

**California Department of Social Services  
2024 Proposed Trailer Bill**

**Title: Enhanced Information Sharing for Small Family Child Care Homes**

**Sec. 1. Section 1596.86 of the Health and Safety Code is amended to read:**

**1596.86.**

(a) The director shall annually publish and make available to interested persons a list or lists covering all licensed child daycare facilities, other than small family ~~daycare~~ ~~childcare~~ homes, and the services for which each facility has been licensed or issued a special permit. The lists shall also specify the licensed capacity of the facility and whether it is licensed by the department or by another public agency.

(b)(1) To encourage the recruitment of small family ~~daycare~~ ~~childcare~~ homes and protect their personal privacy, the department shall prevent the use of lists containing names, addresses, and other identifying information of facilities identified as small family ~~daycare~~ ~~childcare~~ homes, except as necessary for administering the licensing ~~program~~ ~~program, facilitating the placement of children in these facilities,~~ and providing the names and addresses to resource and referral agencies funded by the department, food and nutrition programs funded by the department, alternative payment programs funded by the department, county welfare-to-work programs under Article 3.2 (commencing with Section 11320) of Chapter 2 of Part 3 of Division 9 of the Welfare and Institutions Code, family childcare organizations, provider organizations that have been determined to be provider organizations pursuant to subdivision (a) of Section 10422 of the Welfare and Institutions Code, the Department of Human Resources and the Public Employment Relations Board for the administration of Chapter 25 (commencing with Section 10420) of Part 1.8 of Division 9 of the Welfare and Institutions Code, or specialized health care service plans licensed under the Knox-Keene Health Care Service Plan Act of 1975, as contained in Chapter 2.2 (commencing with Section 1340), which provide employee assistance program services that include childcare referral services. ~~Upon request, parents seeking local daycare services may receive the names and telephone numbers of local small family childcare providers.~~

**(2) Notwithstanding paragraph (1) and any other law, the department may disclose the license numbers, names, zip codes, and telephone numbers of small family daycare homes to facilitate the placement of children in these facilities. The specified information may be provided to individuals or organizations, including, but not limited to, a consumer education website available to the public, and parents, legal guardians, and caregivers seeking daycare services.**

(c) The department **may require a recipient of information disclosed pursuant to subdivision (b) to maintain the confidentiality of the information and** shall adopt regulations relating to the confidentiality of **small family daycare home identifying** information provided pursuant to subdivision (b). These regulations shall include procedures for updating lists or other information on small family **daycare homes** ~~childcare providers~~ to ensure referral only to licensed family **daycare** ~~childcare~~ homes in good standing with the department. **The department may deny any** ~~Any~~ person or entity violating the regulations **adopted pursuant to** ~~under~~ this subdivision **may be denied access by the department** ~~access~~ to information on small family **daycare** ~~childcare~~ homes and shall **report such person or entity** ~~be reported by the department~~ to the appropriate funding or licensing **agency** ~~or~~ department.

**Sec. 2. Section 7927.305 of the Government Code is amended to read:**

**7927.305.**

(a) Notwithstanding any other provision of this division to the contrary, information regarding family childcare providers, as defined in subdivision (b) of Section ~~8431 of the Education Code,~~ **10421 of the Welfare and Institutions Code,** shall not be subject to public disclosure pursuant to this division, except as provided in subdivisions (b) and (c).

(b) Consistent with Section ~~8432 of the Education Code,~~ **10422 of the Welfare and Institutions Code,** copies of names, home, and mailing addresses, county, home, if known, work, and cellular telephone numbers, and email addresses of persons described in subdivision (a) shall be made available, upon request, to provider organizations that have been determined to be a provider organization pursuant to subdivision (a) of Section ~~8432 of the Education Code.~~ **10422 of the Welfare and Institutions Code.** Information shall be made available consistent with the deadlines set in Section ~~8432 of the Education Code.~~ **10422 of the Welfare and Institutions Code.** This

information shall not be used by the receiving entity for any purpose other than for purposes of organizing, representing, and assisting family childcare providers.

(c) Consistent with Section ~~8432 of the Education Code~~, 10422 of the Welfare and Institutions Code, copies of names, home and mailing addresses, county, home, if known, work, and cellular telephone numbers, and email addresses of persons described in subdivision (a) shall be made available to a certified provider organization, as defined in subdivision (a) of Section ~~8431 of the Education Code~~, 10421 of the Welfare and Institutions Code. Information shall be made available consistent with the deadlines set in Section ~~8432 of the Education Code~~, 10422 of the Welfare and Institutions Code. This information shall not be used by the receiving entity for any purpose other than for purposes of organizing, representing, and assisting family childcare providers.

(d) This section does not prohibit or limit the disclosure of information otherwise ~~required~~ permitted to be disclosed by the California Child Day Care Facilities Act (Chapter 3.4 (commencing with Section 1596.70) of, Chapter 3.5 (commencing with Section 1596.90) of, and Chapter 3.6 (commencing with Section 1597.30) of, Division 2 of the Health and Safety Code), or to an officer or employee of another state public agency for performance of their official duties under state law.

(e) All confidentiality requirements applicable to recipients of information pursuant to Section 1596.86 of the Health and Safety Code shall apply to protect the personal information of providers of small family daycare homes, as defined in Section 1596.78 of the Health and Safety Code, that is disclosed pursuant to subdivisions (b) and (c).

(f) A family childcare provider, as defined by subdivision (b) of Section ~~8431 of the Education Code~~, 10421 of the Welfare and Institutions Code, may opt out of disclosure of their home and mailing address, home, work, and cellular telephone numbers, and email address from the lists described in subdivisions (c) and (d) of Section ~~8432 of the Education Code~~ 10422 of the Welfare and Institutions Code by complying with the procedure set forth in subdivision (k) of Section ~~8432 of the Education Code~~, 10422 of the Welfare and Institutions Code.

