

AMENDED IN SENATE AUGUST 1, 2016

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AMENDED IN ASSEMBLY JANUARY 14, 2016

AMENDED IN ASSEMBLY JANUARY 4, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 598

**Introduced by Assembly Member Calderon
(Coauthor: Assembly Member Rendon)**

February 24, 2015

An act to amend Sections 8245 and 8246 of, *and* to add ~~Section Sections 8248 and 8249 to, and to repeal and add Section 8247 of,~~ the Education Code, relating to child care.

LEGISLATIVE COUNSEL'S DIGEST

AB 598, as amended, Calderon. ~~Child care: family~~ *Family* child care home education networks.

Existing law requires the Superintendent of Public Instruction to contract with entities organized to operate family child care home education networks that support educational objectives for children in licensed family child care homes that serve families eligible for subsidized care. Existing law requires the family child care home education network programs to include certain components, including an assessment of each family child care home provider to ensure that services are of high quality and are educationally and developmentally appropriate.

This bill would require that tools used to make these assessments be appropriate to family child care home settings and would require a family child care home education network program to include the maintenance of a developmental portfolio for each child, as provided.

Existing law imposes various requirements on family child care home education network contractors, including ensuring that a developmental profile is completed for each child.

This bill would impose additional requirements on those contractors, including that the developmental profiles specified above be completed in accordance with the provider’s observations, conducting site visits, and offering training and technical assistance, as specified.

~~This bill would delete a provision specifying that the provisions relating to family child care home education networks do not impose any new requirements on a family child care home education network or require any increase in reimbursement rates.~~

The bill would also impose various duties on family child care home education network providers, including requiring those providers to adopt and use a curriculum and to provide age and developmentally appropriate educational activities for children.

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

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

- 1 SECTION 1. Section 8245 of the Education Code is amended
- 2 to read:
- 3 8245. (a) The Superintendent, with funds appropriated for this
- 4 purpose, shall contract with authorized entities to operate family
- 5 child care home education networks that support educational
- 6 objectives for children in licensed family child care homes that
- 7 serve families eligible for subsidized child care.
- 8 (b) Family child care home education network programs shall
- 9 include, but are not limited to, all of the following:
- 10 (1) Age and developmentally appropriate activities for children.
- 11 (2) Care and supervision of children.
- 12 (3) Parenting education.
- 13 (4) Identification of child and family social or health needs and
- 14 referral of the child or the family to the appropriate social or health
- 15 services.
- 16 (5) Nutrition education and training.

1 (6) Training and support for the ~~family child care home~~
2 ~~education~~ network's family *child care* home providers and staff.

3 (7) Assessment of each family child care home provider to
4 ensure that services are of high quality and are educationally and
5 developmentally appropriate. Tools used to make an assessment
6 shall be appropriate to family child care home settings.

7 (8) Developmental profiles for children enrolled in the program.

8 (9) Maintenance of a folder, known as a developmental portfolio,
9 for each child that includes, among other items, a child's work
10 product and observations of the child.

11 (10) Opportunities for parent involvement.

12 SEC. 2. Section 8246 of the Education Code is amended to
13 read:

14 8246. (a) A family child care home education network
15 contractor, in addition to the requirements set forth in subdivision
16 (b) of Section 8245, shall do all of the following:

17 (1) Recruit, enroll, and certify eligible families.

18 (2) Recruit, train, support, and reimburse licensed family *child*
19 *care* home providers.

20 (3) Ensure collection of family fees in accordance with contract
21 requirements.

22 (4) *Develop and implement a plan for timely payment to*
23 *providers.*

24 ~~(4)~~

25 (5) Assess, according to standards set by the department, the
26 educational quality of the program offered in each family child
27 care home in the network using assessment tools that are
28 appropriate to family child care home settings.

29 ~~(5)~~

30 (6) Complete a developmental profile for each child based upon
31 observations of network staff, and in accordance with the provider's
32 observations, by doing at least both of the following:

33 (A) In consultation with the provider, completing the
34 developmental child assessment profile selected by the department.
35 The contractor's child development specialist shall sign the
36 developmental profile.

37 (B) Utilizing the developmental portfolio, as described in
38 paragraph (9) of subdivision (b) of Section 8245, maintained by
39 the provider, including provider observations of each child.

40 ~~(6)~~

- 1 (7) Conduct a parent survey as directed by the department.
- 2 ~~(7)~~
- 3 (8) Ensure that parent conferences are offered to the parent of
- 4 each enrolled child. The parent may decline a parent conference.
- 5 ~~(8)~~
- 6 (9) Monitor each family child care home affiliated with the
- 7 network to ensure that requirements are met, including, but not
- 8 limited to, basic health, nutrition, and quality standards.
- 9 ~~(9)~~
- 10 (10) Provide data and reporting in accordance with contract
- 11 requirements.
- 12 ~~(10)~~
- 13 (11) Conduct no less than six site visits to each affiliated
- 14 provider in a program year for purposes of conducting assessments
- 15 and providing technical assistance, training, and support.
- 16 ~~(11)~~
- 17 (12) Support the affiliated providers in meeting the standards
- 18 for program quality by reviewing, observing, and assessing the
- 19 providers' program components, and providing technical assistance,
- 20 training, and coaching.
- 21 ~~(12)~~
- 22 (13) Offer providers at least 12 hours annually of training and
- 23 technical assistance in group or individual settings. Training may
- 24 include, but is not limited to, the following:
- 25 (A) Age and developmentally appropriate educational practices
- 26 and activities for children.
- 27 (B) Appropriate care and supervision of children.
- 28 (C) Engaging parents in the program and providing parenting
- 29 information on age-appropriate child development and activities.
- 30 (D) Menu planning and nutrition information.
- 31 (E) Provider and family communication.
- 32 (F) Understanding the developmental measures of the
- 33 developmental profile child assessment instrument.
- 34 (G) Individualizing the provider's program to meet the needs
- 35 of each child in the provider's care by using the results of the
- 36 developmental profile.
- 37 ~~(13)~~
- 38 (14) Employ at least one child development specialist who has
- 39 educational qualifications equivalent to a child development teacher
- 40 permit, to provide training, technical assistance, and coaching to

1 providers. Notwithstanding any other law, family child care home
2 education network providers shall not be required to employ
3 individuals with child development teacher permits.

4 ~~(14)~~

5 (15) Maintain a signed, written agreement with each affiliated
6 provider and an authorized representative of the family child care
7 home education network. The agreement shall include, but not be
8 limited to, all of the following:

9 (A) The provider's status as an independent contractor with the
10 family child care home education network.

11 (B) The provider's nondiscrimination policy.

12 (C) The established reimbursement rates.

13 (b) A family child care home education network contractor is
14 not required to maintain a parent advisory committee.

15 ~~SEC. 3. Section 8247 of the Education Code is repealed.~~

16 ~~SEC. 4.~~

17 ~~SEC. 3.~~ Section-8247 8248 is added to the Education Code, to
18 read:

19 ~~8247.~~

20 8248. (a) A provider in a family child care home education
21 network shall adopt and use a curriculum or curricula, of the
22 provider's choosing, appropriate for the age range of children in
23 the home.

24 (b) In order to ensure educational quality for children, the
25 contractor may adopt a policy limiting the curricula acceptable
26 within its network. The policy shall include not less than three
27 curricula, and the contractor may approve provider-developed
28 curricula if they are educational and appropriate for the age ranges
29 of children in the homes.

30 ~~SEC. 5.~~

31 ~~SEC. 4.~~ Section-8248 8249 is added to the Education Code, to
32 read:

33 ~~8248.~~

34 8249. (a) A provider *in a family child care home education*
35 *netwrok* shall do all of the following:

36 (1) Provide age and developmentally appropriate educational
37 activities for children.

38 (2) Provide care and supervision of children.

39 (3) Provide parenting education to parents. Parenting education
40 may include, but is not limited to, general program information

1 and formal or informal parent conferences and exchange of
2 information about the development, needs, and skills of the parents’
3 child or children.

4 (4) Identify child and family social service or health needs, and
5 share those needs with the contractor.

6 (5) Provide nutrition that is consistent with standards of the
7 Child and Adult Care Food Program of the United States
8 Department of Agriculture.

9 (6) Work in consultation with the contractor to complete the
10 developmental profile for each child, including doing all of the
11 following:

12 (A) In consultation with the contractor, complete the
13 developmental profile child assessment instrument.

14 (B) Maintain a developmental portfolio, as described in
15 paragraph (9) of subdivision (b) of Section 8245, for each child
16 that includes items produced by the child. A copy of this portfolio
17 shall be shared with the family child care home education network
18 contractor for purposes of department review.

19 (C) Maintain observations and other documentation of the
20 child’s skills.

21 (D) Conduct or participate in parent conferences per contractor
22 policies.

23 (7) Provide the contractor with copies of all citations issued to
24 the provider by the Community Care Licensing Division of the
25 State Department of Social Services within five calendar days of
26 the issuing date of the citation.

27 (8) Obtain no less than 12 hours of professional training per
28 year, and maintain documentation of the training for three years.
29 Training may include group or individual training provided by the
30 contractor, or training provided by other qualified individuals or
31 organizations.

32 (b) A provider may, but is not required to, encourage parent
33 involvement in the provider’s family child care *home education*
34 *network* program.

35 (c) A provider is not required to maintain a parent advisory
36 committee.

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