

AMENDED IN SENATE APRIL 15, 2013

AMENDED IN SENATE APRIL 1, 2013

SENATE BILL

No. 528

Introduced by Senator Yee
(Coauthor: Senator Beall)
(Coauthor: Assembly Member Ammiano)

February 21, 2013

An act to amend Section 8263 of the Education Code, and to amend Sections 369, 16001.9, and 16002.5 of the Welfare and Institutions Code, relating to juveniles.

LEGISLATIVE COUNSEL'S DIGEST

SB 528, as amended, Yee. Dependents: care and treatment: minor and nonminor dependent parents.

Under existing law, minors are authorized to consent to medical and other treatment under certain circumstances, including the diagnosis and treatment of sexual assault, medical care relating to the prevention or treatment of pregnancy, treatment of infectious, contagious, and communicable diseases, mental health treatment, and treatment for alcohol and drug abuse.

Under existing law, a child may come within the jurisdiction of the juvenile court and become a dependent child of the court under certain circumstances, including in cases of abuse and neglect. Under existing law, when a minor has been, or has a petition filed with the court to be, adjudged a dependent child of the court, the court may authorize, or order that a social worker may authorize, medical and other care for the minor, as prescribed. Under existing law, a social worker may, without court order, authorize medical and other care for a minor in emergency situations, as specified.

This bill would specify that nothing in those provisions shall be construed to limit the rights of dependent children to consent to specified types of medical and other care, including the diagnosis and treatment of sexual assault, medical care relating to the prevention or treatment of pregnancy, treatment of infectious, contagious, and communicable diseases, mental health treatment, and treatment for alcohol and drug abuse. This bill would require a dependent child's social worker, if the child is 12 years of age or older, to ensure that the child is informed of his or her right as a minor to consent to and receive those health services, and provided with prescribed information regarding, among other things, reproductive health care. This bill would require social workers to ensure that all dependent children are provided with age-appropriate, medically accurate information about sexual development, reproductive health, and prevention of unplanned pregnancies and sexually transmitted diseases on an ongoing basis.

Existing law declares the intent of the Legislature to maintain the continuity of the family unit and to support and preserve families headed by minor parents and nonminor dependent parents, as defined, and provides that, to the greatest extent possible, minor parents and their children living in foster care shall be provided with access to services that target supporting, maintaining, and developing the parent-child bond and the minor parent's ability to provide a permanent and safe home for the child. Under existing law, minor parents are required to be given the ability to attend school, complete homework, and participate in age and developmentally appropriate activities separate from parenting.

This bill would declare the intent of the Legislature to ensure that complete and accurate data on pregnant and parenting minor and nonminor dependents and their children is collected, *as specified*, and would require child welfare agencies to ensure that minor parents and nonminor dependent parents have access to social workers or resource specialists who have received specified training, ~~and that training. This bill would require child welfare agencies to update the case plans are developed and updated for pregnant and parenting teens within 30 60~~ calendar days of the date the agency is informed of a pregnancy based on information collected from a specialized conference to be held by the agency, ~~as prescribed pregnancy, and would require those agencies to hold a specialized conference, as prescribed, to assist the pregnant or parenting foster youth and nonminor dependents with planning for healthy parenting, among other things.~~ This bill would require child

welfare agencies, local educational agencies, and child care resource and referral agencies to make reasonable and coordinated efforts to ensure that minor parents and nonminor dependent parents who have not completed high school have access to school programs that provide onsite or coordinated child care, and that minor parents are given priority for subsidized child care.

Existing law provides that it is the policy of the state that foster children have specified rights.

This bill would provide that foster children also have ~~the right~~ *right*, ~~at 12 years of age or older, to receive information regarding, and to consent to and receive, regarding~~ specified health care services.

Existing law, the Child Care and Development Services Act, administered by the State Department of Education, requires the Superintendent of Public Instruction to administer child care and development programs that offer a full range of services for eligible children from infancy to 13 years of age. Existing law requires the Superintendent to adopt rules and regulations on eligibility, enrollment, and priority of services needed to implement the Child Care and Development Services Act, and requires families to meet at least one of the specified requirements in order to be eligible for federal and state subsidized child development services.

This bill would provide that a family may be eligible for services if one or both parents are foster youth or nonminor dependents under 21 years of age, or if the family needs child care services because the parents are foster youth or nonminor dependents.

By requiring social workers and county agencies to perform additional duties, this bill would impose a state-mandated local program.

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 these statutory provisions.

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 8263 of the Education Code is amended
2 to read:

3 8263. (a) The Superintendent shall adopt rules and regulations
4 on eligibility, enrollment, and priority of services needed to
5 implement this chapter. In order to be eligible for federal and state
6 subsidized child development services, families shall meet at least
7 one requirement in each of the following areas:

8 (1) A family is (A) a current aid recipient, (B) income eligible,
9 (C) homeless, (D) one whose children are recipients of protective
10 services, or whose children have been identified as being abused,
11 neglected, or exploited, or at risk of being abused, neglected, or
12 exploited, or (E) one in which one or both parents are foster youth
13 or nonminor dependents under 21 years of age.

14 (2) A family needs the child care services (A) because the child
15 is identified by a legal, medical, or social services agency, or
16 emergency shelter as (i) a recipient of protective services or (ii)
17 being neglected, abused, or exploited, or at risk of neglect, abuse,
18 or exploitation, or (B) because the parents are (i) engaged in
19 vocational training leading directly to a recognized trade,
20 paraprofession, or profession, (ii) foster youth or nonminor
21 dependents, (iii) employed or seeking employment, (iv) seeking
22 permanent housing for family stability, or (v) incapacitated.

23 (b) Except as provided in Article 15.5 (commencing with Section
24 8350), priority for federal and state subsidized child development
25 services is as follows:

26 (1) (A) First priority shall be given to neglected or abused
27 children who are recipients of child protective services, or children
28 who are at risk of being neglected or abused, upon written referral
29 from a legal, medical, or social services agency. If an agency is
30 unable to enroll a child in the first priority category, the agency
31 shall refer the family to local resource and referral services to
32 locate services for the child.

33 (B) A family who is receiving child care on the basis of being
34 a child at risk of abuse, neglect, or exploitation, as defined in
35 subdivision (k) of Section 8208, is eligible to receive services
36 pursuant to subparagraph (A) for up to three months, unless the
37 family becomes eligible pursuant to subparagraph (C).

1 (C) A family may receive child care services for up to 12 months
2 on the basis of a certification by the county child welfare agency
3 that child care services continue to be necessary, or if the child is
4 receiving child protective services during that period of time, and
5 the family requires child care and remains otherwise eligible. This
6 time limit does not apply if the family's child care referral is
7 recertified by the county child welfare agency.

8 (2) Second priority shall be given equally to eligible families,
9 regardless of the number of parents in the home, who are income
10 eligible. Within this priority, families with the lowest gross monthly
11 income in relation to family size, as determined by a schedule
12 adopted by the Superintendent, shall be admitted first. If two or
13 more families are in the same priority in relation to income, the
14 family that has a child with exceptional needs shall be admitted
15 first. If there is no family of the same priority with a child with
16 exceptional needs, the same priority family that has been on the
17 waiting list for the longest time shall be admitted first. For purposes
18 of determining order of admission, the grants of public assistance
19 recipients shall be counted as income.

20 (3) The Superintendent shall set criteria for and may grant
21 specific waivers of the priorities established in this subdivision for
22 agencies that wish to serve specific populations, including children
23 with exceptional needs or children of prisoners. These new waivers
24 shall not include proposals to avoid appropriate fee schedules or
25 admit ineligible families, but may include proposals to accept
26 members of special populations in other than strict income order,
27 if appropriate fees are paid.

28 (c) Notwithstanding any other law, in order to promote
29 continuity of services, a family enrolled in a state or federally
30 funded child care and development program whose services would
31 otherwise be terminated because the family no longer meets the
32 program income, eligibility, or need criteria may continue to
33 receive child development services in another state or federally
34 funded child care and development program if the contractor is
35 able to transfer the family's enrollment to another program that
36 the family is eligible for before the date of termination of services
37 or to exchange the family's existing enrollment with the enrollment
38 of a family in another program, provided that both families satisfy
39 the eligibility requirements for the program in which they are being
40 enrolled. The transfer of enrollment may be to another program

1 within the same administrative agency or to another agency that
2 administers state or federally funded child care and development
3 programs.

4 (d) In order to promote continuity of services, the Superintendent
5 may extend the 60-working-day period specified in subdivision
6 (a) of Section 18086.5 of Title 5 of the California Code of
7 Regulations for an additional 60 working days if he or she
8 determines that opportunities for employment have diminished to
9 the degree that one or both parents cannot reasonably be expected
10 to find employment within 60 working days and granting the
11 extension is in the public interest. The scope of extensions granted
12 pursuant to this subdivision shall be limited to the necessary
13 geographic areas and affected persons, which shall be described
14 in the Superintendent's order granting the extension. It is the intent
15 of the Legislature that extensions granted pursuant to this
16 subdivision improve services in areas with high unemployment
17 rates and areas with disproportionately high numbers of seasonal
18 agricultural jobs.

19 (e) A physical examination and evaluation, including
20 age-appropriate immunization, shall be required before, or within
21 six weeks of, enrollment. A standard, rule, or regulation shall not
22 require medical examination or immunization for admission to a
23 child care and development program of a child whose parent or
24 guardian files a letter with the governing board of the child care
25 and development program stating that the medical examination or
26 immunization is contrary to his or her religious beliefs, or provide
27 for the exclusion of a child from the program because of a parent
28 or guardian having filed the letter. However, if there is good cause
29 to believe that a child is suffering from a recognized contagious
30 or infectious disease, the child shall be temporarily excluded from
31 the program until the governing board of the child care and
32 development program is satisfied that the child is not suffering
33 from that contagious or infectious disease.

34 (f) Regulations formulated and promulgated pursuant to this
35 section shall include the recommendations of the State Department
36 of Health Care Services relative to health care screening and the
37 provision of health care services. The Superintendent shall seek
38 the advice and assistance of these health authorities in situations
39 when service under this chapter includes or requires care of
40 children who are ill or children with exceptional needs.

1 (g) (1) The Superintendent shall establish a fee schedule for
2 families utilizing child care and development services pursuant to
3 this chapter, including families receiving services under paragraph
4 (1) of subdivision (b). Families receiving services under
5 subparagraph (B) of paragraph (1) of subdivision (b) may be
6 exempt from these fees for up to three months. Families receiving
7 services under subparagraph (C) of paragraph (1) of subdivision
8 (b) may be exempt from these fees for up to 12 months. The
9 cumulative period of time of exemption from these fees for families
10 receiving services under paragraph (1) of subdivision (b) shall not
11 exceed 12 months.

12 (2) The income of a recipient of federal supplemental security
13 income benefits pursuant to Title XVI of the federal Social Security
14 Act (42 U.S.C. Sec. 1381 et seq.) and state supplemental program
15 benefits pursuant to Title XVI of the federal Social Security Act
16 (42 U.S.C. Sec. 1381 et seq.) and Chapter 3 (commencing with
17 Section 12000) of Part 3 of Division 9 of the Welfare and
18 Institutions Code shall not be included as income for purposes of
19 determining the amount of the family fee.

20 (h) (1) The family fee schedule ~~shall provide~~ *shall provide*,
21 among other things, that a contractor or provider may require
22 parents to provide diapers. A contractor or provider offering field
23 trips either may include the cost of the field trips within the service
24 rate charged to the parent or may charge parents an additional fee.
25 Federal or state money shall not be used to reimburse parents for
26 the costs of field trips if those costs are charged as an additional
27 fee. A contractor or provider that charges parents an additional fee
28 for field trips shall inform parents, before enrolling the child, that
29 a fee may be charged and that no reimbursement will be available.

30 (2) A contractor or provider may charge parents for field trips
31 or require parents to provide diapers only under the following
32 circumstances:

33 (A) The provider has a written policy that is adopted by the
34 agency's governing board that includes parents in the
35 decisionmaking process regarding both of the following:

36 (i) Whether or not, and how much, to charge for field trip
37 expenses.

38 (ii) Whether or not to require parents to provide diapers.

39 (B) The maximum total of charges per child in a contract year
40 does not exceed twenty-five dollars (\$25).

1 (C) A child shall not be denied participation in a field trip due
2 to the parent's inability or refusal to pay the charge. Adverse action
3 shall not be taken against a parent for that inability or refusal.

4 (3) Each contractor or provider shall establish a payment system
5 that prevents the identification of children based on whether or
6 not their parents have paid a field trip charge.

7 (4) Expenses incurred and income received for field trips
8 pursuant to this section shall be reported to the department. The
9 income received for field trips shall be reported specifically as
10 restricted income.

11 (i) The Superintendent shall establish guidelines for the
12 collection of employer-sponsored child care benefit payments from
13 a parent whose child receives subsidized child care and
14 development services. These guidelines shall provide for the
15 collection of the full amount of the benefit payment, but not to
16 exceed the actual cost of child care and development services
17 provided, notwithstanding the applicable fee based on the fee
18 schedule.

19 (j) The Superintendent shall establish guidelines according to
20 which the director or a duly authorized representative of the child
21 care and development program will certify children as eligible for
22 state reimbursement pursuant to this section.

23 (k) Public funds shall not be paid directly or indirectly to an
24 agency that does not pay at least the minimum wage to each of its
25 employees.

26 SEC. 2. Section 369 of the Welfare and Institutions Code is
27 amended to read:

28 369. (a) If a person is taken into temporary custody under
29 Article 7 (commencing with Section 305) and is in need of medical,
30 surgical, dental, or other remedial care, the social worker may,
31 upon the recommendation of the attending physician and surgeon
32 or, if the person needs dental care and there is an attending dentist,
33 the attending dentist, authorize the performance of the medical,
34 surgical, dental, or other remedial care. The social worker shall
35 notify the parent, guardian, or person standing in loco parentis of
36 the person, if any, of the care found to be needed before that care
37 is provided, and if the parent, guardian, or person standing in loco
38 parentis objects, that care shall be given only upon order of the
39 court in the exercise of its discretion.

1 (b) If it appears to the juvenile court that a person concerning
2 whom a petition has been filed with the court is in need of medical,
3 surgical, dental, or other remedial care, and that there is no parent,
4 guardian, or person standing in loco parentis capable of authorizing
5 or willing to authorize the remedial care or treatment for that
6 person, the court, upon the written recommendation of a licensed
7 physician and surgeon or, if the person needs dental care, a licensed
8 dentist, and after due notice to the parent, guardian, or person
9 standing in loco parentis, if any, may make an order authorizing
10 the performance of the necessary medical, surgical, dental, or other
11 remedial care for that person.

12 (c) If a dependent child of the juvenile court is placed by order
13 of the court within the care and custody or under the supervision
14 of a social worker of the county where the dependent child resides
15 and it appears to the court that there is no parent, guardian, or
16 person standing in loco parentis capable of authorizing or willing
17 to authorize medical, surgical, dental, or other remedial care or
18 treatment for the dependent child, the court may, after due notice
19 to the parent, guardian, or person standing in loco parentis, if any,
20 order that the social worker may authorize the medical, surgical,
21 dental, or other remedial care for the dependent child, by licensed
22 practitioners, as necessary.

23 (d) If it appears that a child otherwise within subdivision (a),
24 (b), or (c) requires immediate emergency medical, surgical, or
25 other remedial care in an emergency situation, that care may be
26 provided by a licensed physician and surgeon or, if the child needs
27 dental care in an emergency situation, by a licensed dentist, without
28 a court order and upon authorization of a social worker. The social
29 worker shall make reasonable efforts to obtain the consent of, or
30 to notify, the parent, guardian, or person standing in loco parentis
31 prior to authorizing emergency medical, surgical, dental, or other
32 remedial care. “Emergency situation,” for the purposes of this
33 subdivision means a child requires immediate treatment for the
34 alleviation of severe pain or an immediate diagnosis and treatment
35 of an unforeseeable medical, surgical, dental, or other remedial
36 condition or contagious disease which if not immediately diagnosed
37 and treated, would lead to serious disability or death.

38 (e) If the court orders the performance of any medical, surgical,
39 dental, or other remedial care pursuant to this section, the court
40 may also make an order authorizing the release of information

1 concerning that care to social workers, parole officers, or any other
2 qualified individuals or agencies caring for or acting in the interest
3 and welfare of the child under order, commitment, or approval of
4 the court.

5 (f) Nothing in this section shall be construed as limiting the
6 right of a parent, guardian, or person standing in loco parentis,
7 who has not been deprived of the custody or control of the child
8 by order of the court, in providing any medical, surgical, dental,
9 or other remedial treatment recognized or permitted under the laws
10 of this state.

11 (g) The parent of a person described in this section may
12 authorize the performance of medical, surgical, dental, or other
13 remedial care provided for in this section notwithstanding his or
14 her age or marital status. In nonemergency situations, the parent
15 authorizing the care shall notify the other parent prior to the
16 administration of that care.

17 (h) Nothing in this section shall be construed as limiting the
18 rights of dependent children, pursuant to Chapter 3 (commencing
19 with Section 6920) of Part 4 of Division 11 of the Family Code,
20 to consent to, among other things, the diagnosis and treatment of
21 sexual assault, medical care relating to the prevention or treatment
22 of pregnancy, including contraception, abortion, and prenatal care,
23 treatment of infectious, contagious, or communicable diseases,
24 mental health treatment, and treatment for alcohol and drug abuse.
25 If a dependent child is 12 years of age or older, his or her social
26 worker shall ensure the child is informed of his or her right as a
27 minor to consent to and receive those health services, as necessary.
28 Social workers shall ensure that all dependent children are provided
29 with age-appropriate, medically accurate information about sexual
30 development, reproductive health, and prevention of unplanned
31 pregnancies and sexually transmitted diseases on an ongoing basis.

32 SEC. 3. Section 16001.9 of the Welfare and Institutions Code
33 is amended to read:

34 16001.9. (a) It is the policy of the state that all children in
35 foster care shall have the following rights:

36 (1) To live in a safe, healthy, and comfortable home where he
37 or she is treated with respect.

38 (2) To be free from physical, sexual, emotional, or other abuse,
39 or corporal punishment.

- 1 (3) To receive adequate and healthy food, adequate clothing,
2 and, for youth in group homes, an allowance.
- 3 (4) To receive medical, dental, vision, and mental health
4 services.
- 5 (5) To be free of the administration of medication or chemical
6 substances, unless authorized by a physician.
- 7 (6) To contact family members, unless prohibited by court order,
8 and social workers, attorneys, foster youth advocates and
9 supporters, Court Appointed Special Advocates (CASAs), and
10 probation officers.
- 11 (7) To visit and contact brothers and sisters, unless prohibited
12 by court order.
- 13 (8) To contact the Community Care Licensing Division of the
14 State Department of Social Services or the State Foster Care
15 Ombudsperson regarding violations of rights, to speak to
16 representatives of these offices confidentially, and to be free from
17 threats or punishment for making complaints.
- 18 (9) To make and receive confidential telephone calls and send
19 and receive unopened mail, unless prohibited by court order.
- 20 (10) To attend religious services and activities of his or her
21 choice.
- 22 (11) To maintain an emancipation bank account and manage
23 personal income, consistent with the child's age and developmental
24 level, unless prohibited by the case plan.
- 25 (12) To not be locked in a room, building, or facility premises,
26 unless placed in a community treatment facility.
- 27 (13) To attend school and participate in extracurricular, cultural,
28 and personal enrichment activities, consistent with the child's age
29 and developmental level, with minimal disruptions to school
30 attendance and educational stability.
- 31 (14) To work and develop job skills at an age-appropriate level,
32 consistent with state law.
- 33 (15) To have social contacts with people outside of the foster
34 care system, including teachers, church members, mentors, and
35 friends.
- 36 (16) To attend Independent Living Program classes and activities
37 if he or she meets age requirements.
- 38 (17) To attend court hearings and speak to the judge.
- 39 (18) To have storage space for private use.

1 (19) To be involved in the development of his or her own case
2 plan and plan for permanent placement.

3 (20) To review his or her own case plan and plan for permanent
4 placement, if he or she is 12 years of age or older and in a
5 permanent placement, and to receive information about his or her
6 out-of-home placement and case plan, including being told of
7 changes to the plan.

8 (21) To be free from unreasonable searches of personal
9 belongings.

10 (22) To the confidentiality of all juvenile court records consistent
11 with existing law.

12 (23) To have fair and equal access to all available services,
13 placement, care, treatment, and benefits, and to not be subjected
14 to discrimination or harassment on the basis of actual or perceived
15 race, ethnic group identification, ancestry, national origin, color,
16 religion, sex, sexual orientation, gender identity, mental or physical
17 disability, or HIV status.

18 (24) To have caregivers and child welfare personnel who have
19 received instruction on cultural competency and sensitivity relating
20 to, and best practices for, providing adequate care to lesbian, gay,
21 bisexual, and transgender youth in out-of-home care.

22 (25) At 16 years of age or older, to have access to existing
23 information regarding the educational options available, including,
24 but not limited to, the coursework necessary for vocational and
25 postsecondary educational programs, and information regarding
26 financial aid for postsecondary education.

27 ~~(26) To have access to age-appropriate, medically accurate~~
28 ~~age-appropriate~~ information about ~~sexual development,~~
29 reproductive health ~~care,~~ ~~and the~~ prevention of unplanned
30 ~~pregnancies pregnancy,~~ and ~~the prevention and treatment of~~
31 sexually transmitted diseases, ~~and, for children infections at~~ 12
32 years of age or older, to be informed of his or her right as a minor
33 to receive this information and consent to those health services.
34 ~~older.~~

35 ~~(27) To consent to and access services including diagnosis and~~
36 ~~treatment of sexual assault, medical care relating to the prevention~~
37 ~~or treatment of pregnancy, including contraception, abortion, and~~
38 ~~prenatal care, treatment of infectious, contagious, or communicable~~
39 ~~diseases, mental health treatment, and treatment for alcohol and~~
40 ~~drug abuse pursuant to Chapter 3 (commencing with Section 6920)~~

1 of Part 4 of Division 11 of the Family Code, and, for children 12
2 years of age or older, to be informed of his or her right as a minor
3 to consent to and receive those health services.

4 (b) Nothing in this section shall be interpreted to require a foster
5 care provider to take any action that would impair the health and
6 safety of children in out-of-home placement.

7 (c) The State Department of Social Services and each county
8 welfare department are encouraged to work with the Student Aid
9 Commission, the University of California, the California State
10 University, and the California Community Colleges to receive
11 information pursuant to paragraph (23) of subdivision (a).

12 SEC. 4. Section 16002.5 of the Welfare and Institutions Code
13 is amended to read:

14 16002.5. It is the intent of the Legislature to maintain the
15 continuity of the family unit and to support and preserve families
16 headed by minor parents and nonminor dependent parents who
17 are themselves under the jurisdiction of the juvenile court by
18 ensuring that minor parents and their children are placed together
19 in as family-like a setting as possible, unless it has been determined
20 that placement together poses a risk to the child. It is also the intent
21 of the Legislature to ensure that complete and accurate data on
22 ~~pregnant and parenting minor and nonminor dependents and their~~
23 ~~children is collected, and that the State Department of Social~~
24 ~~Services ensures that the new Child Welfare Services/Case~~
25 ~~Management System includes a mandatory field to track the~~
26 ~~number of parenting minor and nonminor dependent parents and~~
27 ~~their children, and that prior to the implementation of a new~~
28 ~~statewide system, interim procedures are developed and~~
29 ~~implemented to track this information.~~ *shall ensure that the*
30 *following information is publicly available on a quarterly basis*
31 *by county about parenting minor and nonminor dependents and*
32 *their children: total number of children, their age, their ethnic*
33 *group, their placement type, and their time in care.*

34 (a) To the greatest extent possible, minor parents and nonminor
35 dependent parents and their children living in foster care shall be
36 provided with access to existing services for which they may be
37 eligible, that are specifically targeted at supporting, maintaining,
38 and developing both the parent-child bond and the minor parent's
39 ability to provide a permanent and safe home for the child.
40 Examples of these services may include, but are not limited to,

1 child care, parenting classes, child development classes, and
2 frequent visitation.

3 (b) Child welfare agencies shall ensure that minor parents and
4 nonminor dependent parents have access to social workers or
5 resource specialists who have received training on the needs of
6 teenage parents and available resources, including, but not limited
7 to, maternal and child health programs, child care, and child
8 development classes. ~~The case plans for pregnant minor and~~
9 ~~nonminor dependents shall be updated within 30 calendar days of~~
10 ~~the date the agency is informed of a pregnancy based on~~
11 ~~information collected from a specialized conference to be held by~~
12 ~~the agency. Child welfare agencies shall update the case plans for~~
13 ~~pregnant and parenting teens within 60 calendar days of the date~~
14 ~~the agency is informed of a pregnancy. When updating the case~~
15 ~~plan, child welfare agencies shall hold a specialized conference~~
16 ~~to assist pregnant or parenting foster youth and nonminor~~
17 ~~dependents with planning for healthy parenting and identifying~~
18 ~~appropriate resources and services, and to inform the case plan.~~
19 The specialized conference shall include the pregnant or parenting
20 minor or nonminor dependent, family members, and other
21 supportive adults, and the specially trained social worker or
22 resource specialist. The specialized conference may include other
23 individuals, including, but not limited to, a public health nurse, a
24 community health worker, or other personnel with a comprehensive
25 knowledge of available maternal and child resources, including
26 public benefit programs. ~~If the pregnant or parenting minor or~~
27 ~~nonminor dependent is unable or unwilling to participate in the~~
28 ~~specialized conference, he or she shall not be penalized and the~~
29 ~~agency shall identify needed resources and assist the pregnant or~~
30 ~~parenting minor or nonminor dependent in accessing those~~
31 ~~resources. Participation in the specialized conference shall be~~
32 ~~voluntary on the part of the foster youth or nonminor dependent~~
33 ~~and assistance in identifying and accessing resources shall not be~~
34 ~~dependent on participation in the conference.~~

35 (c) The minor parent shall be given the ability to attend school,
36 complete homework, and participate in age and developmentally
37 appropriate activities unrelated to and separate from parenting.

38 (d) Child welfare agencies, local educational agencies, and child
39 care resource and referral agencies shall make reasonable and
40 coordinated efforts to ensure that minor parents and nonminor

1 dependent parents who have not completed high school have access
2 to school programs that provide onsite or coordinated child care,
3 and that minor dependent parents are given priority for subsidized
4 child care.

5 (e) Foster care placements for minor parents and their children
6 shall demonstrate a willingness and ability to provide support and
7 assistance to dependent minor parents and their children.

8 (f) Contact between the child, the custodial parent, and the
9 noncustodial parent shall be facilitated if that contact is found to
10 be in the best interest of the child.

11 (g) For the purpose of this section, “child” refers to the child
12 born to the minor parent.

13 (h) For the purpose of this section, “minor parent” refers to a
14 dependent child who is also a parent.

15 (i) For the purpose of this section, “nonminor dependent parent”
16 refers to a nonminor as described in subdivision (v) of Section
17 11400 who also is a parent.

18 SEC. 5. If the Commission on State Mandates determines that
19 this act contains costs mandated by the state, reimbursement to
20 local agencies and school districts for those costs shall be made
21 pursuant to Part 7 (commencing with Section 17500) of Division
22 4 of Title 2 of the Government Code.