



STATE CAPITOL
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CHIEF ADMINISTRATIVE OFFICER
DEBRA GRAVERT

Assembly
California Legislature
Committee on Rules

KEN COOLEY
CHAIR

Thursday, April 7, 2022
8:45 a.m.
State Capitol, Room 437

CONSENT AGENDA

VICE CHAIR
WALDRON, MARIE

MEMBERS
BENNETT, STEVE
FLORA, HEATH
FONG, MIKE
GIPSON, MIKE A.
LEE, ALEX
MAIENSCHIN, BRIAN
MATHIS, DEVON J.
RUBIO, BLANCA E.
VILLAPUDUA, CARLOS

LEVINE, MARC (D-ALT)
VALLADARES, SUZETTE
MARTINEZ (R-ALT)

BILL REFERRALS

1. Bill Referrals

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RESOLUTIONS

2. ACR-123 (Seyarto) Crime Victims' Rights Week.
3. ACR-166 (Calderon) Child Abuse Prevention Month.
4. ACR-171 (Nazarian) Parkinson's Awareness Month. (refer/hear)
5. HR-98 (Gabriel) Education And Sharing Day, California.
6. HR-103 (Kalra) Vaisakhi. (refer/hear)

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REQUESTS TO ADD URGENCY CLAUSE

7. AB 2754 (Bauer-Kahan) Psychology: supervising psychologists: qualifications
8. AB 2821 (Nazarian) California Kids Investment and Development Savings Program

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MIKE A. GIPSON
ALEX LEE
BRIAN MAIENSCHIN
DEVON J. MATHIS
BLANCA E. RUBIO
CARLOS VILLAPUDUA

MARC LEVINE (D-ALT.)
SUZETTE VALLADARES (R-ALT.)

Memo

To: Rules Committee Members
From: Michael Erke, Bill Referral Consultant
Date: 4/6/2022
Re: Consent Bill Referrals

Since you received your preliminary list of bill referrals, there have been no changes.

REFERRAL OF BILLS TO COMMITTEE

04/07/2022

Pursuant to the Assembly Rules, the following bills were referred to committee:

<u>Assembly Bill No.</u>	<u>Committee:</u>
<u>AB 1616</u>	REV. & TAX.
<u>ACA 8</u>	REV. & TAX.
<u>ACA 12</u>	ELECTIONS
<u>ACA 12</u>	APPR.
<u>ACA 13</u>	W., P., & W.
<u>ACA 13</u>	NAT. RES.
<u>ACA 14</u>	H. & C.D.
<u>ACR 170</u>	RLS.
<u>ACR 171</u>	RLS.
<u>ACR 172</u>	RLS.
<u>ACR 173</u>	TRANS.
<u>HR 101</u>	ED.
<u>HR 102</u>	RLS.
<u>HR 103</u>	RLS.
<u>HR 104</u>	RLS.
<u>SCR 53</u>	NAT. RES.

Assembly Concurrent Resolution

No. 123

Introduced by Assembly Member Seyarto
(Principal coauthors: Assembly Members Aguiar-Curry, Choi,
Flora, Lackey, Mathis, Nguyen, and Quirk-Silva)
(Principal coauthors: Senators Caballero, Grove, Jones, Newman,
Nielsen, Ochoa Bogh, and Wilk)

January 19, 2022

Assembly Concurrent Resolution No. 123—Relative to Crime
Victims’ Rights Week.

LEGISLATIVE COUNSEL’S DIGEST

ACR 123, as introduced, Seyarto. Crime Victims’ Rights Week.
This measure would recognize April 24, 2022, through April 30,
2022, as Crime Victims’ Rights Week.
Fiscal committee: no.

1 WHEREAS, Violent crime continues to exist in California, and
2 crime in one part of the state, or crime against one person, affects
3 our entire sense of well-being; and
4 WHEREAS, All Californians are affected by crime, not just the
5 victims of violent crime; and
6 WHEREAS, The most effective aid that can be provided to
7 victims of crime is to prevent crime from happening in the first
8 place; and
9 WHEREAS, Since 1981, National Crime Victims’ Rights Week
10 has raised awareness of the special needs of crime victims; and
11 WHEREAS, This year, the theme for this week is “Rights,
12 access, equity, for all victims.”; and

1 WHEREAS, The 2022 theme for National Crime Victims’
2 Rights Week underscores the importance of helping crime survivors
3 find their justice by enforcing victims’ rights, expanding access
4 to services, and ensuring equity and inclusion for all. We all have
5 a part to play in reaching crime victims, especially those in
6 marginalized communities, and supporting them on their healing
7 journey; and
8 WHEREAS, The year 2022 is a landmark year for crime victims
9 and survivors, as well as those who serve them; and
10 WHEREAS, The COVID-19 pandemic saw changes in the
11 prevalence and types of crimes committed; and
12 WHEREAS, The respect for and protection of victims’ rights
13 within the legal process is one of the most critical components of
14 an effective criminal justice system; and
15 WHEREAS, Victims and witnesses of crime require special
16 attention to ensure that they are thoroughly informed about, and
17 effectively participate in, the criminal justice system; and
18 WHEREAS, To the maximum extent allowed by law, victims
19 of violent crime should receive compensation for their losses; and
20 WHEREAS, Each day thousands of victims and witnesses
21 receive assistance from victim support organizations,
22 victim-witness assistance centers, private service providers, and
23 state and local governments; and
24 WHEREAS, The criminal justice system in this state must persist
25 in its effort to better coordinate and improve the quality of services
26 provided to victims and witnesses; and
27 WHEREAS, California has been an innovator in the victims’
28 rights movement, establishing the first crime victim compensation
29 program in the nation in 1965, Women’s Advocates and Haven
30 House in Pasadena established the first shelters for battered women
31 in the nation in 1976, and Mothers Against Drunk Driving was
32 founded in 1980 with the establishment of a chapter in Sacramento;
33 and
34 WHEREAS, California citizens enshrined victims’ rights in the
35 California Constitution in 1982 through the passage of Proposition
36 8, the Victims’ Bill of Rights; and
37 WHEREAS, California citizens reaffirmed and afforded
38 additional rights to victims in the California Constitution and in
39 California law in 2008 through the passage of Proposition 9, the
40 Victims’ Bill of Rights Act of 2008: Marsy’s Law; and

1 WHEREAS, Each year, the observance of National Crime
2 Victims' Rights Week focuses on the problems confronting victims
3 of crime and the services available to support these victims; and

4 WHEREAS, The remembrances observed during National Crime
5 Victims' Rights Week promote awareness of victims' issues and
6 acknowledge the combined efforts of citizens, the government,
7 and the criminal justice system to improve victims' services in
8 California; now, therefore, be it

9 *Resolved by the Assembly of the State of California, the Senate*
10 *thereof concurring,* That the Legislature hereby recognizes April
11 24, 2022, through April 30, 2022, inclusive, as Crime Victims'
12 Rights Week in California; and be it further

13 *Resolved,* That the Chief Clerk of the Assembly transmit copies
14 of this resolution to the author for appropriate distribution.

O

Date of Hearing: April 7, 2022

ASSEMBLY COMMITTEE ON RULES
Ken Cooley, Chair
ACR 123 (Seyarto) – As Introduced January 19, 2022

SUBJECT: Crime Victims' Rights Week.

SUMMARY: Recognizes April 24, 2022, through April 30, 2022, inclusive, as Crime Victims' Rights Week in California. Specifically, **this resolution** makes the following legislative findings:

- 1) Since 1981, National Crime Victims' Rights Week has raised awareness of the special needs of crime victims. Each year, the observance of National Crime Victims' Rights Week focuses on the problems confronting victims of crime and the services available to support these victims.
- 2) This year, the theme for this week is "Rights, access, equity, for all victims."
- 3) The 2022 theme for National Crime Victims' Rights Week underscores the importance of helping crime survivors find their justice by enforcing victims' rights, expanding access to services, and ensuring equity and inclusion for all. We all have a part to play in reaching crime victims, especially those in marginalized communities, and supporting them on their healing journey.
- 4) California has been an innovator in the victims' rights movement, establishing the first crime victim compensation program in the nation in 1965, Women's Advocates and Haven House in Pasadena established the first shelters for battered women in the nation in 1976, and Mothers Against Drunk Driving was founded in 1980 with the establishment of a chapter in Sacramento.
- 5) California citizens enshrined victims' rights in the California Constitution in 1982 through the passage of Proposition 8, the Victims' Bill of Rights. California citizens reaffirmed and afforded additional rights to victims in the California Constitution and in California law in 2008 through the passage of Proposition 9, the Victims' Bill of Rights Act of 2008: Marsy's Law.
- 6) The criminal justice system in this state must persist in its effort to better coordinate and improve the quality of services provided to victims and witnesses.
- 7) The remembrances observed during National Crime Victims' Rights Week promote awareness of victims' issues and acknowledge the combined efforts of citizens, the government, and the criminal justice system to improve victims' services in California.

FISCAL EFFECT: None

REGISTERED SUPPORT / OPPOSITION:

Support

None on file

Opposition

None on file

Analysis Prepared by: Michael Erke / RLS. / (916) 319-2800

Assembly Concurrent Resolution

No. 166

Introduced by Assembly Member Calderon

March 21, 2022

Assembly Concurrent Resolution No. 166—Relative to Child Abuse Prevention Month.

LEGISLATIVE COUNSEL’S DIGEST

ACR 166, as introduced, Calderon. Child Abuse Prevention Month.

This measure would acknowledge April 2022 as Child Abuse Prevention Month and encourage Californians to work together to support youth-serving child abuse prevention activities in their communities and schools.

Fiscal committee: no.

1 WHEREAS, Preventing child abuse and neglect means
2 strengthening families, so that their children can thrive; and

3 WHEREAS, Child abuse and neglect continue to pose serious
4 threats to our nation’s children; and

5 WHEREAS, In 2019, according to the United States Department
6 of Health and Human Services, 72,000 children in California were
7 found to be victims of child abuse or neglect, and 149 children in
8 California died as a result of child abuse or neglect; and

9 WHEREAS, Children who have been abused or neglected have
10 a higher risk of developing various health problems as adults,
11 including alcoholism, depression, drug abuse, eating disorders,
12 obesity, suicide, and certain chronic diseases; and

13 WHEREAS, California’s children deserve to grow up in a safe
14 and nurturing environment free from fear, abuse, and neglect; and

1 WHEREAS, Statewide, child abuse and neglect cases
2 disproportionately involve children of color; and
3 WHEREAS, Effective programs succeed because of partnerships
4 among human service agencies, community-based organizations,
5 schools, faith-based organizations, law enforcement, and the
6 business community; and
7 WHEREAS, Family resource centers continue to play a key role
8 in preventing child abuse and neglect in their communities by
9 being community-based, family-focused, and culturally sensitive
10 collaborative organizations that provide programs and services
11 based on the needs of families; and
12 WHEREAS, Child abuse and neglect have long-term economic
13 and societal costs; and
14 WHEREAS, Maltreated children are 77 percent more likely to
15 require special education than children who are not maltreated and
16 59 percent more likely to be arrested as juveniles than their peers
17 who are not maltreated; and
18 WHEREAS, Long-term health care costs for adult survivors of
19 childhood physical and sexual abuse are 21 percent higher than
20 for nonvictims; and
21 WHEREAS, Adolescent survivors of child maltreatment are
22 twice as likely to be unemployed as adults, and are more likely to
23 receive public assistance than their peers who were not maltreated;
24 and
25 WHEREAS, By one well-respected prevalence estimate, 11.5
26 percent of all children experience child maltreatment in any given
27 year, which implies that the total economic burden in California
28 could be as high as \$284,000,000,000; and
29 WHEREAS, Providing community-based prevention services
30 to families whose children may be at risk of child abuse or neglect
31 is less costly than addressing the emotional and physical damage
32 that can result from child abuse and neglect; and
33 WHEREAS, Providing community-based prevention services
34 to those families can help avoid the costs of protective services,
35 law enforcement, the judicial system, foster care, and the treatment
36 of adults recovering from abuse as children; and
37 WHEREAS, Victims of child abuse, whether the abuse is
38 physical, sexual, or emotional, or any combination of these, should
39 have access to a safe place to live, appropriate medical care, and
40 counseling or mental health services; and

1 WHEREAS, In recent years, Prevent Child Abuse America, the
2 Child Abuse Prevention Center, the California Family Resource
3 Association, and other groups have organized campaigns to
4 increase public awareness of child abuse and to promote ways to
5 prevent child abuse; and

6 WHEREAS, Each year, the President of the United States issues
7 a proclamation announcing April as National Child Abuse
8 Prevention Month; and

9 WHEREAS, Pinwheels are displayed to increase the awareness
10 of child abuse and to focus on the positive message of preventing
11 child abuse and neglect by supporting families and strengthening
12 communities during Child Abuse Prevention Month; now,
13 therefore, be it

14 *Resolved by the Assembly of the State of California, the Senate*
15 *thereof concurring*, That the Legislature hereby acknowledges the
16 month of April 2022 as Child Abuse Prevention Month and
17 encourages the people of the State of California to work together
18 to support youth-serving child abuse prevention activities in their
19 communities and schools during that month and throughout the
20 year; and be it further

21 *Resolved*, That the Chief Clerk of the Assembly transmit copies
22 of this resolution to the author for appropriate distribution.

O

Date of Hearing: April 7, 2022

ASSEMBLY COMMITTEE ON RULES
Ken Cooley, Chair
ACR 166 (Calderon) – As Introduced March 21, 2022

SUBJECT: Child Abuse Prevention Month.

SUMMARY: Acknowledges the month of April 2022 as Child Abuse Prevention Month and encourages the people of the State of California to work together to support youth-serving child abuse prevention activities in their communities and schools during that month and throughout the year. Specifically, **this resolution** makes the following legislative findings:

- 1) Child abuse and neglect continue to pose serious threats to our nation’s children. Preventing child abuse and neglect means strengthening families, so that their children can thrive.
- 2) California’s children deserve to grow up in a safe and nurturing environment free from fear, abuse, and neglect. Statewide, child abuse and neglect cases disproportionately involve children of color.
- 3) Child abuse and neglect have long-term economic and societal costs. Children who have been abused or neglected have a higher risk of developing various health problems as adults, including alcoholism, depression, drug abuse, eating disorders, obesity, suicide, and certain chronic diseases.
- 4) Providing community-based prevention services to families whose children may be at risk of child abuse or neglect is less costly than addressing the emotional and physical damage that can result from child abuse and neglect. Providing community-based prevention services to those families can help avoid the costs of protective services, law enforcement, the judicial system, foster care, and the treatment of adults recovering from abuse as children.
- 5) Family resource centers continue to play a key role in preventing child abuse and neglect in their communities by being community based, family focused, and culturally sensitive collaborative organizations that provide programs and services based on the needs of families.
- 6) In recent years, Prevent Child Abuse America, the Child Abuse Prevention Center, the California Family Resource Association, and other groups have organized campaigns to increase public awareness of child abuse and to promote ways to prevent child abuse.
- 7) Pinwheels are displayed to increase the awareness of child abuse and to focus on the positive message of preventing child abuse and neglect by supporting families and strengthening communities during Child Abuse Prevention Month.

FISCAL EFFECT: None

REGISTERED SUPPORT / OPPOSITION:

Support

None on file

Opposition

None on file

Analysis Prepared by: Michael Erke / RLS. / (916) 319-2800

Assembly Concurrent Resolution

No. 171

Introduced by Assembly Member Nazarian

March 30, 2022

Assembly Concurrent Resolution No. 171—Relative to Parkinson’s Awareness Month.

LEGISLATIVE COUNSEL’S DIGEST

ACR 171, as introduced, Nazarian. Parkinson’s Awareness Month.

This measure would declare the month of April 2022 as Parkinson’s Awareness Month in California.

Fiscal committee: no.

1 WHEREAS, Parkinson’s disease is a chronic, progressive
2 neurological disease and is the second most common
3 neurodegenerative disease in the United States; and

4 WHEREAS, There is inadequate data on the incidence and
5 prevalence of Parkinson’s disease, but it is estimated to affect
6 nearly 1,000,000 people in the United States, and that number is
7 expected to more than double by 2040; and

8 WHEREAS, Parkinson’s disease is the 14th leading cause of
9 death in the United States, according to the federal Centers for
10 Disease Control and Prevention; and

11 WHEREAS, There are millions of Americans who are
12 caregivers, family members, and friends greatly impacted by
13 Parkinson’s disease; and

14 WHEREAS, It is estimated that Parkinson’s disease costs
15 \$58,000,000,000 per year, of which the federal government

1 shoulders \$29 billion, leaving American families to cover the
2 remaining \$29,000,000,000; and

3 WHEREAS, It is estimated that more than 1,600,000 people in
4 the United States will be impacted by Parkinson’s disease by 2037,
5 at an estimated economic burden of \$80,000,000,000; and

6 WHEREAS, Over 115,000 people in California have Parkinson’s
7 disease, costing the state \$5,800,000,000 annually for direct and
8 indirect health care costs; and

9 WHEREAS, The California Parkinson’s Disease Registry was
10 created in 2017 through the state budget and became operational
11 in 2018. The California Parkinson’s Disease Registry has become
12 a model for the nation and the world as it collects patient
13 information that can help improve our understanding and treatment
14 of Parkinson’s disease; and

15 WHEREAS, Now expanded to include more data on related
16 diseases, the California Neurodegenerative Disease Registry has
17 collected over 300,000 electronic records and formed reporting
18 partnerships with more than 500 reporting entities, including health
19 groups like Sutter Health, Kaiser Permanente, Dignity Health,
20 Scripps Health, and Stanford Health Care so that confidential
21 patient data is automatically sent from the physician’s office to
22 the state. After the data is processed by the State Department of
23 Public Health, it is made available to research institutions in an
24 effort to improve treatments and eventually find a cure for the
25 disease; and

26 WHEREAS, Research suggests the cause of Parkinson’s disease
27 is a combination of genetic and environmental factors, but the
28 exact cause in most individuals is still unknown; and

29 WHEREAS, There currently is no objective diagnostic test or
30 biomarker to diagnose Parkinson’s disease; and

31 WHEREAS, There is no known cure or drug to slow or halt the
32 progression of the disease, and available treatments are limited in
33 their ability to address patients’ medical needs and remain effective
34 over time; and

35 WHEREAS, The symptoms of Parkinson’s disease vary from
36 person to person and can include tremors, slowness of movement
37 and rigidity, gait and balance difficulty, speech and swallowing
38 disturbances, cognitive impairment and dementia, mood disorders,
39 and a variety of other nonmotor symptoms; and

1 WHEREAS, Volunteers, researchers, caregivers, and medical
2 professionals are working to improve the quality of life of people
3 living with Parkinson’s disease and their families; and

4 WHEREAS, Increased research, education, and community
5 support services are needed to find more effective treatments and
6 to provide access to quality care to those living with the disease
7 today; now, therefore, be it

8 *Resolved by the Assembly of the State of California, the Senate*
9 *thereof concurring, That the Legislature recognizes the month of*
10 *April 2022 as Parkinson’s Awareness Month in California; and be*
11 *it further*

12 *Resolved, That the Chief Clerk of the Assembly transmit copies*
13 *of this resolution to the author for appropriate distribution.*

O

Date of Hearing: April 7, 2022

ASSEMBLY COMMITTEE ON RULES
Ken Cooley, Chair
ACR 171 (Nazarian) – As Introduced March 30, 2022

SUBJECT: Parkinson’s Awareness Month.

SUMMARY: Declares the month of April 2022 as Parkinson’s Awareness Month in California. Specifically, **this resolution** makes the following legislative findings:

- 1) Parkinson’s disease is a chronic, progressive neurological disease and is the second most common neurodegenerative disease in the United States. There are millions of Americans who are caregivers, family members, and friends greatly impacted by Parkinson’s disease
- 2) Parkinson’s disease is the 14th leading cause of death in the United States, according to the federal Centers for Disease Control and Prevention.
- 3) It is estimated that more than 1.6 million people in the United States will be impacted by Parkinson’s disease by 2037, at an estimated economic burden of \$80 billion.
- 4) The symptoms of Parkinson’s disease vary from person to person and can include tremors, slowness of movement and rigidity, gait and balance difficulty, speech and swallowing disturbances, cognitive impairment and dementia, mood disorders, and a variety of other nonmotor symptoms.
- 5) There is no known cure or drug to slow or halt the progression of the disease, and available treatments are limited in their ability to address patients’ medical needs and remain effective over time.
- 6) Volunteers, researchers, caregivers, and medical professionals are working to improve the quality of life of people living with Parkinson’s disease and their families. Increased research, education, and community support services are needed to find more effective treatments and to provide access to quality care to those living with the disease today.

FISCAL EFFECT: None

REGISTERED SUPPORT / OPPOSITION:

Support

None on file

Opposition

None on file

Analysis Prepared by: Michael Erke / RLS. / (916) 319-2800

House Resolution

No. 98

Introduced by Assembly Member Gabriel

March 23, 2022

House Resolution No. 98—Relative to Education and Sharing Day, California.

1 WHEREAS, A quality education is one of the significant
2 foundations for the continuing success of our state, our country,
3 and our society at large, and in the great State of California, we
4 strive for the betterment of all of our citizens through an increased
5 focus on education and sharing; and

6 WHEREAS, Through providing the possibility of an excellent
7 education for all, especially children, to gain knowledge through
8 rigorous study, we can create hope for a brighter, kinder, and more
9 united and prosperous future in the lives of so many; and

10 WHEREAS, One of the leading global advocates for the
11 advancement of education, the Lubavitcher Rebbe, Rabbi
12 Menachem Schneerson, of righteous memory, stressed the
13 importance of moral and ethical education as the bedrock of
14 humanity and the hallmark of a healthy society, and strongly urged
15 that education be reinforced by the inculcation of strong moral
16 values; and

17 WHEREAS, In recognition of the Rebbe’s outstanding and
18 lasting contributions toward improvements in world education,
19 morality, and acts of charity, he was awarded the Congressional
20 Gold Medal, and the United States Congress has established his
21 birthdate as a national day to raise awareness and strengthen the
22 education of our children; and

1 WHEREAS, For more than 40 years, the President of the United
2 States has recognized and honored the Rebbe’s vision each year
3 on that day by proclaiming it “Education and Sharing Day, U.S.A.”;
4 and

5 WHEREAS, We presently battle a global pandemic which has
6 disrupted traditional models of education across our nation, while
7 concurrently motivating a focus on the stronger core values we
8 wish to impart to children and adults, beyond academic
9 achievement; and

10 WHEREAS, We can nurture the unity of diverse peoples by
11 encouraging increased acts of goodness and kindness, imbued with
12 awareness that even a single positive act of an individual can make
13 a major impact in this world; now, therefore, be it

14 *Resolved by the Assembly of the State of California*, That the
15 Assembly proclaims Tuesday, April 12, 2022, as “Education and
16 Sharing Day, California” and calls upon government officials,
17 educators, volunteers, and citizens to reach out to those within
18 their communities and work to create a better, brighter, and more
19 hopeful future for all; and be it further

20 *Resolved*, That the Chief Clerk of the Assembly transmit copies
21 of this resolution to the author for appropriate distribution.

O

Date of Hearing: April 7, 2022

ASSEMBLY COMMITTEE ON RULES
Ken Cooley, Chair
HR 98 (Gabriel) – As Introduced March 23, 2022

SUBJECT: Education and Sharing Day, California.

SUMMARY: Proclaims Tuesday, April 12, 2022, as “Education and Sharing Day, California” and calls upon government officials, educators, volunteers, and citizens to reach out to those within their communities and work to create a better, brighter, and more hopeful future for all. Specifically, **this resolution** makes the following legislative findings:

- 1) A quality education is one of the significant foundations for the continuing success of our state, our country, and our society at large; and, in the great State of California, we strive for the betterment of all of our citizens through an increased focus on education and sharing.
- 2) Through providing the possibility of an excellent education for all, especially children, to gain knowledge through rigorous study, we can create hope for a brighter, kinder, and more united and prosperous future in the lives of so many.
- 3) For more than 40 years, the President of the United States has recognized and honored the Lubavitcher Rebbe’s vision each year on his birthdate by proclaiming it “Education and Sharing Day, U.S.A.”.
- 4) We presently battle a global pandemic which has disrupted traditional models of education across our nation, while concurrently motivating a focus on the stronger core values we wish to impart to children and adults, beyond academic achievement.
- 5) We can nurture the unity of diverse peoples by encouraging increased acts of goodness and kindness, imbued with awareness that even a single positive act of an individual can make a major impact in this world.

FISCAL EFFECT: None

REGISTERED SUPPORT / OPPOSITION:

Support

None on file

Opposition

None on file

Analysis Prepared by: Michael Erke / RLS. / (916) 319-2800

House Resolution

No. 103

Introduced by Assembly Member Kalra

April 4, 2022

House Resolution No. 103—Relative to Vaisakhi.

1 WHEREAS, Vaisakhi, also spelled Baisakhi, is an ancient
2 festival of great significance to Sikhs, Hindus, and Buddhists in
3 many regions of India and other parts of South and Southeast Asia,
4 and is celebrated annually on April 13 or 14 by many Californians
5 with Sikh and Indian heritage; and

6 WHEREAS, Vaisakhi, in several parts of Northern India,
7 especially Punjab, is a long-established harvest festival, which
8 predates Sikhism, to celebrate the agricultural year and pray for
9 abundant “rabi” crop produce for the next season; and

10 WHEREAS, For Sikhs and Sikh Americans, Vaisakhi holds
11 special religious and historical significance because it
12 commemorates the creation of Khalsa by the 10th Guru Gobind
13 Singh in 1699, whereby five Sikhs called “Panj Piaray” or
14 “Beloved Five” were transformed into leaders of the faith to defend
15 religious freedom in front of thousands at Anandpur Sahib and
16 unified Sikhs into a family of soldier saints, known as the Khalsa
17 Panth; and

18 WHEREAS, Guru Gobind Singh, during the formation of
19 Khalsa, initiated the “Panj Kakkar” or “Five K’s” tradition of the
20 Khalsa that continues to be the basis for the unique Sikh identity,
21 whereby Sikhs wear Kesh (uncut hair), Kanga (a wooden comb),
22 Kara (an iron or steel bracelet worn on the wrist), Kirpan (an article
23 of faith taking the form of a sword), and Kachera (short breeches);
24 and

1 WHEREAS, For Hindus and Hindu Americans, the first day of
2 Vaisakhi marks the traditional solar new year and is celebrated in
3 diverse ways to mark spring harvest and the sacredness of rivers
4 in Hindu culture, and many Hindus celebrate Vaisakhi by going
5 to temple to pay respects and seek blessings, by bathing in the
6 sacred “Ganga” river, and by attending “melas,” or lively fairs;
7 and

8 WHEREAS, The Sikh American celebration of Vaisakhi
9 embodies an array of religious and cultural celebrations, including
10 worship, parades, dancing, and singing throughout the day and
11 includes performing seva (selfless service), such as providing free
12 meals to the needy and inviting visitors to Gurdwaras (Houses of
13 Worship); and

14 WHEREAS, Sikh Gurdwaras throughout the world and in
15 California are decorated and hold celebrations, and many Sikh
16 Americans choose to be baptized as Khalsa on this day; now,
17 therefore, be it

18 *Resolved by the Assembly of the State of California,* That the
19 Assembly recognizes this year’s Vaisakhi celebration on Thursday,
20 April 14, 2022, and encourages Californians to take part in this
21 joyous day of celebration; and be it further

22 *Resolved,* That the Assembly observes Vaisakhi as one of the
23 most significant days for Sikh Americans and Sikh history and in
24 observance of Vaisakhi, expresses its deepest respect for all who
25 observe and celebrate Vaisakhi with South Asian Americans and
26 the Indian diaspora throughout the world on this significant
27 occasion; and be it further

28 *Resolved,* That the Chief Clerk of the Assembly transmit copies
29 of this resolution to the author for appropriate distribution.

O

Date of Hearing: April 7, 2022

ASSEMBLY COMMITTEE ON RULES
Ken Cooley, Chair
HR 103 (Kalra) – As Introduced April 4, 2022

SUBJECT: Vaisakhi.

SUMMARY: Recognizes this year’s Vaisakhi celebration on Thursday, April 14, 2022, encourages Californians to take part in this joyous day of celebration, and expresses deepest respect for all who observe and celebrate Vaisakhi. Specifically, **this resolution** makes the following legislative findings:

- 1) Vaisakhi, also spelled Baisakhi, is an ancient festival of great significance to Sikhs, Hindus, and Buddhists in many regions of India and other parts of South and Southeast Asia, and is celebrated annually on April 13 or 14 by many Californians with Sikh and Indian heritage.
- 2) Vaisakhi, in several parts of Northern India, especially Punjab, is a long-established harvest festival, which predates Sikhism, to celebrate the agricultural year and pray for abundant “rabi” crop produce for the next season.
- 3) For Sikhs and Sikh Americans, Vaisakhi holds special religious and historical significance because it commemorates the creation of Khalsa by the 10th Guru Gobind Singh in 1699, whereby five Sikhs called “Panj Piaray” or “Beloved Five” were transformed into leaders of the faith to defend religious freedom.
- 4) For Hindus and Hindu Americans, the first day of Vaisakhi marks the traditional solar new year and is celebrated in diverse ways to mark spring harvest and the sacredness of rivers in Hindu culture.
- 5) The Sikh American celebration of Vaisakhi embodies an array of religious and cultural celebrations, including worship, parades, dancing, and singing throughout the day and includes performing seva (selfless service), such as providing free meals to the needy and inviting visitors to Gurdwaras (Houses of Worship).
- 6) Sikh Gurdwaras throughout the world and in California are decorated and hold celebrations, and many Sikh Americans choose to be baptized as Khalsa on this day.

FISCAL EFFECT: None

REGISTERED SUPPORT / OPPOSITION:

Support

None on file

Opposition

None on file

Analysis Prepared by: Michael Erke / RLS. / (916) 319-2800

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COMMITTEES
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CHAIR: SELECT COMMITTEE ON
REPRODUCTIVE HEALTH

March 18, 2022

Honorable Ken Cooley
Chair, Assembly Rules Committee
1021 O Street, Ste. 6250

Dear Chairman Cooley,

I am respectfully requesting approval to add an urgency clause to AB 2754, which ensures that trainees in the field of psychology receive necessary training in a safe and timely manner by extending supervision trainings to audio and HIPAA-compliant video conferencing. A temporary waiver (DCA-21-149) currently allows this weekly remote supervision, however it is set to expire on March 31, 2022. In order to preserve access and continuity to psychological care it is necessary for this act to take effect immediately.

Thank you for your consideration of this request. If you need additional information, please contact John Skoglund, Legislative Director.

Sincerely,

A handwritten signature in blue ink, appearing to read "RBA", with a long horizontal flourish extending to the right.

Assemblymember Rebecca Bauer-Kahan

ASSEMBLY BILL

No. 2754

Introduced by Assembly Member Bauer-Kahan

February 18, 2022

An act to amend Section 2914 of the Business and Professions Code, relating to healing arts.

LEGISLATIVE COUNSEL'S DIGEST

AB 2754, as introduced, Bauer-Kahan. Psychology: supervising psychologists: qualifications.

The Psychology Licensing Law establishes the Board of Psychology to license and regulate the practice of psychology. Existing law requires an applicant for licensure to have engaged for at least 2 years in supervised professional experience under the direction of a licensed psychologist, or under suitable alternative supervision, as specified. Existing law requires the board to establish by regulation the qualifications for supervising psychologists.

This bill would specify that the board requirement to establish by regulation the qualifications for supervising psychologists include audio and visual modalities.

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 2914 of the Business and Professions
- 2 Code is amended to read:

1 2914. (a) An applicant for licensure shall not be subject to
2 denial of licensure under Division 1.5 (commencing with Section
3 475).

4 (b) (1) On and after January 1, 2020, an applicant for licensure
5 shall possess an earned doctoral degree in any of the following:

6 (A) Psychology with the field of specialization in clinical,
7 counseling, school, consulting, forensic, industrial, or
8 organizational psychology.

9 (B) Education with the field of specialization in counseling
10 psychology, educational psychology, or school psychology.

11 (C) A field of specialization designed to prepare graduates for
12 the professional practice of psychology.

13 (2) (A) Except as provided in subparagraph (B), the degree or
14 training obtained pursuant to paragraph (1) shall be obtained from
15 a college or institution of higher education that is accredited by a
16 regional accrediting agency recognized by the United States
17 Department of Education.

18 (B) Subparagraph (A) does not apply to any student who was
19 enrolled in a doctoral program in psychology with the field of
20 specialization in clinical, counseling, school, consulting, forensic,
21 industrial, or organizational psychology or in education with the
22 field of specialization in counseling psychology, educational
23 psychology, or school psychology at a nationally accredited or
24 approved institution as of December 31, 2016.

25 (3) The board shall make the final determination as to whether
26 a degree meets the requirements of this subdivision.

27 (4) Until January 1, 2020, the board may accept an applicant
28 who possesses a doctoral degree in psychology, educational
29 psychology, or in education with the field of specialization in
30 counseling psychology or educational psychology from an
31 institution that is not accredited by an accrediting agency
32 recognized by the United States Department of Education, but is
33 approved to operate in this state by the Bureau for Private
34 Postsecondary Education on or before July 1, 1999 and has not,
35 since July 1, 1999, had a new location, as described in Section
36 94823.5 of the Education Code.

37 (5) An applicant for licensure trained in an educational
38 institution outside the United States or Canada shall demonstrate
39 to the satisfaction of the board that the applicant possesses a
40 doctoral degree in psychology or education as specified in

1 paragraphs (1) and (2) that is equivalent to a degree earned from
2 a regionally accredited academic institution in the United States
3 or Canada by providing the board with an evaluation of the degree
4 by a foreign credential evaluation service that is a member of the
5 National Association of Credential Evaluation Services (NACES),
6 or by the National Register of Health Services Psychologists
7 (NRHSP), and any other documentation the board deems necessary.
8 The member of the NACES or the NRHSP shall submit the
9 evaluation to the board directly and shall include in the evaluation
10 all of the following:

11 (A) A transcript in English, or translated into English by the
12 credential evaluation service, of the degree used to qualify for
13 licensure.

14 (B) An indication that the degree used to qualify for licensure
15 is verified using primary sources.

16 (C) A determination that the degree is equivalent to a degree
17 that qualifies for licensure pursuant to paragraphs (1) and (2).

18 (c) (1) An applicant for licensure shall have engaged for at least
19 two years in supervised professional experience under the direction
20 of a licensed psychologist, the specific requirements of which shall
21 be defined by the board in its regulations, or under suitable
22 alternative supervision as determined by the board in regulations
23 duly adopted under this chapter, at least one year of which shall
24 have occurred after the applicant was awarded the qualifying
25 doctoral degree. The supervisor shall submit verification of the
26 experience to the trainee as prescribed by the board. If the
27 supervising licensed psychologist fails to provide verification to
28 the trainee in a timely manner, the board may establish alternative
29 procedures for obtaining the necessary documentation. Absent
30 good cause, the failure of a supervising licensed psychologist to
31 provide the verification to the board upon request shall constitute
32 unprofessional conduct.

33 (2) The board shall establish qualifications by regulation for
34 supervising ~~psychologists~~ *psychologists, including audio and*
35 *visual modalities.*

36 (d) An applicant for licensure shall take and pass the
37 examination required by Section 2941 unless otherwise exempted
38 by the board under this chapter.

1 (e) An applicant for licensure shall complete coursework or
2 provide evidence of training in the detection and treatment of
3 alcohol and other chemical substance dependency.

4 (f) An applicant for licensure shall complete coursework or
5 provide evidence of training in spousal or partner abuse assessment,
6 detection, and intervention.

O

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COMMITTEES
CHAIR: AGING AND LONG-TERM CARE
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TOURISM, AND INTERNET MEDIA
HEALTH
TRANSPORTATION
BUDGET SUBCOMMITTEE NO. 4 ON
STATE ADMINISTRATION

March 31, 2022

The Honorable Ken Cooley
Chair, Assembly Rules Committee
1021 O Street, Suite 8310
Sacramento, CA 95814

RE: Adding an Urgency Clause to AB 2821 (Nazarian)

Dear Chair Cooley:

I am respectfully requesting to add an urgency clause to AB 2821. This bill will delay the reporting deadline of the California Kids Investment and Development Savings (CalKIDS) Program by the Scholarship Investment Board (SIB) of June 30, 2022 by one year.

Since CalKIDS will not launch until the summer of 2022, SIB has nothing to report to the Legislature. In order to keep SIB compliant, AB 2821 needs to pass immediately.

Please contact my Chief of Staff, Grace Dikho, via email Grace.Dikho@asm.ca.gov or phone (916) 319-2046 if you have any questions.

I appreciate your time and attention to this matter.

Sincerely,

A handwritten signature in black ink that reads "Adrin Nazarian". The signature is fluid and cursive, with the first name "Adrin" being more prominent than the last name "Nazarian".

ADRIN NAZARIAN
Member, 46th Assembly District

cc: Mike Erke, Bill Referral Consultant

AMENDED IN ASSEMBLY APRIL 4, 2022

AMENDED IN ASSEMBLY MARCH 24, 2022

CALIFORNIA LEGISLATURE—2021–22 REGULAR SESSION

ASSEMBLY BILL

No. 2821

Introduced by Assembly Member Nazarian

February 18, 2022

An act to amend Sections ~~69996.2, 69996.3, 69996.6, and 69996.9~~ of, and to add and repeal Section ~~69997~~ of, *Section 69996.6* of the Education Code, relating to postsecondary education, and making an appropriation therefor: *education*.

LEGISLATIVE COUNSEL'S DIGEST

AB 2821, as amended, Nazarian. California Kids Investment and Development Savings Program.

~~(1) Existing~~

Existing law establishes the California Kids Investment and Development Savings (KIDS) Program, under the administration of the Scholarshare Investment Board, for the purposes of expanding access to higher education through savings. Existing law establishes the California Kids Investment and Development Savings Program Fund in the State Treasury to serve as the initial repository of all moneys received from state and private sources for the KIDS Program, and continuously appropriates moneys in the fund to the board for the KIDS Program. Existing law requires moneys in the fund, subject to availability, to be deposited in KIDS Accounts, one designated for each California resident child born on or after a date to be determined by the board that is no later than July 1, 2022. *board, as provided*. Existing law requires the board to provide awards from these KIDS Accounts,

as specified, for each recipient child's qualified higher education expenses at an eligible institution of higher education. *Existing law requires the board, on or before June 30, 2022, and annually thereafter, to report to the Department of Finance and the Legislature, information pertaining to the KIDS program's implementation, as provided, and requires, subject to available funding, that the KIDS Program be implemented on or before July 1, 2022. If the board does not secure adequate funds to implement the program before July 2, 2022, existing law authorizes program implementation to be delayed while the board makes good faith efforts to secure necessary funding.*

This bill would delay those dates to June 30, 2023, July 1, 2023, and July 2, 2023, respectively.

~~This bill would include expenses at registered apprenticeship programs as qualified higher education expenses at an institution of higher education, for purposes of the KIDS program. By expanding the uses of a continuously appropriated fund, the bill would make an appropriation. The bill would delay the date by which the board is required to determine, for purposes KIDS Program eligibility, to no later than July 1, 2023.~~

~~(2) Existing law requires the board to notify each parent of each eligible child about the program within 90 days of receiving birth data from the State Department of Public Health.~~

~~This bill would instead require the board to only notify at least one parent of each eligible child about the program.~~

~~(3) Existing law requires the board, upon receiving documentation of a child's enrollment as a student at an institution of higher education, and the student self-certifying that they have resided in the state for at least one year immediately preceding the payment of qualified higher education expenses on the student's behalf, to make a specified payment to that institution, as provided.~~

~~This bill would eliminate the documentation requirement and instead would only require students to self-certify that they are enrolled at an institution of higher education.~~

~~(4) Existing law requires, subject to available funding, that the KIDS Program be implemented on or before July 1, 2022. If the board does not secure adequate funds to implement the program before July 2, 2022, existing law authorizes program implementation to be delayed while the board makes good faith efforts to secure necessary funding.~~

~~This bill would delay those dates to July 1, 2023, and July 2, 2023, respectively.~~

~~(5) Existing law establishes KIDS Accounts for all unduplicated pupils entering grades 1 to 12, inclusive, in the 2021–22 fiscal year, and for unduplicated pupils who are entering first grade commencing with the 2022–23 fiscal year, if one has not already been established for them under the KIDS Program.~~

This bill would instead establish KIDS Accounts for all unduplicated pupils enrolled in grades 1 to 12, inclusive, on the State Department of Education’s official census day in the 2021–22 fiscal year, and for unduplicated pupils who are enrolled in first grade on the State Department of Education’s official census day in the applicable fiscal year, if one has not already been established for them under the KIDS Program.

~~(6) Existing law requires the board, on or before June 30, 2022, and annually thereafter, to report to the Department of Finance and the Legislature, information pertaining to the KIDS program’s implementation, as provided.~~

This bill would delay that initial reporting requirement to June 30, 2023, and in addition to that report would require the board to report to the Department of Finance and the Legislature, on or before December 31, 2023, on specified information for the 2022–23 fiscal year.

Vote: $\frac{2}{3}$ -majority. Appropriation: *yes-no*. Fiscal committee: *yes*. State-mandated local program: *no*.

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

1 SECTION 1. ~~Section 69996.2 of the Education Code is~~
2 ~~amended to read:~~

3 69996.2. ~~For the purposes of this article, unless the context~~
4 ~~requires otherwise, the following definitions apply:~~

5 (a) ~~“Account” means a Scholarshare 529 account established~~
6 ~~pursuant to this article under Article 19 (commencing with Section~~
7 ~~69980), or other child savings plan where applicable and as~~
8 ~~determined by the board.~~

9 (b) ~~“Beneficiary” is an eligible child receiving funds under the~~
10 ~~program.~~

11 (c) ~~“Board” means the Scholarshare Investment Board created~~
12 ~~pursuant to Section 69984.~~

13 (d) ~~“Enhanced deposit” means an initial or supplemental~~
14 ~~contribution into a KIDS Account or another plan option~~
15 ~~determined by the board pursuant to Section 69996.9.~~

1 (e) ~~“Fund” means the California Kids Investment and~~
2 ~~Development Savings Program Fund established pursuant to~~
3 ~~subdivision (a) of Section 69996.6.~~

4 (f) ~~“Institution of higher education” has the same meaning as~~
5 ~~“eligible educational institution,” as provided in Section 529(e)(5)~~
6 ~~of the Internal Revenue Code, and registered apprenticeship~~
7 ~~programs registered under the National Apprenticeship Act of~~
8 ~~1937 (29 U.S.C. Sec. 50 et seq.), except as provided in Section~~
9 ~~3226 of Title 29 of the United States Code.~~

10 (g) ~~“Internal Revenue Code” means the Internal Revenue Code~~
11 ~~of 1986, as it is amended from time to time, if, as determined by~~
12 ~~the board, the amendment is consistent with the purposes of this~~
13 ~~article.~~

14 (h) ~~“KIDS Account” means an account in which designated~~
15 ~~funding for eligible children is held.~~

16 (i) ~~“Low-income households” means households with a total~~
17 ~~annual adjusted gross income less than seventy-five thousand~~
18 ~~dollars (\$75,000) or households identified by the board by other~~
19 ~~means as low-income for purposes of the program.~~

20 (j) ~~“Participant” means a parent or legal guardian of an eligible~~
21 ~~child, or a parent or legal guardian of a child described in~~
22 ~~subdivision (i) of Section 69996.3, or any private individual or~~
23 ~~entity who contributes moneys to the program.~~

24 (k) ~~“Program” means the California Kids Investment and~~
25 ~~Development Savings Program established pursuant to this article.~~

26 (l) ~~“Qualified higher education expenses” means the expenses~~
27 ~~of attendance at an institution of higher education, as provided in~~
28 ~~Section 529(e)(3) of the Internal Revenue Code, or at a registered~~
29 ~~apprenticeship program, as provided in Section 529(c)(8) of the~~
30 ~~Internal Revenue Code. Notwithstanding Section 529(e)(7) of the~~
31 ~~Internal Revenue Code, “qualified higher education expenses”~~
32 ~~shall not include any tuition expenses in connection with~~
33 ~~enrollment or attendance at an elementary or secondary public,~~
34 ~~private, or religious school.~~

35 (m) ~~“Seed deposit” means an initial contribution into a KIDS~~
36 ~~Account for a child born on or after a date determined by the board.~~

37 SEC. 2. Section 69996.3 of the Education Code is amended to
38 read:

1 ~~69996.3. (a) (1) Each child born on or after a date determined~~
2 ~~by the board pursuant to paragraph (2) who is a California resident~~
3 ~~at the time of birth is eligible for the program.~~

4 ~~(2) The date designated by the board for which eligibility~~
5 ~~commences shall be no later than July 1, 2023.~~

6 ~~(b) No later than 90 days after a birth certificate is registered~~
7 ~~for a child described in subdivision (a), the State Department of~~
8 ~~Public Health shall provide the board with identifiable birth data~~
9 ~~for the child in a file format as defined by the board. The birth data~~
10 ~~shall include the child's name and birth date and the name and~~
11 ~~contact information of each parent of the child, including the~~
12 ~~parent's street address and, if provided to the department, the~~
13 ~~parent's mobile telephone number and email address. In addition,~~
14 ~~upon request by the board, the department shall include, in the~~
15 ~~birth data it provides to the board, information collected pursuant~~
16 ~~to subparagraph (C) of paragraph (2) of subdivision (a) of Section~~
17 ~~102426 of the Health and Safety Code. The department may~~
18 ~~provide additional identifiable birth data to the board, upon request,~~
19 ~~and upon a determination by the State Registrar, in consultation~~
20 ~~with the board, that the data is necessary for administration of the~~
21 ~~program. The birth data is confidential and shall not be disclosed~~
22 ~~except as necessary for the program. No more than 90 days after~~
23 ~~receiving the birth data from the department, the board shall notify~~
24 ~~at least one parent of each eligible child about the program. The~~
25 ~~notification shall include information on all of the following:~~

26 ~~(1) How the parent may opt out of the program.~~

27 ~~(2) The KIDS Account opened for the child pursuant to~~
28 ~~subdivision (f).~~

29 ~~(3) How the parent may establish a separate account pursuant~~
30 ~~to Article 19 (commencing with Section 69980) and additional~~
31 ~~financial incentives provided pursuant to that article.~~

32 ~~(c) The board shall make a child's designated balance in a KIDS~~
33 ~~Account viewable by the child's parent or legal guardian through~~
34 ~~a secured internet link.~~

35 ~~(d) The board shall establish rules and regulations for a program~~
36 ~~recipient child, and the child's parents or legal guardians, to be~~
37 ~~notified of the moneys deposited and accrued in the child's KIDS~~
38 ~~Account, and rules and regulations regarding the establishment~~
39 ~~and operation of program components, including, but not limited~~
40 ~~to, the claims process, necessary documentation, deadlines for the~~

1 claims, an appeals procedure, and any forfeiture procedures. A
2 KIDS Account recipient child and each of the child's parents or
3 legal guardians shall be informed of the establishment of the child's
4 KIDS Account, provided information on how the parent or legal
5 guardian may establish a separate account pursuant to Article 19
6 (commencing with Section 69980), and provided information on
7 opportunities for financial incentives provided pursuant to that
8 article.

9 (e) The board shall translate program notifications and
10 information provided pursuant to subdivisions (b) to (d), inclusive,
11 into languages pursuant to Section 7295.2 of the Government
12 Code.

13 (f) Upon appropriation by the Legislature, the board shall
14 establish one or more accounts and shall make a separately
15 accounted-for seed deposit from the fund into a KIDS Account
16 established within an account in an amount determined by the
17 board. Each seed deposit shall be designated for a particular child
18 for whom the board receives birth data pursuant to subdivision
19 (b), if no parent or legal guardian has opted that child out of the
20 program. Moneys in a KIDS Account designated for a child,
21 including any investment earnings attributed to the amount of the
22 child's seed deposit since the date of the deposit as calculated by
23 the board, shall be used for the purpose of providing awards for
24 qualified higher education expenses associated with the attendance
25 of the child at an eligible institution of higher education. Each seed
26 deposit shall be at least twenty-five dollars (\$25). The board may
27 provide additional financial incentives designated for a child into
28 a KIDS Account if the parent or legal guardian of the child engages
29 with the KIDS Account by verifying receipt of information
30 provided pursuant to paragraph (2) of subdivision (b), establishing
31 a separate account pursuant to Article 19 (commencing with
32 Section 69980), or engaging with the KIDS Account by other
33 means approved by the board.

34 (g) Upon the student self-certifying that they are enrolled at an
35 institution of higher education and that they have resided in the
36 state for at least one year immediately preceding the payment of
37 qualified higher education expenses on the student's behalf, the
38 board shall make a payment to that institution in the amount of the
39 seed deposit, enhanced deposit, if applicable, and any additional
40 financial incentives designated for the child pursuant to subdivision

1 ~~(f), plus any investment earnings attributed to that amount since~~
2 ~~the date of that deposit as calculated by the board, for qualified~~
3 ~~higher education expenses associated with the child's attendance~~
4 ~~at that institution.~~

5 ~~(h) Subject to available money in the fund, the board may~~
6 ~~provide additional incentives from the fund for children~~
7 ~~participating in the program, including, but not limited to,~~
8 ~~incentives targeting low-income households.~~

9 ~~(i) (1) Subject to available funding, a parent or legal guardian,~~
10 ~~residing in California, of a child who meets the criteria in paragraph~~
11 ~~(2) may apply to the board to enroll the child into the program.~~
12 ~~Subject to available funding, the enrollee shall be eligible for any~~
13 ~~incentives described in subdivision (h), as applicable, but is not~~
14 ~~eligible for a seed deposit.~~

15 ~~(2) The child is a current California resident under six years of~~
16 ~~age who was both of the following:~~

17 ~~(A) Born on or after the date designated by the board for which~~
18 ~~eligibility commences.~~

19 ~~(B) Not a California resident at the time of birth.~~

20 ~~(j) (1) A KIDS Account established pursuant to this article, and~~
21 ~~its investment earnings, shall remain assets of, and owned by, the~~
22 ~~state until used for the payment of qualified higher education~~
23 ~~expenses at an institution of higher education, and funds shall~~
24 ~~remain invested until they are used for the purposes authorized by~~
25 ~~this article or until the recipient achieves 26 years of age, whichever~~
26 ~~occurs first. If a beneficiary does not use any portion, or all, of the~~
27 ~~moneys intended for the beneficiary in a KIDS Account for a~~
28 ~~qualified higher education expense for any reason, including the~~
29 ~~death or disability of the beneficiary, before the beneficiary turns~~
30 ~~26 years of age, all contributions made for the beneficiary into the~~
31 ~~KIDS Account and any earnings from those moneys shall be~~
32 ~~forfeited and deposited into the fund for the program.~~

33 ~~(2) Notwithstanding paragraph (1), subject to available funding,~~
34 ~~the board may establish an appeal process to allow a beneficiary~~
35 ~~to use the moneys designated for the beneficiary in a KIDS~~
36 ~~Account after the beneficiary turns 26 years of age.~~

37 ~~(3) Moneys, less applicable penalties, collected pursuant to~~
38 ~~Section 529 of the Internal Revenue Code not used within the time~~
39 ~~period described in paragraph (1) shall revert to the fund after the~~

1 ~~payment of any amount determined to be due to the federal~~
2 ~~government as a result of the reversion.~~

3 ~~(4) All contributions made into a KIDS Account for a child who~~
4 ~~has opted out of the program pursuant to subdivision (b), including~~
5 ~~any investment earnings attributed to the amount of the child's~~
6 ~~seed deposit since the date of the deposit as calculated by the board,~~
7 ~~shall be forfeited and deposited into the fund for the program in a~~
8 ~~timely manner.~~

9 ~~(k) The board shall encourage each parent and legal guardian~~
10 ~~of a beneficiary, including each parent and legal guardian of a~~
11 ~~child who applies to enroll the child into the program as a~~
12 ~~beneficiary pursuant to subdivision (i), to establish a separate~~
13 ~~account pursuant to Article 19 (commencing with Section 69980).~~
14 ~~The board shall provide assistance on how to establish the separate~~
15 ~~account.~~

16 ~~(l) The board may use up to 5 percent of state appropriations~~
17 ~~provided for purposes of the program for administrative costs.~~
18 ~~Unless otherwise specified in the annual Budget Act, this~~
19 ~~subdivision shall not apply to any one-time or ongoing local~~
20 ~~assistance funds first appropriated in support of the program~~
21 ~~beginning in the 2021–22 fiscal year.~~

22 ~~SEC. 3.~~

23 ~~SECTION 1.~~ Section 69996.6 of the Education Code is
24 amended to read:

25 69996.6. (a) The California Kids Investment and Development
26 Savings Program Fund is hereby established in the State Treasury.
27 Notwithstanding Section 13340 of the Government Code, except
28 for moneys derived from the federal American Rescue Plan Act,
29 moneys in the fund shall be continuously appropriated, without
30 regard to fiscal years, to the board for the program. The fund shall
31 be the initial repository of all appropriations, gifts, or other
32 financial assets received by the board in connection with operation
33 of the program.

34 (b) (1) Subject to available funding, the program shall be
35 implemented on or before July 1, 2023. The board may establish
36 an implementation timeline for the program based on available
37 funding. If the board does not secure adequate funds to implement
38 the program before July 2, 2023, program implementation may be
39 delayed while the board makes good faith efforts to secure
40 necessary funding. The board may accept gifts, grants, awards,

1 matching contributions, interest income, and appropriations from
2 individuals, businesses, state and local governmental entities, and
3 third-party sources for the program on terms the board deems
4 advisable.

5 (2) Before the program is implemented and throughout the
6 program's operation, the board may authorize a county, city,
7 nonprofit organization, or any other entity operating a local child
8 savings account program to provide input to the program
9 established pursuant to this article. The input may include, but is
10 not limited to, information on any of the following:

11 (A) Infrastructure and systems development.

12 (B) Outreach and coordination with local child savings account
13 programs.

14 (C) Program incentives to promote equity.

15 (D) Administrative fees and caps.

16 (E) Contribution strategies.

17 (F) Program accessibility, including language, identification,
18 and banking access.

19 (c) On or before June 30, 2023, and annually thereafter, the
20 board shall report to the Department of Finance and the Legislature,
21 pursuant to Section 9795 of the Government Code, information
22 pertaining to the program's implementation. The report shall
23 include, at a minimum, all of the following:

24 (1) Detailed program expenditure information, including the
25 amount of funds expended to establish KIDS Accounts pursuant
26 to this article in the previous five fiscal years.

27 (2) The number of KIDS Accounts opened and state and nonstate
28 contributions made to KIDS Accounts.

29 (3) Information about how parents were notified pursuant to
30 subdivision (b) of Section 69996.3.

31 (4) The number of parents or legal guardians who engage with
32 KIDS Accounts by verifying receipt of information provided to
33 them pursuant to paragraph (2) of subdivision (b) of Section
34 69996.3, establishing separate accounts pursuant to Article 19
35 (commencing with Section 69980), or engaging with KIDS
36 Accounts by other means approved by the board.

37 (5) A description of the board's efforts and success in soliciting
38 philanthropic or nonstate money to support the program.

39 (6) A description of the board's marketing of the program.

1 (7) The rate of investment return earned by the money authorized
 2 by this article in the previous five fiscal years.

3 (8) To the extent that information is available and can be
 4 disclosed without providing any opportunity to associate the
 5 information with particular individuals, the board shall include
 6 information on the ethnicity, gender, and family income of account
 7 recipients.

8 (9) Recommendations for improving the program.

9 ~~SEC. 4. Section 69996.9 of the Education Code is amended to~~
 10 ~~read:~~

11 ~~69996.9. (a) (1) For the 2021-22 fiscal year, through the~~
 12 ~~program, all of the following shall occur:~~

13 ~~(A) Each pupil enrolled in grades 1 to 12, inclusive, on the State~~
 14 ~~Department of Education's official census day in the 2021-22~~
 15 ~~fiscal year who meets the requirements to be considered an~~
 16 ~~unduplicated pupil for purposes of paragraph (1) of subdivision~~
 17 ~~(b) of Section 2574 or paragraph (1) of subdivision (b) of Section~~
 18 ~~42238.02 and who is enrolled at a school district, public charter~~
 19 ~~school, state special school, or other local educational agency;~~
 20 ~~shall have a KIDS Account established on the pupil's behalf, unless~~
 21 ~~the pupil's KIDS Account has already been established pursuant~~
 22 ~~to Section 69996.3, and shall receive an enhanced deposit into the~~
 23 ~~pupil's KIDS Account in the amount of five hundred dollars~~
 24 ~~(\$500).~~

25 ~~(B) In addition to the amount allocated pursuant to subparagraph~~
 26 ~~(A), the KIDS Account of each eligible pupil who is also a foster~~
 27 ~~youth, as defined under subdivision (b) of Section 42238.01, shall~~
 28 ~~receive an enhanced deposit of an additional five hundred dollars~~
 29 ~~(\$500).~~

30 ~~(C) In addition to the amount allocated pursuant to~~
 31 ~~subparagraphs (A) and (B), the KIDS Account of each eligible~~
 32 ~~pupil who is also a homeless pupil meeting the definition of~~
 33 ~~"homeless children and youths" in subsection (2) of Section 725~~
 34 ~~of the federal McKinney-Vento Homeless Assistance Act (42~~
 35 ~~U.S.C. Sec. 11434a(2)) shall receive an enhanced deposit of an~~
 36 ~~additional five hundred dollars (\$500).~~

37 ~~(2) Commencing with the 2022-23 fiscal year, through the~~
 38 ~~program, all of the following shall occur:~~

39 ~~(A) Each pupil who meets all of the following conditions shall~~
 40 ~~have a KIDS Account opened on their behalf, unless their account~~

1 has already been established pursuant to Section 69996.3, and shall
2 receive an enhanced deposit into their KIDS Account in the amount
3 of five hundred dollars (\$500):

4 (i) ~~The pupil is enrolled in first grade on the State Department
5 of Education’s official census day in the applicable fiscal year.~~

6 (ii) ~~The pupil meets the requirements to be considered an
7 unduplicated pupil for purposes of paragraph (1) of subdivision
8 (b) of Section 2574 or paragraph (1) of subdivision (b) of Section
9 42238.02.~~

10 (iii) ~~The pupil is enrolled at a school district, public charter
11 school, state special school, or other local educational agency.~~

12 (B) ~~In addition to the amount allocated pursuant to subparagraph
13 (A), the KIDS Account of each pupil who meets the requirements
14 of subparagraph (A) and is also a foster youth, as defined under
15 subdivision (b) of Section 42238.01, shall receive an enhanced
16 deposit of an additional five hundred dollars (\$500).~~

17 (C) ~~In addition to the amount allocated pursuant to
18 subparagraphs (A) and (B), the KIDS Account of each pupil who
19 meets the requirements of subparagraph (A) and is also a homeless
20 pupil under the definition of “homeless children and youths” in
21 subsection (2) of Section 725 of the federal McKinney-Vento
22 Homeless Assistance Act (42 U.S.C. Sec. 11434a(2)) shall receive
23 an enhanced deposit of an additional five hundred dollars (\$500).~~

24 (D) ~~For pupils for whom a KIDS Account has already been
25 established pursuant to Section 69996.3 and who are also eligible
26 for an enhanced deposit pursuant to this paragraph, the enhanced
27 deposit shall be deposited in the KIDS Account in which funding
28 for that pupil is currently held.~~

29 (3) ~~A pupil who receives an enhanced deposit into their KIDS
30 Account pursuant to paragraph (1) or (2) may only have one
31 enhanced deposit made into their existing or newly established
32 KIDS Account pursuant to this article. A pupil shall not have more
33 than one KIDS Account established for them pursuant to this
34 article.~~

35 (b) (1) ~~The board shall collaborate with the State Department
36 of Education, or other relevant governmental agencies, to identify
37 eligible pupils for the purpose of establishing KIDS Accounts or
38 making an enhanced deposit into existing KIDS Accounts pursuant
39 to this section. To the extent feasible, the State Department of
40 Education shall annually provide necessary data using census day~~

~~1 data in a secure manner for the board to fulfill its obligations
2 pursuant to this article, including, but not necessarily limited to,
3 eligible pupils' names, pupil identification, birth dates, grade levels,
4 contact information of parents or legal guardians, and eligibility
5 information. For purposes of this subdivision, the information
6 received by the board shall be considered necessary to facilitate
7 the establishment or enhancement of KIDS Accounts, or the
8 establishment of a notification process for parents or legal
9 guardians of eligible pupils.~~

~~10 (2) The board shall comply with federal and state laws to protect
11 individual privacy, including, but not limited to, the Information
12 Practices Act of 1977 (Chapter 1 (commencing with Section 1798)
13 of Title 1.8 of Part 4 of Division 3 of the Civil Code) and all of
14 the following federal statutes:~~

~~15 (A) The Family Educational Rights and Privacy Act of 1974
16 (Public Law 93-380, as amended);~~

~~17 (B) The Health Insurance Portability and Accountability Act of
18 1996 (Public Law 104-191, as amended);~~

~~19 (C) The Higher Education Act of 1965 (Public Law 89-329, as
20 amended);~~

~~21 (3) Notwithstanding any other law, individual records or source
22 data associated with the establishment of a KIDS Account pursuant
23 to this article shall not be subject to disclosure under the California
24 Public Records Act (Chapter 3.5 (commencing with Section 6250)
25 of Division 7 of Title 1 of the Government Code);~~

~~26 (e) The Legislature finds and declares that undocumented
27 persons are eligible for KIDS Accounts within the meaning of
28 subsection (d) of Section 1621 of Title 8 of the United States Code.~~

~~29 (d) It is the intent of the Legislature to appropriate state funding
30 in the annual Budget Act to support the establishment of a KIDS
31 Account for any eligible pupil who meets, or could meet in a future
32 year, the requirements to be exempt from nonresident tuition
33 pursuant to subdivision (a) of Section 68130.5:~~

~~34 SEC. 5. Section 69997 is added to the Education Code,
35 immediately following Section 69996.9, to read:~~

~~36 69997. (a) In addition to the reporting requirements pursuant
37 to subdivision (e) of Section 69996.6, the board shall report to the
38 Department of Finance and the Legislature, in compliance with
39 Section 9795 of the Government Code, on or before December
40 31, 2023, on each of the following:~~

- 1 ~~(1) The number of KIDS Accounts opened in the 2022=23 fiscal~~
- 2 ~~year.~~
- 3 ~~(2) The number of school-aged children receiving a deposit in~~
- 4 ~~the 2022=23 fiscal year.~~
- 5 ~~(3) The total costs for the 2022=23 fiscal year.~~
- 6 ~~(b) Pursuant to Section 10231.5 of the Government Code, this~~
- 7 ~~section is repealed on January 1, 2028.~~

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