

AMENDED IN ASSEMBLY MAY 6, 2003
AMENDED IN ASSEMBLY MARCH 27, 2003
CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 529

Introduced by Assembly Member Mullin

February 18, 2003

An act to amend Sections 1597.44, ~~1597.465, and 1597.70~~ and 1597.465 of the Health and Safety Code, relating to care facilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 529, as amended, Mullin. ~~Employer-sponsored child care centers~~ *Family day care homes*.

Existing law, the California Child Day Care Facilities Act, provides for the licensing and regulation of child day care facilities by the State Department of Social Services. ~~Existing law requires the department to allow for reasonable waivers of those regulations that present difficulties to small businesses for licensure, except as provided, to encourage and facilitate the establishment of employer-sponsored child day care centers.~~

~~This bill would find and declare that cities and counties should work with businesses to identify and develop potential child day care sites and create a task force to develop high amenity areas with child day care facilities.~~

~~Existing Services.~~ Existing law provides for the licensure of family day care homes. Existing law authorizes a small family day care home to provide day care for more than 6 and up to 8 children if certain conditions are met. Existing law also authorizes a large family day care

home to provide day care for more than 12 children and up to and including 14 children if certain conditions are met. One of these conditions applicable to both small and large family day care homes is that at least 2 of the children be at least 6 years of age.

This bill would allow the above referred condition to be met if either 2 of the children are at least 6 years of age or at least 2 of the children are enrolled in a kindergarten classroom.

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

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

1 SECTION 1. Section 1597.44 of the Health and Safety Code
2 is amended to read:

3 1597.44. A small family day care home may provide care for
4 more than six and up to eight children, without an additional adult
5 attendant, if all of the following conditions are met:

6 (a) At least two of the children are at least six years of age or
7 enrolled in a kindergarten classroom.

8 (b) No more than two infants are cared for during any time
9 when more than six children are cared for.

10 (c) The licensee notifies each parent that the facility is caring
11 for two additional schoolage children and that there may be up to
12 seven or eight children in the home at one time.

13 (d) The licensee obtains the written consent of the property
14 owner when the family day care home is operated on property that
15 is leased or rented.

16 SEC. 2. Section 1597.465 of the Health and Safety Code is
17 amended to read:

18 1597.465. A large family day care home may provide care for
19 more than 12 children and up to and including 14 children, if all
20 of the following conditions are met:

21 (a) At least two of the children are at least six years of age or
22 enrolled in a kindergarten classroom.

23 (b) No more than three infants are cared for during any time
24 when more than 12 children are being cared for.

25 (c) The licensee notifies a parent that the facility is caring for
26 two additional schoolage children and that there may be up to 13
27 or 14 children in the home at one time.



1 (d) The licensee obtains the written consent of the property
2 owner when the family day care home is operated on property that
3 is leased or rented.

4 ~~SEC. 3. Section 1597.70 of the Health and Safety Code is~~
5 ~~amended to read:~~

6 ~~1597.70. The Legislature finds and declares the following:~~

7 ~~(a) It is significant that the Santa Clara County~~
8 ~~Intergovernmental Council has found that due to changes in the~~
9 ~~labor force and an increase in the child population, 25 percent of~~
10 ~~the nation's workers must make child care arrangements.~~

11 ~~(b) Californians will benefit from investment in child care.~~
12 ~~According to the House Select Committee on Children, Youth, and~~
13 ~~Families, one dollar invested in preschool education results in a~~
14 ~~savings of four dollars and seventy five cents (\$4.75) in social~~
15 ~~costs.~~

16 ~~(c) Allowing and encouraging businesses to open onsite or~~
17 ~~nearsite employer-sponsored child care centers has had a number~~
18 ~~of positive effects for Californians, including reduced job~~
19 ~~absenteeism, closer parent-child relationships, and increased~~
20 ~~worker productivity.~~

21 ~~(d) In a 1990 study, the Department of General Services found~~
22 ~~that working parents add five to six miles to their daily commute~~
23 ~~for transporting their children to child care and school, and that the~~
24 ~~effect of this commute is 1,352 extra miles driven each year and~~
25 ~~an additional 56 pounds of auto emissions per person per year.~~

26 ~~(e) Cities and counties should work with businesses to identify~~
27 ~~and develop potential child day care sites and create a task force~~
28 ~~to develop high amenity areas with child day care facilities.~~

