# California State Preschool Program Rulemaking First 15-Day Public Comment Summary Chart Public Comment Period October 4, 2021 through October 19, 2021

| **Proposed Section** | **Commenter** | **Comment/Recommendation** | **Agency Response** |
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| 17701(a) | Nancy Wyatt, California Family Child Care Network - Letter #1 | CDE contractor or FCCH operator? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17704 | Nancy Wyatt, California Family Child Care Network - Letter #1 | Would the FCCH operator be responsible for staff training or is this for the staff of the agency contracting with CDE? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17705 | Nancy Wyatt, California Family Child Care Network - Letter #1 | CDE contractor or FCCH operator? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17706 | Nancy Wyatt, California Family Child Care Network - Letter #1 | CDE contractor or FCCH operator? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17707 | Nancy Wyatt, California Family Child Care Network - Letter #1 | CDE contractor or FCCH operator? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17708 | Nancy Wyatt, California Family Child Care Network - Letter #1 | CDE contractor or FCCH operator? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17709 | Nancy Wyatt, California Family Child Care Network - Letter #1 | CDE contractor or FCCH operator? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17710 | Nancy Wyatt, California Family Child Care Network - Letter #1 | CDE contractor or FCCH operator? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17711 | Nancy Wyatt, California Family Child Care Network - Letter #1 | CDE contractor or FCCH operator? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17712 | Nancy Wyatt, California Family Child Care Network - Letter #1 | QRIS participation requirements create a strong barrier for FCC inclusion in CSPP. Currently,  FCC cannot get QRIS ratings in most areas of the state. Many believe that QRIS standards are  not family child care friendly. | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17712 | Nancy Wyatt, California Family Child Care Network - Letter #1 | CDE contractor or FCCH operator?  State funding for QRIS ratings for FCC is not currently available and the QRIS tool is not FCC  friendly. | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17712 | Camille Maben, First 5 California - Letter #2 | The regulations require that California State Preschool Program (CSPP) sites receive  ongoing ratings via Quality Counts California (QCC). QCC is a system funded by three  different state agencies (California Department of Education, California Department of  Social Services, and F5CA) with separate budgets and distinct organizational  structures. F5CA is currently providing approximately 1/3 of the total funding for QCC,  including the rating infrastructure.  The F5CA Commission has committed funding to QCC through June 30, 2023, before  the regulations are set to take effect. We are concerned without F5CA’s funding, the  regulations are not fiscally neutral, and additional state funding will be required to rate  all CSPP sites.  Beyond the funding, we are concerned that adopting regulations may be premature as  QCC will likely be changed soon. The 2021-22 state budget appropriated $20 million to  the California Department of Social Services to evaluate equity concerns with QCC, and  F5CA is currently in the process of contracting with a company to perform an equity  audit of QCC. We believe it is premature to adopt any regulations related to QCC until  there is full engagement of stakeholders in the QCC equity work and findings and  recommendations have been completed. | **Accept**  The California Department of Education (CDE) deleted section 17712 because this funding is not guaranteed through the timeline in which this regulation is set to be effective. This deletion is necessary because the CDE cannot guarantee that California State Preschool Program (CSPP) contractors would be able to fully implement this requirement without an increase in state funding due to the delays in rating as a result of the COVID-19 pandemic. |
| 17713(e) & 17700(u) | Nancy Wyatt, California Family Child Care Network - Letter #1 | We Appreciate the Inclusion of Sections That Do Specifically Relate to FCCHENs. | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17714(b) | Nancy Wyatt, California Family Child Care Network - Letter #1 | For (b) How is “group” defined for FCCHEN? No “group” in the definitions.  Why if also have Head Start program – “may” follow HS staffing ratios. We think these are  stricter than Title 22 for number or infants in FCC.  Would a FCCH with 50% children age 0 to 3 be required to meet infant age Title 22 adult to  child ratios for the whole group? Would this mean 1 adult to 4 children for the whole group?  The age breaks for FCC Title 22 do not break the same as for CSPP eligibility ages. | **Accept**  The CDE amended section 17714 to add “and (e)” to clarify that the provisions in section 17714 do not apply to CSPPs that are operated through family childcare homes. This addition is necessary to ensure clarity for those providers operating family childcare homes as the allowances in section 17714 cannot be applied to family childcare homes due to their licensing requirements. |
| 17715(b) | Nancy Wyatt, California Family Child Care Network - Letter #1 | How does this work for mixed age groups? Children under age 2 in FCC cannot remain on a  cot/mat. | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17716 | Nancy Wyatt, California Family Child Care Network - Letter #1 | Check to see if the cited Title 22 sections are just for centers. | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17717 | Nancy Wyatt, California Family Child Care Network - Letter #1 | Who needs these permits – FCCHEN staff or FCCH staff? Why not FCC permits?  We are concerned about how hard is it for a FCC to meet on-site requirements for permits.  Sometimes they make FCC go to centers sites and during the FCCH’s hours of operation and do  not allow going to a FCCH site. How many FCC sites are qualified to have permit seekers come  to their home? Are there enough? Will this requirement be a barrier for FCC? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17719 | Nancy Wyatt, California Family Child Care Network - Letter #1 | CDE contractor or FCCH operator? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17720 | Nancy Wyatt, California Family Child Care Network - Letter #1 | CDE contractor or FCCH operator? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17727 | Nancy Wyatt, California Family Child Care Network - Letter #1 | What if FCC is open more that the “up to” hours???? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17729 | Nancy Wyatt, California Family Child Care Network - Letter #1 | FCCH don’t have FRPM programs. | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17730 | Nancy Wyatt, California Family Child Care Network - Letter #1 | The regulations offer a specific section 17730 for FCCHEN, but do not use the section to offer  needed and useful information. The one sentence in this section seems circular when it says that if the regulations apply, they are required.  We are left with questions. We wonder what regulations do not apply. Will FCCHEN staff be  the ones that can meet many of the CSPP requirements? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17731 | Nancy Wyatt, California Family Child Care Network - Letter #1 | Who would do the universal….? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17731 | Camille Maben, First 5 California - Letter #2 | Overall recommendation is to align this section with Head Start Program Performance Standards (1302.17 Suspension and Expulsion) regarding  both suspension and expulsion and specifically to add the language “A program cannot expel or unenroll a child because of a child’s behavior.”  We agree and believe these edits are necessary to align CSPP to the Head Start Program Performance Standard completely. | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17731(b)(4(B) | Camille Maben, First 5 California - Letter #2 | We recommend removing reference to Quality Counts California in Section B. The inclusion of QCC in this section does not make programmatic sense as QCC does not offer parent coaching. | **Accept**  The CDE will delete, "Quality Counts California coaches for parents" to ensure accuracy of resources that are actually available to families. |
| 17734 | Nancy Wyatt, California Family Child Care Network - Letter #1 | Who is the contractor? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17735 | Nancy Wyatt, California Family Child Care Network - Letter #1 | Who is the contractor? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17736 | Nancy Wyatt, California Family Child Care Network - Letter #1 | For field trips, who gets the extra money when the FCCH is in a CSPP- FCCHEN?  Individual FCCH do not have governing boards or parent advisory committees, if the FCCHEN  contractor must meet this requirement; the regulations should state this. | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17742 | Nancy Wyatt, California Family Child Care Network - Letter #1 | FCC have TK enrolled kids before and after they are in TK and Kindergarten. What is the  “classroom” for FCC? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17743 | Nancy Wyatt, California Family Child Care Network - Letter #1 | Who are the contractors? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17744 | Nancy Wyatt, California Family Child Care Network - Letter #1 | Who are the contractors? Eligibility sections need to specify that the priorities relate to vacancies???? What if the FCC wants to take a new baby from an existing family? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17777(a) | Nancy Wyatt, California Family Child Care Network - Letter #1 | What are these kindergarten space requirements and can FCC meet them? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17778(a)(2) | Nancy Wyatt, California Family Child Care Network - Letter #1 | Younger and older children are not allowed to use the outdoor space. This does not work for  mixed age groups in FCCH. The CSPP regulations should not prohibit FCC children of any age from using the outdoor space. | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17779(a)(1) | Nancy Wyatt, California Family Child Care Network - Letter #1 | Younger and older children not allowed to use the bathroom. This does not work for  mixed age groups. The CSPP regulations should not prohibit FCC children of any age from  using the outdoor space. | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17780 | Nancy Wyatt, California Family Child Care Network - Letter #1 | Can a FCCH use a pitcher of water or regular water faucet at a sink? Expensive drinking water  dispensing equipment is not necessary for a small group of no more than 14 children in a  FCCH. | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| 17821 | Nancy Wyatt, California Family Child Care Network - Letter #1 | Who are the contractors? | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |
| N/A | Nancy Wyatt, California Family Child Care Network - Letter #1 | Definitions that clarify the designation of requirements and responsibilities included in this  Chapter are needed for FCCHEN. In a FCCHEN, is the “contractor” the agency that obtains the  contract from CDE? Individual FCCH will also be contractors who contract with the FCCHEN.  So, when the regulations say “contractor” who do they mean? We need titles for these two  different types of contractors with definitions that distinguish between these two kinds of  contractors. We looked to determine whether the context of the regulation always made this  distinction clear and we found that sometimes, it seemed to mean the CDE contractor and at  other times, it would seem to better mean the FCC home personnel. Guesswork should not be  needed. | **No Action Taken**  This comment is not relevant to the proposed changes available for comments during the 15-day public comment period pursuant to Government Code section 11346.8(c). |

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