

Introduced by Senator LiuFebruary 19, 2016

An act to amend, repeal, and add Section 8231 of the Education Code, relating to child care.

LEGISLATIVE COUNSEL'S DIGEST

SB 1384, as introduced, Liu. Child care and development services: children of migrant agricultural worker families.

Existing law, for purposes of migrant child care and development programs, defines a migrant agricultural worker family as a family that has earned at least 50 percent of its total gross income from employment in fishing, agriculture, or agriculturally related work during the 12-month period immediately preceding the date of application for child care and development services. Existing law requires the children of these families to be enrolled in child development programs on the basis of specified priorities, including priority to children whose family moves from place to place.

This bill, beginning July 1, 2017, would instead define "migrant agricultural worker family" as a family with at least one parent who has earned at least 50 percent of his or her income from employment in fishing, agriculture, or agriculturally related work during the 12-month period immediately preceding the date of application for child care and development services. The bill would require the children of these families to be given priority for enrollment in migrant child care and development programs a specified priority order, with first priority going to those children in families that move from place to place.

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 8231 of the Education Code is amended
2 to read:

3 8231. (a) For the purpose of this article, a “migrant agricultural
4 worker family” means a family that has earned at least 50 percent
5 of its total gross income from employment in fishing, agriculture,
6 or agriculturally related work during the 12-month period
7 immediately preceding the date of application for child care and
8 development services.

9 (b) (1) Children of migrant agricultural worker families shall
10 be enrolled in child development programs on the basis of the
11 following priorities:

- 12 (1)
- 13 (A) The family moves from place to place.
- 14 (2)
- 15 (B) The family has qualified under ~~paragraph (1)~~ *subparagraph*
16 (A) within the past five years and is currently dependent for its
17 income on agricultural employment, but is currently settled near
18 agricultural areas.

- 19 (3)
- 20 (C) The family resides in a rural agricultural area and is
21 dependent upon seasonal agricultural work.

22 (4)

23 (2) Eligibility and priority for services for the federally funded
24 Migrant Child Development Program shall be in accordance with
25 the applicable federal regulations.

26 (c) *This section shall remain in effect only until July 1, 2017,*
27 *and as of that date is repealed, unless a later enacted statute, that*
28 *is enacted before July 1, 2017, deletes or extends that date.*

29 SEC. 2. Section 8231 is added to the Education Code, to read:

30 8231. (a) For the purpose of this chapter, a “migrant
31 agricultural worker family” means a family with at least one parent
32 who has earned at least 50 percent of his or her income from
33 employment in fishing, agriculture, or agriculturally related work
34 during the 12-month period immediately preceding the date of
35 application for child care and development services.

36 (b) (1) For purposes of this article, priority for enrollment shall
37 be given to children of migrant agricultural worker families in the
38 following priority order:

1 (A) The family moves from place to place.

2 (B) The family has qualified under subparagraph (A) within the
3 past five years and is currently dependent for its income on
4 agricultural employment, but is currently settled near agricultural
5 areas.

6 (C) The family resides in a rural agricultural area and is
7 dependent upon seasonal agricultural work.

8 (2) Eligibility and priority for services for the federally funded
9 migrant child care and development program shall be in accordance
10 with the applicable federal regulations.

11 (c) This section is operative on July 1, 2017.