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## EVALUATOR MANUAL TRANSMITTAL SHEET

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<p><b><u>Distribution:</u></b></p> <p><input checked="" type="checkbox"/> <b>All Child Care Evaluator Manual Holders</b></p> <p><input type="checkbox"/> <b>All Residential Care Evaluator Manual Holders</b></p> <p><input type="checkbox"/> <b>All Evaluator Manual Holders</b></p>	<p><b><u>Transmittal No.</u></b> <b>07APX-13</b></p> <hr/> <p><b><u>Date Issued</u></b> <b>December 2007</b></p>
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**Subject:**

**2007 Chaptered Legislation**

**Appendix A**

**Child Care Centers and Family Child Care Homes**

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**Reason For Change:**

This transmits summaries of legislation chaptered in 2007 affecting Child Care Centers and Family Child Care Homes. The summaries are divided into two sections as follows:

1. Immediate Action Required – Interim instructions are provided.
2. Information Only – No action required by CCLD.

An index is attached to assist staff in locating specific bills. Statutes referenced in this document become operative on January 1, 2008

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**Filing Instructions:**

Insert the attached pages into Appendix A. Do not remove similar documents from the previous years.

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**Approved:**

***Thomas Stahl***

***12/24/07***

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**THOMAS STAHL, Chief**  
Policy Development Bureau  
Community Care Licensing

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Date

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# **ACTION REQUIRED**

## **SB 7 (Oropeza), CHAPTER 425, STATUTES OF 2007**

**Affects:** Child Care Facilities

**Subject:** Smoking in vehicle with minor passengers

**Summary:** SB 7 adds Section 118947 to the Health and Safety Code and requires that effective January 1, 2008 it is an infraction for a person to smoke a cigar, cigarette or pipe in a vehicle, whether in motion or at rest, in which there is a minor.

This bill specifically:

1. Makes it an infraction punishable by a fine not exceeding \$100 for a person to smoke a pipe, cigar, or cigarette in a motor vehicle, whether in motion or at rest, in which there is a minor.
2. Prohibits a law enforcement officer from stopping a vehicle for the sole purpose of determining whether the driver is in violation of the antismoking provision.
3. Designates this bill as the Marco Firebaugh Memorial Children's Health and Safety Act of 2007.

### **Applicability to Child Care facilities:**

This bill is intended to reduce children's exposure to secondhand smoke contained within the relatively small confines of a motor vehicle. Similarly, Children's Personal Rights require they be accorded safe, healthful, and comfortable accommodations, furniture and equipment to meet his/her needs.

**Implementation:** Effective January 1, 2008, if it is determined that a provider or staff transported children while smoking in a motor vehicle, a citation for a Personal Rights violation shall be issued:

Child Care Centers: 101223(a)(2)

Family Child Care Homes: 102423(a)(2)

## INFORMATION ONLY – NO ACTION REQUIRED

### SB 473 (Cox), CHAPTER 248, STATUTES OF 2007

**Affects:** This bill does not impact CCLD.

**Subject:** State Agencies: Fingerprinting Vendors

**Summary:** SB 473 prohibits a state agency that requires fingerprinting for any non-law-enforcement purpose from requiring the use of specific Live Scan providers certified by the Department of Justice. It also authorizes state agencies to identify on their web sites a list of certified Live Scan providers and provide a link to the Department of Justice's web site that lists all Live Scan providers.