

ASSEMBLY BILL

No. 2286

**Introduced by Assembly Member Bonilla
(Principal coauthor: Assembly Member Mitchell)**

February 24, 2012

An act to amend Section 8265.5 of the Education Code, relating to child care.

LEGISLATIVE COUNSEL'S DIGEST

AB 2286, as introduced, Bonilla. Child care: reimbursement rate adjustment factors.

Existing law, the Child Care and Development Services Act, establishes a system of child care and development services for children up to 13 years of age, and requires the Superintendent of Public Instruction to implement a plan establishing assigned reimbursement rates, per unit of average daily enrollment, to be paid by the state to provider agencies for the provision of those services. Existing law also provides for an adjustment factor to be applied to units of average daily enrollment if a provider agency serves children who meet specified criteria.

This bill would increase the adjustment factor for infants who are 0 to 18 months of age and are served in a child day care center and for toddlers who are 18 to 36 months of age and are served in a child day care center, as specified.

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 8265.5 of the Education Code is amended
2 to read:

3 8265.5. (a) In order to reflect the additional expense of serving
4 children who meet any of the criteria outlined in paragraphs (1)
5 to (7), inclusive, of subdivision (b) the provider agency’s reported
6 child days of enrollment for these children shall be multiplied by
7 the adjustment factors listed below.

8 (b) The adjustment factors shall apply to those programs for
9 which assigned reimbursement rates are at or below the standard
10 reimbursement rate. In addition, the adjustment factors shall apply
11 to those programs for which assigned reimbursement rates are
12 above the standard reimbursement rate, but the reimbursement
13 rate, as adjusted, shall not exceed the adjusted standard
14 reimbursement rate.

15 (1) For infants who are 0 to 18 months of age and are served in
16 a child day care center, the adjustment factor shall be ~~1.7~~ 2.3.

17 (2) For toddlers who are 18 to 36 months of age and are served
18 in a child day care center, the adjustment factor shall be ~~1.4~~ 1.8.

19 (3) For infants and toddlers who are 0 to 36 months of age and
20 are served in a family child care home, the adjustment factor shall
21 be 1.4.

22 (4) For children with exceptional needs who are 0 to 21 years
23 of age, the adjustment factor shall be 1.2.

24 (5) For severely disabled children who are 0 to 21 years of age,
25 the adjustment factor shall be 1.5.

26 (6) For ~~a child~~ *children* at risk of neglect, abuse, or exploitation
27 who are 0 to 14 years of age, the adjustment factor shall be 1.1.

28 (7) For limited-English-speaking and non-English-speaking
29 children who are ~~2~~ *two* years of age through kindergarten age, the
30 adjustment factor shall be 1.1.

31 (c) Use of the adjustment factors shall not increase the provider
32 agency’s total annual allocation.

33 (d) Days of enrollment for children having more than one of
34 the criteria outlined in paragraphs (1) to (7), inclusive, of
35 subdivision (b) shall not be reported under more than one of the
36 above categories.

37 (e) The difference between the reimbursement resulting from
38 the use of the adjustment factors outlined in paragraphs (1) to (7),

1 inclusive, of subdivision (b) and the reimbursement that would
2 otherwise be received by a provider in the absence of the
3 adjustment factors shall be used for special and appropriate services
4 for each child for whom an adjustment factor is claimed.

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