template developed by the Superintendent in  
5 consultation with the State Department of Social Services,  
6 indicating interest in conducting the activities of this grant in their  
7 county.

8 (ii) The joint letter submitted pursuant to clause (i) shall  
9 designate a lead fiscal agency and describe the partnership the  
10 resource and referral agencies will use to meet the requirements  
11 of the grant.

12 (iii) If a resource and referral agency wishes to partner with  
13 other counties in their region pursuant to subdivision (j), the  
14 resource and referral agency shall indicate this intent in their letter  
15 of intent.

16 (C) Once letters of intent have been submitted, the  
17 Superintendent shall require the designated lead agency from each  
18 county to submit an application that includes, but is not limited  
19 to, all of the following information:

20 (i) A description of how it will allocate funds and achieve tasks  
21 described in subdivision (f).

22 (ii) A description of how the applicant will partner with the  
23 county office of education and other local educational agencies in  
24 the county on the work required pursuant to Section 8281.5, to  
25 ensure activities conducted under this grant meet community needs  
26 for universal preschool in a mixed-delivery system not already  
27 addressed.

28 (D) All grantees shall be required to coordinate with the county  
29 office of education on the work required pursuant to Section  
30 8281.5. In counties where the county office of education operates  
31 the resource and referral agency or the ~~local~~ *strategic* planning  
32 council, the staff responsible for those activities at the county office  
33 of education shall be included and financially supported to  
34 participate in the activities of this grant.

35 (E) The grantee shall form a single working group that shall  
36 include, but not be limited to, representatives from the county  
37 offices of education, school districts, charter schools offering  
38 transitional kindergarten, resource and referral programs,  
39 alternative payment programs operating preschool programs, First  
40 5 county commissions, contracted state preschool programs,

1 including both local educational agency and community-based  
2 organization programs, general childcare programs serving  
3 preschool-age children, tribal preschool programs, private  
4 center-based childcare preschool providers, licensed family  
5 childcare providers, educators, exclusive bargaining  
6 representatives, Head Start, faculty at local institutions of higher  
7 education focusing on child development or early childhood  
8 education, and early childhood education teacher preparation  
9 programs, including institutions of higher education.

10 (d) The Superintendent shall develop and administer a grant  
11 process and award grant funds to each county that applies for  
12 funding for the 2022–23 fiscal year if the application conforms  
13 with the requirements of this section. Funds shall be allocated  
14 using a methodology for determining the amount of funds in each  
15 county that accounts for all of the following:

16 (1) (A) Base grant funding that reflects the number of three-  
17 and four-year-old children in the county or region.

18 (B) Add-on funding that reflects both of the following:

19 (i) The number of three- and four-year-old children in the county  
20 or region who are currently eligible for, but not enrolled in,  
21 subsidized preschool programs as part of the mixed-delivery system  
22 for universal preschool, as determined by the Superintendent.

23 (ii) The number of three- and four-year-old children with  
24 exceptional needs in the county or region.

25 (2) To the extent funds are available in the Budget Act of 2023,  
26 existing grantees shall be eligible to apply for a renewal grant  
27 subject to terms and conditions developed by the Superintendent.

28 (3) (A) To the extent funds are available in the Budget Act of  
29 2024, the following entities shall be eligible to apply for a grant  
30 subject to terms and conditions developed by the Superintendent:

31 (i) Existing grantees.

32 (ii) Newly formed consortia.

33 (iii) Individual counties that participated in a former consortium  
34 for this grant, with the first priority for the funds going to the ~~local~~  
35 *strategic* planning council, pursuant to the process described in  
36 subdivision (c), as appropriate.

37 (B) Notwithstanding subparagraph (A), in a county that  
38 previously received funds from this grant, where the previous  
39 grantee or consortia of grantees does not intend to reapply for  
40 funding pursuant to subparagraph (A), the following entities shall

1 be eligible to apply as part of an existing or newly formed  
2 consortia, with the following priority order:

3 (i) ~~The local~~ *strategic* planning council.

4 (ii) Resource and referral agencies.

5 (iii) First 5 county commissions.

6 (C) If an entity applies for the grant pursuant to subparagraph  
7 (B), the grant submission shall include a signed statement, from  
8 all entities within the county with a higher priority and within the  
9 same priority, that acknowledges their intent not to apply for the  
10 funds.

11 (D) An entity receiving funds pursuant to this paragraph shall  
12 complete all activities of the grant pursuant to subparagraph (D)  
13 of paragraph (2) of subdivision (c), subparagraph (E) of paragraph  
14 (2) of subdivision (c), and subdivision (f).

15 (E) The entity applying for funds in each county pursuant to  
16 this paragraph shall express interest by submitting a letter of intent  
17 to the department on a template developed by the Superintendent,  
18 before submitting the request for data.

19 (F) Each county shall submit a single planning grant application  
20 for the relevant fiscal year.

21 (G) If funds are awarded pursuant to this paragraph to a First 5  
22 county commission, the First 5 county commission shall collaborate  
23 with, and subgrant funds, where appropriate, to ~~local~~ *strategic*  
24 planning councils and resource and referral agencies to implement  
25 the activities of this section.

26 (e) Grant funds may be used for costs associated with any of  
27 the following:

28 (1) Assessing the parental preferences and the need for access  
29 to available high-quality universal preschool through a  
30 mixed-delivery system for three- and four-year-old children in the  
31 county or region by program type.

32 (2) Establishing or strengthening partnerships with other  
33 providers of early childhood education services and family  
34 childcare home education networks within the county or region's  
35 mixed-delivery system and with tribal partners, to ensure that  
36 high-quality options for universal preschool, including inclusive  
37 preschool programs and multilingual programs, are available for  
38 three- and four-year-old children.

1 (3) Engaging in community-level coordination and planning  
2 with agencies participating in the county or region's mixed-delivery  
3 system to implement high-quality universal preschool options.

4 (4) Coordinating with special education local and regional  
5 partners, including regional centers and local educational agencies,  
6 to ensure three- and four-year-old children with exceptional needs  
7 in the county or region have access to universal preschool through  
8 the mixed-delivery system in the least restrictive environment in  
9 accordance with Section 1412(a)(5)(A) of Title 20 of the United  
10 States Code.

11 (5) Partnering with the regional agency responsible for the  
12 system described in Section 8203.1 to fund and support workforce  
13 development, coaching, and other quality improvement activities  
14 to support the universal preschool mixed-delivery system.

15 (6) Other costs, as specified by the Superintendent.

16 (f) Entities receiving grants pursuant to this subdivision shall  
17 do all of the following:

18 (1) Plan for the provision of high-quality universal preschool  
19 options for three- and four-year-old children, through a  
20 mixed-delivery system that ensures access to high-quality full-  
21 and part-day learning experiences, coordinated services, and  
22 referrals for families to access health and social-emotional support  
23 services. Indicators of quality shall be determined by the  
24 Superintendent pursuant to Section 8203.

25 (2) Plan for increasing inclusion of children with exceptional  
26 needs in universal preschool.

27 (3) Assist existing and aspiring universal preschool site  
28 supervisors, teachers, and other support staff in identifying and  
29 accessing local workforce pathway programs, including financial  
30 support programs, to increase the number of site supervisors,  
31 teachers, and other support staff who have required credentials  
32 and degrees.

33 (4) Provide outreach services and enrollment support for families  
34 of three- or four-year-old children, to meet family needs and  
35 provide those children with high-quality full- and part-day learning  
36 experiences.

37 (5) Partner to plan for, align and coordinate the plans, and  
38 conduct the activities described in paragraphs (1) to (4), inclusive,  
39 with all local educational agencies in the county or region that  
40 received funding pursuant to the California Prekindergarten

1 Planning and Implementation Grant Program (Article 13.2  
2 (commencing with Section 8281.5)).

3 (6) Partner with tribes to reflect family and tribal community  
4 needs, as sovereign nations, in the planning and implementation  
5 of the universal preschool mixed-delivery system.

6 (7) Commit to providing program data to the department, as  
7 specified by the Superintendent, including, but not limited to, plan  
8 development steps and participants engaged in the grant activities  
9 and planning, core needs of critical communities, including tribal  
10 communities, and recipient information and participation in overall  
11 program evaluation.

12 (8) Develop a plan for consideration by the county board of  
13 education at a public meeting on or before June 30, 2023, for how  
14 all four-year-old children and an increased number of at-promise  
15 three-year-old children in the county may access full-day learning  
16 programs before kindergarten that meet the needs of parents,  
17 including through partnerships with the universal preschool  
18 programs in the mixed-delivery system and expanded learning  
19 offerings.

20 (g) If the entity receiving the grant in a county is a ~~local~~ *strategic*  
21 planning council, the ~~local~~ *strategic* planning council shall  
22 collaborate with, and subgrant funds where appropriate to, local  
23 resource and referral agencies to implement the activities of this  
24 section.

25 (h) If the entity receiving the grant in a county is a resource and  
26 referral agency, the resource and referral agency shall collaborate  
27 with, and subgrant funds where appropriate to, the ~~local~~ *strategic*  
28 planning council to implement the activities of this section.

29 (i) (1) Funds that are allocated or awarded pursuant to this  
30 section shall be expended on or before June 30, 2026. The  
31 department shall then initiate collection proceedings for  
32 unexpended funds.

33 (2) The department shall initiate collection proceedings for grant  
34 funds used by grantees in a manner inconsistent with the  
35 requirements of this section, including, but not limited to, failing  
36 to submit all required data pursuant to subdivision (f).

37 (j) This section does not prohibit counties from joining together  
38 to address regional needs with their funding and developing  
39 regional plans.

1 (k) The Superintendent shall provide a report to the Department  
2 of Finance and the appropriate policy and fiscal committees of the  
3 Legislature on or before October 1, 2026, on the expenditure of  
4 funds and relevant outcome data in order to evaluate the impact  
5 of the grants awarded under this section.

6 (l) For purposes of this section, the State Department of  
7 Education may enter into exclusive or nonexclusive contracts with  
8 nongovernmental entities on a bid or negotiated basis. A contract  
9 entered into or amended pursuant to this section shall be exempt  
10 from Chapter 6 (commencing with Section 14825) of Part 5.5 of  
11 Division 3 of Title 2 of the Government Code, Section 19130 of  
12 the Government Code, and Part 2 (commencing with Section  
13 10100) of Division 2 of the Public Contract Code, and shall be  
14 exempt from the review or approval of any division of the  
15 Department of General Services.

16 (m) Notwithstanding any other law, a contracted  
17 nongovernmental entity described in subdivision (l) may  
18 subcontract as necessary in the performance of its duties, subject  
19 to approval of the Superintendent.

20 SEC. 6. Section 10203 of the Welfare and Institutions Code is  
21 amended to read:

22 10203. (a) It is the intent of the Legislature to launch a phased  
23 approach to achieving the goals of the state's Master Plan for Early  
24 Learning and Care, uniting child care programs where they can  
25 best be integrated with other child and family focused benefits,  
26 programs, and services, and support child care providers and  
27 programs while maintaining vital connections to preschool,  
28 transitional kindergarten, and K-12 education.

29 (b) To effectuate this transition, effective July 1, 2021,  
30 responsibility for the following programs, responsibilities, services,  
31 and systems are hereby transferred from the State Department of  
32 Education and the Superintendent of Public Instruction to the State  
33 Department of Social Services:

34 (1) Alternative payment programs pursuant to Chapter 3  
35 (commencing with Section 10225) of Part 1.8.

36 (2) Migrant alternative payment programs pursuant to Chapter  
37 3 (commencing with Section 10225) of Part 1.8.

38 (3) CalWORKs Stage 2 child care pursuant to Chapter 21  
39 (commencing with Section 10370) of Part 1.8.

- 1 (4) CalWORKs Stage 3 child care pursuant to Chapter 21  
2 (commencing with Section 10370) of Part 1.8.
- 3 (5) General child care and development programs pursuant to  
4 Chapter 7 (commencing with Section 10240) of Part 1.8.
- 5 (6) Migrant child care and development programs pursuant to  
6 Chapter 6 (commencing with Section 10235) Part 1.8.
- 7 (7) Child care and development services for children with severe  
8 disabilities pursuant to Chapter 9 (commencing with Section  
9 10260) of Part 1.8.
- 10 (8) The Child and Adult Care Food Program implemented  
11 pursuant to Section 1766 of Title 42 of the United States Code.
- 12 (9) Child care and development facilities capital outlay pursuant  
13 to Chapter 30 (commencing with Section 10470) of Part 1.8.
- 14 (10) Responsibility as the lead agency for administration of the  
15 Child Care and Development Fund, as defined in Section 98.2 of  
16 Title 45 of the Code of Federal Regulations, and as set forth in  
17 Sections 10211 to 10212.5, inclusive.
- 18 (11) Responsibility as the lead agency for the Child Care and  
19 Development Fund State Plan Early Learning and Care  
20 Infrastructure Grant Program pursuant to former Section 8280 of  
21 the Education Code.
- 22 (12) The Early Learning and Care Workforce Development  
23 Grants Program pursuant to Section 10311.
- 24 (13) The California Head Start State Collaboration Office funded  
25 by collaboration grants awarded pursuant to Section 9837b of Title  
26 42 of the United States Code.
- 27 (14) The Early Head Start-Child Care Partnerships Grant from  
28 the United States Department of Health and Human Services.
- 29 (15) Resource and referral agencies pursuant to Chapter 2  
30 (commencing with Section 10217) of Part 1.8.
- 31 (16) ~~Local child care and development~~ *Strategic* planning  
32 councils pursuant to Chapter 31 (commencing with Section 10480)  
33 of Part 1.8.
- 34 (17) The California Child Care Initiative Project pursuant to  
35 Section 10223.
- 36 (18) Other child care quality improvement projects.
- 37 (19) Any memoranda of understanding and partnerships related  
38 to the programs, services, and systems listed in this subdivision.



1 (20) The Child Development Management Information System  
2 and other related data systems as they pertain to the programs,  
3 services, and systems listed in this subdivision.

4 SEC. 7. Section 10219 of the Welfare and Institutions Code is  
5 amended to read:

6 10219. (a) For purposes of this chapter, child care resource  
7 and referral programs, established to serve a defined geographic  
8 area, shall provide the following services:

9 (1) (A) Identification of the full range of existing child care  
10 services through information provided by all relevant public and  
11 private agencies in the areas of service, and the development of a  
12 resource file of those services which shall be maintained and  
13 updated at least quarterly. These services shall include, but not be  
14 limited to, family child care homes, public and private child care  
15 programs, full-time and part-time programs, and infant, preschool,  
16 and extended care programs.

17 (B) The resource file shall include, but not be limited to, the  
18 following information:

19 (i) Type of program.

20 (ii) Hours of service.

21 (iii) Ages of children served.

22 (iv) Fees and eligibility for services.

23 (v) Significant program information.

24 (2) (A) (i) Establishment of a referral process which responds  
25 to parental need for information and which is provided with full  
26 recognition of the confidentiality rights of parents. Resource and  
27 referral programs shall make referrals to licensed child day care  
28 facilities. Referrals shall be made to unlicensed care facilities only  
29 if there is no requirement that the facility be licensed. The referral  
30 process shall afford parents maximum access to all referral  
31 information. This access shall include, but is not limited to,  
32 telephone referrals to be made available for at least 30 hours per  
33 week as part of a full week of operation. Every effort shall be made  
34 to reach all parents within the defined geographic area, including,  
35 but not limited to, any of the following:

36 (I) Toll-free telephone lines.

37 (II) Office space convenient to parents and providers.

38 (III) Referrals in languages which are spoken in the community.

1 (ii) Each child care resource and referral program shall publicize  
2 its services through all available media sources, agencies, and other  
3 appropriate methods.

4 (B) (i) Provision of information to any person who requests a  
5 child care referral of their right to view the licensing information  
6 of a licensed child day care facility required to be maintained at  
7 the facility pursuant to Section 1596.859 of the Health and Safety  
8 Code and to access any public files pertaining to the facility that  
9 are maintained by the department's Community Care Licensing  
10 Division.

11 (ii) A written or oral advisement in substantially the following  
12 form will comply with the requirements of clause (i):

13 "State law requires licensed child day care facilities to make  
14 accessible to the public a copy of any licensing report pertaining  
15 to the facility that documents a facility visit or a substantiated  
16 complaint investigation. In addition, a more complete file regarding  
17 a child care licensee may be available at an office of the State  
18 Department of Social Services' Community Care Licensing  
19 Division. You have the right to access any public information in  
20 these files."

21 (3) (A) Maintenance of ongoing documentation of requests for  
22 service tabulated through the internal referral process. The  
23 following documentation of requests for service shall be maintained  
24 by all child care resource and referral programs:

25 (i) Number of calls and contacts to the child care information  
26 and referral program or component.

27 (ii) Ages of children served.

28 (iii) Time category of child care request for each child.

29 (iv) Special time category, such as nights, weekends, and swing  
30 shift.

31 (v) Reason that the child care is needed.

32 (B) This information shall be maintained in a manner that is  
33 easily accessible for dissemination purposes and shall be accessible  
34 to ~~local child care and development~~ *strategic* planning councils  
35 authorized pursuant to Section 10486 and any county implementing  
36 an individualized county child care subsidy plan.

37 (4) Provision of technical assistance to existing and potential  
38 providers of all types of child care services. This assistance shall  
39 include, but not be limited to:

1 (A) Information on all aspects of initiating new child care  
2 services including, but not limited to, licensing, zoning, program  
3 and budget development, and assistance in finding this information  
4 from other sources.

5 (B) Information and resources that help existing child care  
6 services providers to maximize their ability to serve the children  
7 and parents of their community.

8 (C) Dissemination of information on current public issues  
9 affecting the local and state delivery of child care services.

10 (D) Facilitation of communication between existing child care  
11 and child-related services providers in the community served.

12 (5) (A) (i) Provision of a child care navigator to support  
13 children in foster care, children previously in foster care upon  
14 return to their home of origin, and children of parents involved in  
15 the child welfare system, including the children of nonminor  
16 dependents. The navigator shall work with the child's family, as  
17 described in paragraph (2) of subdivision (d) of Section 11461.6,  
18 and the child's social worker and child and family team to assess  
19 child care opportunities appropriate to the child's age and needs,  
20 assist the family in identifying potential opportunities for an  
21 ongoing child care subsidy, assist the caregiver in completing  
22 appropriate child care program applications, and develop an overall,  
23 long-term child care plan for the child.

24 (ii) As a condition of receiving funds pursuant to this  
25 subparagraph, each resource and referral program shall develop  
26 and enter into a memorandum of understanding, contract, or other  
27 formal agreement with the county child welfare agency in order  
28 to facilitate interagency communication and, to the maximum  
29 extent possible, to leverage federal funding, including  
30 administrative funding, available pursuant to Title IV–E of the  
31 federal Social Security Act, to enhance the navigation support  
32 authorized under this subparagraph, or the resource and referral  
33 program shall explain, in writing, annually, why entering into a  
34 memorandum of understanding, contract, or other formal agreement  
35 with the county child welfare agency is not practical or feasible.  
36 Navigator services provided pursuant to this subparagraph shall  
37 be made available to any child in foster care, any child previously  
38 in foster care who has returned to their home of origin, and any  
39 child of parents involved in the child welfare system, including  
40 any child who meets the eligibility criteria for the Emergency Child

Care Bridge Program for Foster Children established pursuant to Section 11461.6. Eligibility for navigator services shall not be contingent on a child's receipt of a child care payment or voucher.

(B) (i) Provision of trauma-informed training and coaching to child care providers working with children, and children of parenting youth, in the foster care system. Training shall include, but not be limited to, infant and toddler development and research-based, trauma-informed best care practices. Child care providers shall be provided with coaching to assist them in applying training techniques and strategies for working with children, and children of parenting youth, in foster care.

(ii) As a condition of receiving funds pursuant to this subparagraph, each resource and referral program, in coordination with the California Child Care Resource and Referral Network, shall develop and enter into a memorandum of understanding, contract, or other formal agreement with the county child welfare agency in order to, to the maximum extent possible, leverage federal funding, including training funds, available pursuant to Title IV-E of the federal Social Security Act, to enhance the training support authorized under this subparagraph, or the resource and referral agency shall explain, in writing, annually, why entering into a memorandum of understanding, contract, or other formal agreement with the county child welfare agency is not practical or feasible.

(b) Services prescribed by this section shall be provided in order to maximize parental choice in the selection of child care to facilitate the maintenance and development of child care services and resources.

(c) (1) A program operating pursuant to this chapter shall, within two business days of receiving notice, remove a licensed child day care facility with a revocation or a temporary suspension order, or that is on probation from the program's referral list.

(2) A program operating pursuant to this chapter shall, within two business days of receiving notice, notify all entities, operating a program under Chapter 3 (commencing with Section 10225) and Chapter 21 (commencing with Section 10370) in the program's jurisdiction, of a licensed child day care facility with a revocation or a temporary suspension order, or that is on probation.

SEC. 8. Section 10305.5 of the Welfare and Institutions Code is amended to read:

1 10305.5. (a) For purposes of this section “department” means  
2 the Department of Housing and Community Development.

3 (b) The department shall administer the Child Care and  
4 Development Facilities Loan Guaranty Fund and the Child Care  
5 and Development Facilities Direct Loan Fund. The department  
6 may administer the funds directly, through interagency agreements  
7 with other state agencies, through contracts with public or private  
8 entities, or through any combination thereof. If the department  
9 determines that a public or private entity is capable of making  
10 child care and development or preschool facilities loans or loan  
11 guarantees, the department may delegate the authority to review  
12 and approve those loans or guarantees to the public or private  
13 entity. The department is authorized to enter into interagency  
14 agreements to carry out the purposes of this section and Section  
15 10305 by ~~utilizing~~ using the services of small business financial  
16 development corporations established pursuant to Chapter 1  
17 (commencing with Section 14000) of Part 5 of Division 3 of *Title*  
18 *1* of the Corporations Code. Toward this end, the department is  
19 authorized to transfer funds from the Child Care and Development  
20 Facilities Direct Loan Fund to the California Economic  
21 Development Grant and Loan Fund established by Section 15327  
22 of the Government Code and to transfer funds from the Child Care  
23 and Development Facilities Loan Guaranty Fund to the *California*  
24 Small Business Expansion Fund established by Section ~~14030~~  
25 ~~63089.5~~ of the ~~Corporations~~ *Government* Code. Those funds shall  
26 be deposited into a Child Care Direct Loan Fund Account and a  
27 Child Care Loan Guaranty Fund Account hereby established in  
28 the respective funds. Notwithstanding anything to the contrary in  
29 Chapter 1 (commencing with Section 15310) of Part 6.7 of Division  
30 3 of Title 2 of the Government Code and Chapter 1 (commencing  
31 with Section 14000) of Part 5 of Division 3 of *Title 1* of the  
32 Corporations Code, the funds in these accounts shall be  
33 administered in compliance with the requirements of this section  
34 and Section 10305.

35 (c) Eligible applicants for the loan guaranty program and the  
36 direct loan program shall include, but not be limited to, sole  
37 proprietorships, partnerships, proprietary and nonprofit  
38 corporations, and local public agencies that are responsible for  
39 contracting with or providing licensed child care and development  
40 services, preschool services, or both. Eligible facilities shall include

1 licensed full-day and part-day child care and development facilities,  
2 preschool facilities, and licensed large family child care homes as  
3 described in Section 1597.465 of the Health and Safety Code, and  
4 licensed small family child care homes as described in Section  
5 1597.44 of the Health and Safety Code.

6 (d) Loan guarantees and direct loans for family child care homes  
7 shall not be made for the purpose of purchasing a home or any real  
8 property.

9 (e) The State Department of Social Services shall provide input  
10 regarding program priorities that shall be considered in the funding  
11 of applications by the department. These priorities shall include,  
12 but are not limited to, the following:

13 (1) Geographic priorities based on the extent of need for child  
14 care and development and preschool supply-building efforts in  
15 different parts of the state.

16 (A) Not less than 30 percent of the loan guarantee and direct  
17 loan obligations shall benefit providers located in rural areas, as  
18 defined in subparagraph (B). If the amount of qualified applications  
19 from rural providers is insufficient to satisfy this requirement, the  
20 excess capacity reserved for rural providers may be made available  
21 to other qualified applications according to the policies and  
22 procedures of the department. The remaining 70 percent of funds  
23 shall be available to rural or urban areas and other priorities in  
24 accordance with this subdivision.

25 (B) For purposes of subdivision (a), rural communities are  
26 defined by any county with fewer than 400 residents per square  
27 mile.

28 (2) Age priorities based on the extent of need for child care and  
29 development or preschool supply-building efforts for children of  
30 different age groups.

31 (3) Income priorities shall include families transitioning to work  
32 or other lower income families. For purposes of this section, “lower  
33 income” shall have the same meaning as “income eligible” as set  
34 forth in Section 10271.5.

35 (4) Program priorities based on the extent of facilities needs  
36 among specific kinds of providers, including those that contract  
37 to administer state and federally funded child care and development  
38 or preschool programs administered by the State Department of  
39 Social Services or the State Department of Education, providers  
40 who have lost classrooms due to class size reduction or other state

1 or local initiatives, or providers that need to expand to meet the  
2 needs of a child care or preschool initiative for recipients of aid  
3 under Chapter 2 (commencing with Section 11200) of Part 3, or  
4 any successor program.

5 (f) The program priorities shall reflect input from representatives  
6 of diverse sectors of the child care and development or preschool  
7 fields, financial institutions, ~~local~~ *strategic* planning councils, the  
8 Child Development Programs Advisory Committee, and the State  
9 Department of Social Services for purposes of identifying  
10 communities with high percentages of recipients of aid under  
11 Chapter 2 (commencing with Section 11200) of Part 3, or any  
12 successor program, who need child care or preschool to meet work  
13 requirements. As part of its annual report to the Legislature,  
14 required pursuant to Section 50408 of the Health and Safety Code,  
15 the department shall assess and report, after consultation with the  
16 State Department of Social Services, on the performance,  
17 effectiveness, and fiscal standing of the Child Care and  
18 Development Facilities Loan Guaranty Fund and the Child Care  
19 and Development Facilities Direct Loan Fund. The report shall  
20 include information on the number of defaults, the types of  
21 facilities in default, and a review of the adequacy of the set-aside  
22 for rural areas specified in paragraph (1) of subdivision (e).

23 (g) The department shall adopt regulations and establish  
24 priorities, forms, ~~policies~~ *policies*, and procedures for implementing  
25 and managing the Child Care and Development Facilities Loan  
26 Guaranty Fund and the Child Care and Development Facilities  
27 Direct Loan Fund and making the loan guarantees and direct loans  
28 authorized hereunder consistent with priorities provided by the  
29 State Department of Social Services. To the extent feasible, the  
30 department shall use applicant fees and points to cover its  
31 administrative costs. The department may ~~utilize~~ *use* an amount  
32 of money from the Child Care and Development Facilities Loan  
33 Guaranty Fund and the Child Care and Development Facilities  
34 Direct Loan Fund, as appropriate, for reasonable administrative  
35 costs in any given fiscal year. Unless an appropriation for  
36 administrative costs is made in the annual Budget Act that exceeds  
37 the following limits, administrative expenditures shall not exceed  
38 3 percent of the amount appropriated to each fund in the Budget  
39 Act of 1997.

(h) (1) The department shall adopt regulations to efficiently and effectively implement the microenterprise loan program described in this subdivision, including, but not limited to, the following:

(A) Making loans available from the Child Care and Development Facilities Direct Loan Fund to local microenterprise loan funds and other lenders who may relend the funds in appropriate amounts to eligible small family child care home providers described in Section 1597.44 of the Health and Safety Code, large family child care home providers described in Section 1597.465 of the Health and Safety Code, licensed child care and development facilities, and preschool facilities that serve up to 35 children.

(B) Authorizing a specified amount of guarantees of small loans by local microenterprise loan funds and other lenders serving eligible small family child care home providers described in Section 1597.44 of the Health and Safety Code, large family child care home providers described in Section 1597.465 of the Health and Safety Code, licensed child care and development facilities, and preschool facilities that serve up to 35 children.

(2) Notwithstanding anything to the contrary in this section or Section 10305, a loan made pursuant to this subdivision shall not be made for less than five thousand dollars (\$5,000) or for more than fifty thousand dollars (\$50,000) and shall not be subject to the 75-percent investment restriction contained in paragraph (2) of subdivision (e) of Section 10305.

(i) The department may adopt regulations for the purposes of this section as emergency regulations in accordance with Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code. For the purposes of the Administrative Procedure Act, including Section 11349.6 of the Government Code, the adoption of the regulations shall be deemed to be an emergency and necessary for the immediate preservation of the public peace, health and safety, or general welfare, notwithstanding subdivision (e) of Section 11346.1 of the Government Code. Notwithstanding subdivision (e) of Section 11346.1 of the Government Code, any regulation adopted pursuant to this section shall not remain in effect *for* more than 180 days unless the department complies with all provisions of Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title



1 2 of the Government Code, as required by subdivision (e) of  
2 Section 11346.1 of the Government Code.

3 SEC. 9. Section 10309.1 of the Welfare and Institutions Code  
4 is amended to read:

5 10309.1. (a) The department shall disburse augmentations to  
6 the base allocation for the expansion of child care and development  
7 programs to promote equal access to child development services  
8 across the state.

9 (b) The department shall use the formula developed pursuant  
10 to subdivision (c) and the priorities identified by ~~local child care~~  
11 ~~and development~~ *strategic* planning councils, unless those priorities  
12 do not meet the requirements of state or federal law, as a guide in  
13 disbursing augmentations pursuant to subdivision (a).

14 (c) The department shall develop a formula for prioritizing the  
15 disbursement of augmentations pursuant to this section. The  
16 formula shall give priority to allocating funds to underserved areas.  
17 The formula shall use the definition of “underserved area” in  
18 Section 10213.5 and direct impact indicators of need for child care  
19 and development services in the county or subcounty areas. For  
20 purposes of this section, “subcounty areas” include, but are not  
21 limited to, school districts, census tracts, or ZIP Code areas that  
22 are deemed by the department to be most appropriate to the type  
23 of program receiving an augmentation. Direct impact indicators  
24 of need may include, but are not limited to, the teenage pregnancy  
25 rate, the unemployment rate, area household income, or the number  
26 or percentage of families receiving public assistance, eligible for  
27 Medi-Cal, or eligible for free or reduced-price school meals, and  
28 any unique characteristics of the population served by the type of  
29 program receiving an augmentation.

30 (d) To promote equal access to services, the department shall  
31 include in guidelines developed for use by ~~local~~ *strategic* planning  
32 councils pursuant to *paragraph (3) of* subdivision ~~(d)~~ (c) of Section  
33 10486 guidance on identifying underserved areas and populations  
34 within counties. This guidance shall include reference to the direct  
35 impact indicators of need described in subdivision (c).

36 SEC. 10. Section 10309.7 of the Welfare and Institutions Code  
37 is amended to read:

38 10309.7. (a) The Legislature recognizes the importance of  
39 providing quality child care and preschool services. It is, therefore,  
40 the intent of the Legislature to assist counties in improving the

1 retention of qualified child care and preschool employees who  
2 work directly with children who receive state-subsidized child care  
3 and preschool services.

4 (b) It is further the intent of the Legislature, in amending this  
5 section during the 2009–10 Regular Session, to address the unique  
6 challenges of the County of Los Angeles, in which an estimated  
7 60,000 low-income children receive subsidized child care in  
8 nonstate-funded child care settings and an additional 50,000  
9 eligible children are waiting for subsidized services.

10 (c) (1) Except as provided in paragraph (2), the funds  
11 appropriated for the purposes of this section by paragraph (11) of  
12 Schedule (b) of Item 6110-196-0001 of Section 2.00 of the Budget  
13 Act of 2000 (Chapter 52 of the Statutes of 2000), and that are  
14 described in subdivision (i) of Provision 7 of that item, and any  
15 other funds appropriated for purposes of this section, shall be  
16 allocated to ~~local~~ *strategic* child care and development planning  
17 councils based on the percentage of state-subsidized, center-based  
18 child care and preschool funds received in that county, and shall  
19 be used to address the retention of qualified child care and  
20 preschool employees in state-subsidized child care centers and  
21 preschools.

22 (2) Of the funds identified in paragraph (1), funds qualified  
23 pursuant to subparagraphs (A) to (C), inclusive, may also be used  
24 to address the retention of qualified persons working in licensed  
25 child care and preschool programs that serve a majority of children  
26 who receive subsidized child care and preschool services pursuant  
27 to this chapter, including, but not limited to, family child care  
28 homes as defined in Section 1596.78 of the Health and Safety  
29 Code. To qualify for use pursuant to this paragraph, the funds shall  
30 meet all of the following requirements:

31 (A) The funds are allocated for use in the County of Los  
32 Angeles.

33 (B) The funds are appropriated in the annual Budget Act.

34 (C) The funds are unexpended after addressing the retention of  
35 qualified child care and preschool employees in state-subsidized  
36 child care centers and family child care home education networks.

37 (d) The department shall develop guidelines for use by ~~local~~  
38 ~~child care and development~~ *strategic* planning councils in  
39 developing county plans for the expenditure of funds allocated  
40 pursuant to this section. These guidelines shall be consistent with

1 the department's assessment of the current needs of the subsidized  
2 child care and preschool workforce, and shall be subject to the  
3 approval of the Department of Finance. Any county plan developed  
4 pursuant to these guidelines shall be approved by the department  
5 prior to the allocation of funds to the ~~local child care and~~  
6 ~~development~~ *strategic planning council*.

7 (e) Funds provided to a county for the purposes of this section  
8 shall be used in accordance with the plan approved pursuant to  
9 subdivision (d). A county with an approved plan may retain up to  
10 1 percent of the county's total allocation made pursuant to this  
11 section for reimbursement of administrative expenses associated  
12 with the planning process.

13 (f) The department shall provide an annual report, no later than  
14 April 10 of each year, to the Legislature, the Department of  
15 Finance, and the Governor that includes, but is not limited to, a  
16 summary of the distribution of the funds by county and a  
17 description of the use of the funds.

18 SEC. 11. Section 10320 of the Welfare and Institutions Code  
19 is repealed.

20 ~~10320. (a) The Early Childhood Policy Council is hereby~~  
21 ~~established to advise the Governor, the Legislature, and the~~  
22 ~~department on statewide early learning and care policy, including~~  
23 ~~the planning for, and the implementation and evaluation of, the~~  
24 ~~state's Master Plan for Early Learning and Care and the 2019~~  
25 ~~California Assembly Blue Ribbon Commission on Early Childhood~~  
26 ~~Education Final Report.~~

27 ~~(b) (1) The council shall maintain at least two ongoing standing~~  
28 ~~advisory committees: a parent advisory committee appointed~~  
29 ~~pursuant to subdivision (e) and a workforce advisory committee~~  
30 ~~appointed pursuant to subdivision (f).~~

31 ~~(2) The council shall include 27 members who shall serve at~~  
32 ~~the pleasure of their appointing authority as follows:~~

33 ~~(A) Fourteen members appointed by the Governor, including~~  
34 ~~those required pursuant to Section 9837b of Title 42 of the United~~  
35 ~~States Code. One of the Governor's appointees shall be the~~  
36 ~~chairperson of the council.~~

37 ~~(B) Four members appointed by the Speaker of the Assembly.~~

38 ~~(C) Four members appointed by the Senate Committee on Rules.~~

39 ~~(D) One member appointed by the Superintendent of Public~~  
40 ~~Instruction.~~

~~(E) Two members of the parent advisory committee, appointed by that committee.~~

~~(F) Two members of the workforce advisory committee, appointed by that committee.~~

~~(3) Members of the council shall include stakeholder representatives reflecting the comprehensive child care system; represent the ethnic, racial, and language diversity of the state; and represent geographic diversity and those communities separated from opportunity due to poverty, racial bias, language, geographic isolation, disability, and other factors.~~

~~(4) Members of the council shall serve no longer than six years.~~

~~(5) To the extent funding for the council is provided in the annual Budget Act, language interpretation services shall be provided at convenings of the council and its committees to ensure language access and meaningful participation.~~

~~(6) To the extent funding for the council is provided in the annual Budget Act, members of the council or its committees who are provider participants or parent representatives shall be reimbursed as necessary for their reasonable expenses, including travel, a stipend to cover child care costs, lost wages, and expenses for substitutes for attending council meetings.~~

~~(e) The council shall do all of the following:~~

~~(1) Convene at least four public meetings per year. These meetings shall provide access for participants throughout the state.~~

~~(2) Advise the Governor and perform activities required pursuant to Section 9837b of Title 42 of the United States Code.~~

~~(3) Prepare a formal public annual report on the work of the council.~~

~~(4) Provide specific recommendations directly to the Governor, the Legislature, and the department on all aspects of the state's early childhood education system, including on the following topics:~~

~~(A) Equity, with consideration for demographic, geographic, and economic diversity, and with a focus on family-centered two-generation approaches.~~

~~(B) Opportunities to incorporate a support model of accountability, as opposed to a compliance model of accountability, into the state's early childhood education system.~~

~~(C) Ways that the state's Master Plan for Early Learning and Care and the 2019 California Assembly Blue Ribbon Commission~~

1 on Early Childhood Education Final Report can be updated and  
2 improved.

3 (d) ~~Staff for the council and its committees shall be provided~~  
4 ~~by the California Health and Human Services Agency. From~~  
5 ~~funding appropriated for purposes of this section, up to three~~  
6 ~~hundred thousand dollars (\$300,000) may be used by the California~~  
7 ~~Health and Human Services Agency for the costs to provide staff~~  
8 ~~for the council and its committees.~~

9 (e) (1) ~~The parent advisory committee shall be a standing~~  
10 ~~committee of the council.~~

11 (2) ~~The parent advisory committee shall include nine members~~  
12 ~~who shall serve at the pleasure of their appointing authority as~~  
13 ~~follows:~~

14 (A) ~~Three members appointed by the Governor, including one~~  
15 ~~consumer who receives services from a child care center provider,~~  
16 ~~one consumer who is on a subsidy waiting list at the time of the~~  
17 ~~appointment, and one consumer who is a parent of a child with~~  
18 ~~exceptional needs, as defined in Section 10213.5, who receives~~  
19 ~~services from a child care provider.~~

20 (B) ~~Three members appointed by the Speaker of the Assembly,~~  
21 ~~including one consumer who receives services from a family child~~  
22 ~~care home provider or a family, friend, or neighbor provider, one~~  
23 ~~consumer who is a current or former CalWORKs child care~~  
24 ~~recipient, and one consumer who is connected to the child welfare~~  
25 ~~system.~~

26 (C) ~~Three members appointed by the Senate Committee on~~  
27 ~~Rules, including one consumer who receives services from a~~  
28 ~~transitional kindergarten provider, one consumer who represents~~  
29 ~~a tribal organization who receives services from a child care~~  
30 ~~provider, and one consumer who pays privately for child care.~~

31 (3) ~~The Governor shall designate the chairperson of the parent~~  
32 ~~advisory committee.~~

33 (4) ~~If a person cannot be found to satisfy the requirements of~~  
34 ~~paragraph (2), the appointing authority may designate an alternate~~  
35 ~~committee member.~~

36 (5) ~~The parent advisory committee shall provide~~  
37 ~~recommendations to the council and other entities on all aspects~~  
38 ~~of early childhood education, including all of the following:~~

39 (A) ~~Equity, access, and best practices for engaging families.~~

40 (B) ~~Creating warm and welcoming care environments.~~

~~(C) How to develop local and state partnerships to support the best outcomes for families that interact with the state's early childhood education system.~~

~~(f) (1) The workforce advisory committee shall be a standing committee of the council.~~

~~(2) The workforce advisory committee shall include nine members who shall serve at the pleasure of their appointing authority as follows:~~

~~(A) Three members appointed by the Governor, including one licensed family child care home provider, one center-based child care director from a subsidized child care program, and one representative from a statewide organization representing child care providers.~~

~~(B) Three members appointed by the Speaker of the Assembly, including one family, friend, or neighbor child care provider, one representative from a Head Start program provider, and one representative from a community college that operates a program that provides early child care education coursework and laboratory school experience.~~

~~(C) Three members appointed by the Senate Committee on Rules, including one representative from a child care provider experienced in providing services to children with exceptional needs, as defined in Section 10213.5, in a full-inclusion environment, one center-based child care teacher from a subsidized child care program, and one provider who provides services to children from a tribal organization.~~

~~(3) The Governor shall designate the chairperson of the workforce advisory committee.~~

~~(4) If a person cannot be found to satisfy the requirements of paragraph (2), the appointing authority may designate an alternate committee member.~~

~~(5) The workforce advisory committee shall provide recommendations to the council and other entities on all aspects of early childhood education on an ongoing basis.~~

SEC. 12. Section 10320 is added to the Welfare and Institutions Code, to read:

10320. (a) The Governor shall appoint an advisory committee composed of one representative from the State Board of Education, one representative of private education, one representative of child welfare, one representative of private health care, two

1 representatives of proprietary child care agencies, one  
2 representative of a community action agency qualified under Title  
3 II of the federal Economic Opportunity Act of 1964, two  
4 representatives of family daycare homes, one representative of a  
5 child care provider exempt from licensure, five parents of children  
6 participating in child care programs of whom at least three shall  
7 be parents of children participating in publicly subsidized child  
8 development programs, and one shall be a parent of a child  
9 receiving care from a child care provider exempt from licensure,  
10 appointed from names selected by a democratic process to ensure  
11 representation of the parents of children being served, four persons  
12 representing professional or civic groups or public or nonprofit  
13 private agencies, organizations or groups concerned with child  
14 development, one person who administers a public school child  
15 care program, one person who administers a county office of  
16 education schoolage child care program, and one teacher currently  
17 serving in a public school children's center.

18 (b) The advisory committee also shall include one representative  
19 from the department, and one representative each from the  
20 Employment Development Department, the State Department of  
21 Education, the State Department of Health Care Services, and the  
22 State Department of Developmental Services, appointed by the  
23 respective director of each department.

24 (c) The advisory committee shall assist the department in  
25 developing a state plan for child development programs pursuant  
26 to this chapter.

27 (d) The advisory committee shall provide ongoing coordination  
28 and communication to strategic planning councils to facilitate  
29 activities and provide technical assistance as needed.

30 (e) The advisory committee shall continually evaluate the  
31 effectiveness of those programs and shall report thereon at each  
32 regular session of the Legislature.

33 (f) The advisory committee shall assist in and coordinate the  
34 drafting of guidelines for strategic planning councils pursuant to  
35 Chapter 31 (commencing with Section 10480). The advisory  
36 committee shall request state and local agencies to submit  
37 suggested guidelines. The final guidelines shall be drafted and  
38 adopted by the committee, in consultation with local child care  
39 agencies, strategic planning councils, the department, and the State  
40 Department of Education. The guidelines shall include, but not be

1 limited to, provisions for assessing child care supply, demand,  
2 cost, and facility needs, in terms of age, family income level,  
3 special needs, and multilingual and multicultural backgrounds.  
4 Guidelines developed for programs administered by the department  
5 shall be concurred in by the department.

6 SEC. 13. Section 10351 of the Welfare and Institutions Code  
7 is amended to read:

8 10351. Before implementing the local subsidy plan, the City  
9 and County of San Francisco, in consultation with the department,  
10 shall develop an individualized county child care subsidy plan for  
11 the city and county that includes the following four elements:

12 (a) An assessment to identify the city and county's goal for its  
13 subsidized child care system. The assessment shall examine  
14 whether the current structure of subsidized child care funding  
15 adequately supports working families in the city and county and  
16 whether the city and county's child care goals coincide with the  
17 state's requirements for funding, eligibility, priority, and  
18 reimbursement. The assessment shall also identify barriers in the  
19 state's child care subsidy system that inhibit the city and county  
20 from meeting its child care goals. In conducting the assessment,  
21 the city and county shall consider all of the following:

22 (1) The general demographics of families who are in need of  
23 child care, including employment, income, language, ethnic, and  
24 family composition.

25 (2) The current supply of available subsidized child care.

26 (3) The level of need for various types of subsidized child care  
27 services including, but not limited to, infant care, after-hours care,  
28 and care for children with exceptional needs.

29 (4) The city and county's self-sufficiency income level.

30 (5) Income eligibility levels for subsidized child care.

31 (6) Family fees.

32 (7) The cost of providing child care.

33 (8) The regional market rates, as established by the department,  
34 for different types of child care.

35 (9) The standard reimbursement rate or state per diem for centers  
36 operating under contracts with the department.

37 (10) Trends in the county's unemployment rate and housing  
38 affordability index.



1 (b) Development of a local policy to eliminate state-imposed  
2 regulatory barriers to the city and county's achievement of its  
3 desired outcomes for subsidized child care.

4 (1) The local policy shall do all of the following:

5 (A) Prioritize lowest income families first.

6 (B) Follow the family fee schedule established pursuant to  
7 Section 10290 of this code or Section 8252 of Education Code, as  
8 applicable, for those families that are income eligible, as defined  
9 by Section 10271.5 of this code or Section 8213 of the Education  
10 Code, as applicable.

11 (C) Meet local goals that are consistent with the state's child  
12 care goals.

13 (D) Identify existing policies that would be affected by the city  
14 and county's child care subsidy plan.

15 (E) (i) Authorize any agency that provides child care and  
16 development services in the city and county through a contract  
17 with the department to apply to the department to amend existing  
18 contracts in order to benefit from the local policy once it is adopted.

19 (ii) The department shall approve an application to amend an  
20 existing contract if the child care subsidy plan is approved pursuant  
21 to subdivision (b) of Section 10352, or modified pursuant to  
22 subdivision (c) of Section 10352.

23 (iii) The contract of a department contractor who does not elect  
24 to request an amendment to its contract remains operative and  
25 enforceable.

26 (2) (A) The city and county shall, by the end of the first fiscal  
27 year of operation under the approved child care subsidy plan,  
28 demonstrate an increase in the aggregate child days of enrollment  
29 in the county as compared to the enrollment in the final quarter of  
30 the 2004–05 fiscal year.

31 (B) The amount of the increase shall be at least equal to the  
32 aggregate child days of enrollment in the final quarter of the  
33 2004–05 fiscal year for all contracts amended as provided in  
34 subparagraph (E) of paragraph (1), under which the contractor  
35 receives an increase in its reimbursement rate, times 2 percent.

36 (C) The amount of the increase shall also be proportional to the  
37 total contract maximum reimbursable amount to reflect the changes  
38 in the budget allocation for each fiscal year of the plan.

39 (3) The local policy may supersede state law concerning child  
40 care subsidy programs with regard only to the following factors:

1 (A) Provide a family that qualifies for the second or third stage  
2 of child care services pursuant to Chapter 21 (commencing with  
3 Section 10370), for purposes of eligibility, fees, and  
4 reimbursements, the same or higher level of benefit as a family  
5 that qualifies for subsidized child care on another basis pursuant  
6 to the local policy, except as otherwise provided in Chapter 21  
7 (commencing with Section 10370). Nothing in this section shall  
8 be interpreted to impact or reduce any element in the second or  
9 third stage of child care services pursuant to Chapter 21  
10 (commencing with Section 10370) that provides a greater benefit  
11 to participating families than is provided for in the local policy.

12 (B) Fees including, but not limited to, family fees, sliding scale  
13 fees, and copayments for those families that are not income eligible,  
14 as defined by Section 10271.5 of this code or Section 8213 of the  
15 Education Code, as applicable.

16 (C) Reimbursement rates, including adjustment factors identified  
17 in Section 10281.5 of this code or Section 8244 of the Education  
18 Code, as applicable.

19 (D) Methods of maximizing the efficient use of subsidy funds,  
20 including, but not limited to, multiyear contracting with the  
21 department for center-based child care, and interagency agreements  
22 that allow for flexible and temporary transfer of funds among  
23 agencies.

24 (c) Recognition that all funding sources utilized by direct service  
25 contractors that provide child care and development services in  
26 the city and county are eligible to be included in the child care  
27 subsidy plan of the city and county.

28 (d) Establishment of measurable outcomes to evaluate the  
29 success of the plan to achieve the city and county's child care goals  
30 and to overcome any barriers identified in the state's child care  
31 subsidy system. The department shall have an opportunity to review  
32 and comment on the proposed measurable outcomes before they  
33 are submitted to the ~~local child care and development~~ *strategic*  
34 planning council for approval pursuant to Section 10352.

35 (e) Nothing in this section shall be construed to permit the city  
36 and county to change the regional market rate survey results for  
37 the city and county.

38 (f) Nothing in this section shall allow the city and county to  
39 adopt as part of its plan an increase to the regional market  
40 reimbursement rate beyond the level provided in the Budget Act.

(g) The plan may include stage one child care services in addition to alternative payment and direct service child care programs. If the plan includes CalWORKs child care, the plan administrator shall consult with their county welfare department to identify opportunities for alignment, ensuring families experience no break in their child care services due to a transition between the three stages of child care services and policies implemented in the plan.

SEC. 14. Section 10352 of the Welfare and Institutions Code is amended to read:

10352. (a) The plan shall be submitted to the ~~local strategic~~ planning council, as defined in ~~subdivision (g) of~~ Section 10480, for approval. Upon approval of the plan by the ~~local strategic~~ planning council, the Board of Supervisors of the City and County of San Francisco shall hold at least one public hearing on the plan. Following the hearing, if the board of supervisors votes in favor of the plan, the plan shall be submitted to the department for review.

(b) Within 30 days of receiving the plan, the department shall review and either approve or disapprove the plan.

(c) Within 30 days of receiving any modification to the plan, the department shall review and either approve or disapprove that modification to the plan.

(d) The department may disapprove only those portions of the plan or modifications to the plan that are not in conformance with ~~either this chapter or Chapter 18 (commencing with Section 10340)~~ or that are in conflict with federal law.

SEC. 15. Section 10375 of the Welfare and Institutions Code is amended to read:

10375. (a) By January 31, 1998, the State Department of Education and the State Department of Social Services shall design a form for license-exempt child care providers to use for certifying health and safety requirements to the extent required by federal law. Until the form is adopted, the information required pursuant to Section 11324 shall continue to be maintained by the county welfare department or contractor, as appropriate.

(b) By January 31, 1998, the State Department of Education and the State Department of Social Services shall do both of the following:

1 (1) Design a standard process for complaints by parents about  
2 the provision of child care that is exempt from licensure.

3 (2) Design, in consultation with ~~local~~ *strategic* planning  
4 councils, a single application for all child care programs and all  
5 families.

6 (c) (1) County welfare departments and alternative payment  
7 programs shall encourage all providers who are licensed or who  
8 are exempt from licensure and who are providing care under  
9 Section 10371, 10372, or 10372.5 to secure training and education  
10 in basic child development.

11 (2) Child care provider job training provided to CalWORKs  
12 recipients that is funded by either the State Department of  
13 Education or the State Department of Social Services shall include  
14 information on becoming a licensed child care provider.

15 (d) The department shall increase consumer education and  
16 consumer awareness activities so that parents will have the  
17 information needed to seek child care of high quality. High-quality  
18 child care shall include both licensed and license-exempt care.

19 SEC. 16. Section 10376 of the Welfare and Institutions Code  
20 is amended to read:

21 10376. (a) County welfare departments and alternative  
22 payment programs shall provide to the department and the ~~local~~  
23 *strategic* planning council, on a monthly basis, data about child  
24 care usage and demand in each of the three stages. The department  
25 shall forward this data quarterly to the Department of Finance and  
26 the Joint Legislative Budget Committee for fiscal planning.

27 (b) By January 10 of each year, the Department of Finance shall  
28 present to the respective legislative budget committees an estimate  
29 of the cost of funding the expected demand for child care as  
30 described in subdivision (a) of Section 10371 and Sections 10372  
31 and 10372.5.

32 SEC. 17. The heading of Chapter 31 (commencing with Section  
33 10480) of Part 1.8 of Division 9 of the Welfare and Institutions  
34 Code is amended to read:

35  
36 CHAPTER 31. ~~LOCAL~~ STRATEGIC PLANNING COUNCILS  
37

38 SEC. 18. Section 10480 of the Welfare and Institutions Code  
39 is amended to read:

1 10480. For purposes of this chapter, the following definitions  
2 shall apply:

3 ~~(a) “Block grant” means the block grant contained in Title VI~~  
4 ~~of the Child Care and Development Fund, as established by the~~  
5 ~~federal Personal Responsibility and Work Opportunity~~  
6 ~~Reconciliation Act of 1996 (P.L. 104-193).~~

7 ~~(b)~~

8 (a) “Child care” means all licensed child care and development  
9 ~~services services, early childhood education services,~~ and  
10 license-exempt child care, including, but not limited to, private  
11 for-profit programs, nonprofit programs, and publicly funded  
12 programs, for all children up to and including 12 years of age,  
13 including children with exceptional needs and children from all  
14 linguistic and cultural backgrounds.

15 ~~(c)~~

16 (b) “Child care provider” means a person who provides child  
17 care services or represents persons who provide child care services.

18 ~~(d) “Community representative” means a person who represents~~  
19 ~~an agency or business that provides private funding for child care~~  
20 ~~services, or who advocates for child care services through~~  
21 ~~participation in civic or community-based organizations but is not~~  
22 ~~a child care provider and does not represent an agency that~~  
23 ~~contracts with the department to provide child care and~~  
24 ~~development services.~~

25 ~~(e)~~

26 (c) “Consumer” means a parent or person who receives, or who  
27 has received within the past 36 months, child care services.

28 (f) “Department” means the State Department of Social Services.

29 ~~(g) “Local~~

30 (d) “*Strategic* planning council” means a local child care and  
31 development planning ~~council~~ *council*, as described in Section  
32 10485.

33 ~~(h) “Public agency representative” means a person who~~  
34 ~~represents a city, county, city and county, or local educational~~  
35 ~~agency.~~

36 SEC. 19. The heading of Article 2 (commencing with Section  
37 10485) of Chapter 31 of Part 1.8 of Division 9 of the Welfare and  
38 Institutions Code is amended to read:

Article 2. Membership and Funding of ~~Local Child Care~~  
~~Development Strategic Planning Councils~~

SEC. 20. Section 10485 of the Welfare and Institutions Code is repealed.

~~10485. (a) It is the intent of the Legislature that local child care and development planning councils shall provide a forum for the identification of local priorities for child care and the development of policies to meet the needs identified within those priorities.~~

~~(b) The county board of supervisors and the county superintendent of schools shall do both of the following:~~

~~(1) Select the members of the local planning council. Before making selections pursuant to this subdivision, the board of supervisors and the county superintendent of schools shall publicize their intention to select the members and shall invite local organizations to submit nominations. In counties in which the superintendent is appointed by the county board of education, the county board of education may make the appointment or may delegate that responsibility to the superintendent.~~

~~(2) Establish the term of appointment for the members of the local planning council.~~

~~(c) (1) The local planning council shall be comprised as follows:~~

~~(A) Twenty percent of the membership shall be consumers.~~

~~(B) Twenty percent of the membership shall be child care providers, reflective of the range of child care providers in the county.~~

~~(C) Twenty percent of the membership shall be public agency representatives.~~

~~(D) Twenty percent of the membership shall be community representatives, who shall not be child care providers or agencies that contract with the department to provide child care and development services.~~

~~(E) The remaining 20 percent shall be appointed at the discretion of the appointing agencies.~~

~~(2) The board of supervisors and the county superintendent of schools shall each appoint one-half of the members. In the case of uneven membership, both appointing entities shall agree on the odd-numbered appointee.~~

1 ~~(d) Every effort shall be made to ensure that the ethnic, racial,~~  
2 ~~and geographic composition of the local planning council is~~  
3 ~~reflective of the ethnic, racial, and geographic distribution of the~~  
4 ~~population of the county.~~

5 ~~(e) The board of supervisors and county superintendent of~~  
6 ~~schools may designate an existing child care planning council or~~  
7 ~~coordinated child and family services council as the local planning~~  
8 ~~council, as long as it has or can achieve the representation set forth~~  
9 ~~in this section.~~

10 ~~(f) Upon establishment of a local planning council, the local~~  
11 ~~planning council shall elect a chair and select a staff.~~

12 ~~(g) Each local planning council shall develop and implement a~~  
13 ~~training plan to provide increased efficiency, productivity, and~~  
14 ~~facilitation of local planning council meetings. This may include~~  
15 ~~developing a training manual, hiring facilitators, and identifying~~  
16 ~~strategies to meet the objectives of the council.~~

17 ~~(h) No member of a local planning council shall participate in~~  
18 ~~a vote if the member has a proprietary interest in the outcome of~~  
19 ~~the matter being voted upon.~~

20 SEC. 21. Section 10485 is added to the Welfare and Institutions  
21 Code, to read:

22 10485. (a) It is the intent of the Legislature that strategic local  
23 child care and development planning councils shall provide a forum  
24 to identify local priorities for child care and to develop policies to  
25 meet the needs identified within those priorities, and shall seek to  
26 create a local system of support for child care.

27 (b) (1) The strategic planning council shall be comprised as  
28 follows:

29 (A) One representative from a resource and referral agency in  
30 the county. This representative shall be appointed by a majority  
31 vote of all resource and referral agencies in the county.

32 (B) One representative from an alternative payment provider  
33 in the county. This representative shall be appointed by a majority  
34 vote of all alternative payment providers in the county.

35 (C) One representative from the local First 5 county commission.

36 (D) One representative from the county office of education.

37 (E) One representative from a school district that provides  
38 transitional kindergarten within the county.

39 (F) One representative from the county board of supervisors.

1 (G) One representative from the county human services  
2 department.

3 (H) One representative from the parent advisory committee  
4 established pursuant to paragraph (5). This representative shall be  
5 appointed by a majority vote of the members of the parent advisory  
6 committee.

7 (I) One representative from the provider advisory committee  
8 established pursuant to paragraph (6). This representative shall be  
9 appointed by a majority vote of the members of the provider  
10 advisory committee.

11 (J) One representative of a local postsecondary educational  
12 institution that receives state or federal funds and offers a degree,  
13 training, or professional development courses in child care, child  
14 development, or preschool.

15 (K) Other local government agencies, such as health services,  
16 human services, social services, regional centers, school districts,  
17 and special education local plan areas, that provide services to  
18 children from birth to 12 years of age, inclusive.

19 (L) Other representatives, at the discretion of the strategic  
20 planning council.

21 (2) Notwithstanding any other law, one individual may represent  
22 more than one of the categories identified in subparagraphs (A) to  
23 (I), inclusive, of paragraph (1).

24 (3) The members of the strategic planning council shall serve  
25 a term of three years.

26 (4) (A) The representative identified in subparagraph (J) of  
27 paragraph (1) shall be nominated by a majority vote of the other  
28 members of the strategic planning council and shall be appointed  
29 by the county board of supervisors or the county superintendent  
30 of schools.

31 (B) The county board of supervisors and the county  
32 superintendent of schools may each appoint one-half of the  
33 members nominated pursuant to subparagraphs (K) and (L) of  
34 paragraph (1) of subdivision (b). If there is an uneven number of  
35 appointees, the county board of supervisors and the county  
36 superintendent of schools shall agree on the odd-numbered  
37 appointee.

38 (5) The parent advisory committee shall be made up of  
39 consumers and may include, but is not limited to, the following  
40 members:



1 (A) One consumer who receives services from a family child  
2 care home provider or a family, friend, or neighbor provider.

3 (B) One consumer who receives services from a child care center  
4 provider.

5 (C) One consumer who receives services from a transitional  
6 kindergarten provider.

7 (D) One consumer who represents a tribal organization who  
8 receives services from a child care provider.

9 (E) One consumer who is a parent of a child with exceptional  
10 needs, as defined in Section 8208, who receives services from a  
11 child care provider.

12 (F) One consumer who receives services from an after school  
13 program.

14 (6) The provider advisory committee may include, but is not  
15 limited to, the following members:

16 (A) One family child care home provider or a family, friend, or  
17 neighbor provider.

18 (B) One child care provider licensed pursuant to Title 5 of the  
19 California Code of Regulations.

20 (C) One child care provider licensed pursuant to Title 22 of the  
21 California Code of Regulations.

22 (D) One Head Start provider.

23 (E) One representative from a labor union that represents child  
24 care providers in the county.

25 (F) One representative from a child care provider experienced  
26 in providing services to children with exceptional needs, as defined  
27 in Section 10213.5, in a full inclusion environment.

28 (G) One representative from a child care provider experienced  
29 in providing services to children of migrant families.

30 (c) Every effort shall be made to ensure that the ethnic, racial,  
31 and geographic composition of the strategic planning council is  
32 reflective of the ethnic, racial, and geographic distribution of the  
33 population of the county.

34 (d) The county board of supervisors and county superintendent  
35 of schools may designate an existing child care planning council  
36 or coordinated child and family services council as the strategic  
37 planning council, as long as it has or can achieve the representation  
38 set forth in this section.

39 (e) Upon establishment of a strategic planning council, the  
40 strategic planning council shall elect a chair and select a staff.

1 (f) Each strategic planning council shall develop and implement  
2 a training plan to provide increased efficiency, productivity, and  
3 facilitation of strategic planning council meetings. This may  
4 include developing a training manual, hiring facilitators, and  
5 identifying strategies to meet the objectives of the council.

6 (g) A member of a strategic planning council shall not participate  
7 in a vote if the member has a proprietary interest in the outcome  
8 of the matter being voted upon.

9 (h) Notwithstanding any other law, the county board of  
10 supervisors and the county superintendent of schools may mutually  
11 agree to merge the strategic planning council and the Quality  
12 Rating and Improvement System local consortia, as defined in  
13 Section 8203.1 of the Education Code, as long as it can achieve  
14 the representation set forth in this section.

15 (i) (1) Notwithstanding any other law, the county boards of  
16 supervisors and the county superintendents of schools in two or  
17 more contiguous counties may mutually agree to merge their  
18 strategic planning councils, as long as it can achieve the  
19 representation set forth in this section.

20 (2) If two or more counties choose to exercise the option to  
21 merge their strategic planning councils pursuant to paragraph (1),  
22 the strategic planning council shall make every effort to ensure  
23 that meetings and stakeholder forums are accessible to consumers  
24 and providers in all of the counties that the strategic planning  
25 council represents. This may be achieved by alternating the location  
26 of meetings between the counties, hosting meetings at a central  
27 point between the counties, or live broadcasting strategic planning  
28 council meetings at multiple locations within the counties.

29 SEC. 22. Section 10486 of the Welfare and Institutions Code  
30 is amended to read:

31 10486. (a) The department shall allocate child care funding  
32 pursuant to this part based on the amount of state and federal  
33 funding that is available.

34 (b) By May 30 of each year, upon approval by the county board  
35 of supervisors and the county superintendent of schools, a ~~local~~  
36 *strategic* planning council shall submit to the department and the  
37 State Department of Education ~~the local priorities it has identified~~  
38 ~~that reflect all its local priorities, identified by ZIP Code and~~  
39 *prioritized by the strategic planning council according to greatest*

1 child care needs in the county. To accomplish this, a local *strategic*  
2 planning council shall do ~~all~~ *both* of the following:

3 ~~(1) Conduct an assessment of child care needs in the county no~~  
4 ~~less frequently than once every five years. The department shall~~  
5 ~~define and prescribe data elements to be included in the needs~~  
6 ~~assessment and shall specify the format for the data reporting. The~~  
7 ~~needs assessment shall also include all factors deemed appropriate~~  
8 ~~by the local planning council in order to obtain an accurate picture~~  
9 ~~of the comprehensive child care needs in the county. The factors~~  
10 ~~include, but are not limited to, all of the following:~~

11 ~~(A) The needs of families eligible for subsidized child care.~~

12 ~~(B) The needs of families not eligible for subsidized child care.~~

13 ~~(C) The waiting lists for programs funded by the department.~~

14 ~~(D) The need for child care for children determined by the child~~  
15 ~~protective services agency to be neglected, abused, or exploited,~~  
16 ~~or at risk of being neglected, abused, or exploited.~~

17 ~~(E) The number of children in families receiving public~~  
18 ~~assistance, including CalFresh benefits, housing support, and~~  
19 ~~Medi-Cal, and assistance from the Healthy Families Program and~~  
20 ~~the Temporary Assistance for Needy Families (TANF) program.~~

21 ~~(F) Family income among families with preschool or schoolage~~  
22 ~~children.~~

23 ~~(G) The number of children in migrant agricultural families~~  
24 ~~who move from place to place for work or who are currently~~  
25 ~~dependent for their income on agricultural employment in~~  
26 ~~accordance with subdivision (a) of, and paragraphs (1) and (2) of~~  
27 ~~subdivision (b) of, Section 10236.~~

28 ~~(H) The number of children who have been determined by a~~  
29 ~~regional center to require services pursuant to an individualized~~  
30 ~~family service plan, or by a local educational agency to require~~  
31 ~~services pursuant to an individualized education program or an~~  
32 ~~individualized family service plan.~~

33 ~~(I) The number of children in the county by primary language~~  
34 ~~spoken pursuant to the department's language survey.~~

35 ~~(J) Special needs based on geographic considerations, including~~  
36 ~~rural areas.~~

37 ~~(K) The number of children needing child care services by age~~  
38 ~~cohort.~~

39 ~~(2) Document information gathered during the needs assessment~~  
40 ~~that shall include, but need not be limited to, data on supply,~~

1 demand, cost, and market rates for each category of child care in  
2 the county.

3 (3)

4 (1) Encourage public input in the development of the *strategic*  
5 *planning council's* local priorities. Opportunities for public input  
6 shall include at least one public hearing during which members of  
7 the public can comment on the proposed priorities.

8 (4) ~~Prepare a comprehensive countywide child care plan~~  
9 ~~designed to mobilize public and private resources to address~~  
10 ~~identified needs.~~

11 (5) ~~Conduct a periodic review of child care programs funded~~  
12 ~~by the department to determine if identified priorities are being~~  
13 ~~met.~~

14 (6)

15 (2) Collaborate with subsidized and nonsubsidized child care  
16 providers, county welfare departments, human service agencies,  
17 regional centers, job training programs, employers, integrated child  
18 and family service councils, local and state children and families  
19 commissions, parent organizations, early start family resource  
20 centers, family empowerment centers on disability, local child care  
21 resource and referral programs, and other interested parties to  
22 foster partnerships designed to meet local child care needs.

23 (7) ~~Design a system to consolidate local child care waiting lists,~~  
24 ~~if a centralized eligibility list is not already in existence.~~

25 (8) ~~Coordinate part-day programs, including state preschool~~  
26 ~~and Head Start, with other child care and development services to~~  
27 ~~provide full-day child care.~~

28 (9) ~~Submit the results of the needs assessment and the local~~  
29 ~~priorities identified by the local planning council to the board of~~  
30 ~~supervisors and the county superintendent of schools for approval~~  
31 ~~before submitting them to the department.~~

32 (10) ~~Identify at least one, but not more than two, members to~~  
33 ~~serve as part of the department team that reviews and scores~~  
34 ~~proposals for the provision of services funded through contracts~~  
35 ~~with the department. Local planning council representatives may~~  
36 ~~not review and score proposals from the geographic area covered~~  
37 ~~by their own local planning council. The department shall notify~~  
38 ~~each local planning council whenever this opportunity is available.~~

1 ~~(e) The needs assessment data shall be made available to~~  
2 ~~counties implementing individualized county child care subsidy~~  
3 ~~plans pursuant to Chapter 18 (commencing with Section 10340).~~

4 (c) (1) *A strategic planning council shall conduct an assessment*  
5 *of child care needs in the county no less frequently than once every*  
6 *five years. The department shall define and prescribe data elements*  
7 *to be included in the needs assessment and shall specify the format*  
8 *for the data reporting. Beginning in 2027, the strategic planning*  
9 *council shall use the needs assessment template developed by the*  
10 *department in collaboration with the strategic planning councils.*  
11 *The needs assessment shall be submitted to the department by May*  
12 *30 of each year in which it is due.*

13 (2) *The State Department of Public Health, local departments*  
14 *of social services and welfare, local regional centers, special*  
15 *education local plan areas, and local resource and referral*  
16 *agencies shall provide to the department the information necessary*  
17 *for strategic planning councils to complete the needs assessment.*

18 ~~(d)~~

19 (3) The department shall, in conjunction with all appropriate  
20 statewide agencies and associations, develop guidelines for use  
21 by ~~local~~ strategic planning councils to assist them in conducting  
22 needs assessments that are reliable and accurate. The guidelines  
23 shall include acceptable sources of demographic and child care  
24 data, and methodologies for assessing child care supply and  
25 demand.

26 ~~(e)~~

27 (4) The department shall allocate funding within each county  
28 in accordance with the priorities identified by the ~~local~~ strategic  
29 planning council of that county and submitted to the department  
30 pursuant to this section, unless the priorities do not meet the  
31 requirements of state or federal law.

32 SEC. 23. Section 10486.5 is added to the Welfare and  
33 Institutions Code, to read:

34 10486.5. (a) (1) On or before March 30, 2027, and every three  
35 years thereafter, a strategic planning council shall develop and  
36 submit to the county board of supervisors and the county board of  
37 education a strategic plan and investment priorities using the  
38 template that shall be adopted by the department in collaboration  
39 with the strategic planning councils and First 5 California. Before  
40 the strategic plan and investment priorities can be submitted for

1 approval, the strategic planning council shall do all of the  
2 following:

3 (A) Post the most recent needs assessment developed pursuant  
4 to subdivision (c) of Section 10486 on the strategic planning  
5 council's internet website and share the needs assessment with all  
6 school districts in the county no later than January 1 of each year  
7 in which a strategic plan and investment priorities will be  
8 submitted.

9 (B) Seek input from the parent advisory committee and the  
10 provider advisory committee established pursuant to Section 10485.

11 (C) Identify existing publicly owned facilities that could house  
12 a child care program. The strategic planning council shall  
13 periodically survey school districts, county offices of education,  
14 and city and county governments to identify sites that could house  
15 a child care program and the modifications that each site would  
16 need to meet child care health and safety requirements.

17 (D) Encourage public input in the development of the strategic  
18 plan and investment priorities. Opportunities for public input shall  
19 include at least one public hearing during which members of the  
20 public can comment on the proposed strategic plan and investment  
21 priorities before submission to the county board of supervisors  
22 and the county board of education.

23 (2) The strategic plan shall address facility needs, workforce  
24 needs, family access, and quality and transition planning. The  
25 investment priorities shall identify priorities for the county board  
26 of supervisors, the county board of education, and the Legislature.

27 (3) The county board of supervisors and the county board of  
28 education shall hold public hearings on the proposed strategic plan  
29 and investment priorities at a regularly scheduled meeting. The  
30 hearings shall be held before adoption of the strategic plan and  
31 investment priorities and may be no sooner than three days after  
32 the proposed strategic plan and investment priorities are posted  
33 on the strategic planning council's internet website. The county  
34 board of supervisors and the county board of education shall each  
35 approve the strategic plan and investment priorities no later than  
36 July 1 of each year in which a strategic plan and investment  
37 priorities are submitted.

38 (4) A strategic plan and investment priorities shall be effective  
39 for a period of three years and shall be updated each intervening  
40 year by March 30.

1 (b) At least twice each year, a strategic planning council shall  
2 convene a forum for stakeholders to provide input to and receive  
3 updates from the Quality Rating and Improvement System local  
4 consortium, as defined in Section 8203.1 of the Education Code.

5 (c) A strategic planning council shall work with the county  
6 office of education, special education local plan areas, and the  
7 school districts and regional centers in the county to facilitate the  
8 transition of children with exceptional needs into the K–12 system.

9 (d) The operation of this section is contingent upon an  
10 appropriation in the annual Budget Act for purposes of this section.

11 SEC. 24. Section 10487 of the Welfare and Institutions Code  
12 is amended to read:

13 10487. It is the intent of the Legislature that any additional  
14 conditions imposed upon ~~local~~ *strategic* planning councils shall  
15 be funded from available federal funds to the greatest extent legally  
16 possible.

17 SEC. 25. Section 10492.2 of the Welfare and Institutions Code  
18 is amended to read:

19 ~~10492.2~~

20 10492.2. (a) (1) The State Department of Social Services, in  
21 consultation with the State Department of Education, shall convene  
22 a public workgroup to provide recommendations to the State  
23 Department of Social Services for the development of the  
24 Framework, the Equity Tool, and recommended uses of the Equity  
25 Tool for early childhood investments and whole child resources  
26 to address racial and economic inequities for California’s youngest  
27 children.

28 (2) The workgroup shall include parents and families from  
29 historically underserved communities and shall include, but not  
30 be limited to, other stakeholders that bring insight to support the  
31 whole child, which may include practitioners, experts, researchers,  
32 or advocates in childcare and development, physical and mental  
33 health, childhood adversity, family support and engagement,  
34 community safety, economic well-being, and built environments,  
35 representatives from First 5 California and local First 5  
36 commissions, representatives of duly designated collective  
37 bargaining agents of family childcare home providers, and  
38 representatives from resource and referral agencies, ~~local~~ *strategic*  
39 planning councils, and county offices of education. Workgroup  
40 members shall reflect the racial, ethnic, linguistic, and economic

1 diversities of the State of California and represent the interests of  
2 individuals who are Black, Latinx, and Indigenous, people of color,  
3 multilingual communities, LGBTQIA+ families, children with  
4 disabilities, and families from socioeconomically disadvantaged  
5 communities that have been disproportionately marginalized. The  
6 workgroup shall provide updates to the Early Childhood Policy  
7 Council to ensure that the council is informed on the workgroup's  
8 recommendations.

9 (3) The workgroup is subject to the Bagley-Keene Open Meeting  
10 Act (Article 9 (commencing with Section 11120) of Chapter 1 of  
11 Part 1 of Division 3 of Title 2 of the Government Code).

12 (b) On or before January 1, 2025, with input from the  
13 workgroup, the State Department of Social Services shall finalize  
14 and present the Framework, the Equity Tool, and recommended  
15 uses of the Equity Tool to the Legislature. The Framework and  
16 the Equity Tool shall be used to build on the existing strengths of  
17 communities and support them to address their critical needs of  
18 young children.

19 (c) The State Department of Social Services shall publish the  
20 tool for public use, including the data and methodology, on the  
21 department's internet website.

22 SEC. 26. If the Commission on State Mandates determines  
23 that this act contains costs mandated by the state, reimbursement  
24 to local agencies and school districts for those costs shall be made  
25 pursuant to Part 7 (commencing with Section 17500) of Division  
26 4 of Title 2 of the Government Code.