
SENATE COMMITTEE ON APPROPRIATIONS

Senator Anna Caballero, Chair
2025 - 2026 Regular Session

AB 495 (Celeste Rodriguez) - Family Preparedness Plan Act of 2025

Version: April 23, 2025

Urgency: No

Hearing Date: August 29, 2025

Policy Vote: JUD. 11 - 2, HUMAN S. 4 - 1

Mandate: Yes

Consultant: Liah Burnley

Bill Summary: Requires schools and licensed child day care facilities to adopt model policies developed by the Attorney General regarding interaction with immigration enforcement authorities, and requires the Attorney General to develop those model policies.

***** ANALYSIS ADDENDUM – SUSPENSE FILE *****

The following information is revised to reflect amendments
adopted by the committee on August 29, 2025

Fiscal Impact:

- The Department of Justice (DOJ) anticipates no significant fiscal impact. However, the DOJ notes that while the impact of AB 495 would not pose a significant impact to the DOJ, as numerous bills this session may result in no significant impact to the DOJ, should an aggregate of these bills chapter, the DOJ would submit a workload BCP for additional resources to process the increase to the DOJ workload.
- Ongoing costs (General Fund, Proposition 98) to local education agencies to update model policies and provide required information to parents and guardians. The state has approximately 2,300 local education agencies, including charter schools; even if costs are relatively minor for an individual agency, costs in the aggregate may be significant. If the Commission on State Mandates determines the bill's requirements to be a reimbursable state mandate, the state would need to reimburse these costs or provide funding through the K-12 Mandate Block Grant.
- Unknown, potentially significant costs to the state funded trial court system (Trial Court Trust Fund, General Fund) This bill may lead to additional case filings that otherwise would not have been commenced, which could lead to lengthier and more complex court proceedings with attendant workload and resource costs to the court. The fiscal impact of this bill to the courts will depend on many unknowns, including the number of cases filed and the factors unique to each case. An eight-hour court day costs approximately \$10,500 in staff in workload. If court days exceed 10, costs to the trial courts could reach hundreds of thousands of dollars. While the courts are not funded on a workload basis, an increase in workload could result in delayed court services and would put pressure on the General Fund to fund additional staff and resources and to increase the amount appropriated to backfill for trial court operations.

- The California Department of Social Service (CDSS) indicates General fund costs of \$5,372,000 one-time and ongoing costs of 5,366,000 to support 29 full-time permanent positions for CDSS, who will have the following associated workload:
 - 21.0 Licensing Program Analysts, one for each regional office across the state, to provide technical assistance to child day care providers, conduct site visits, manage and process all unusual incident reports and other duties related to implementation of this bill;
 - 4.0 Associate Governmental Program Analysts (AGPA) for the child care program to ensure that all facilities have updated emergency contact information on all their clients, review children's files to ensure no sensitive data has been collected, assist the centralized application bureau to review model policy plans with new applicants and serve as subject matter experts for all immigration and enforcement policies;
 - 1.0 AGPA to handle extra personnel workload to assist the division with additional workload related to implementation of AB 495;
 - 1.0 Staff Services Manager I in child care licensing program, who will oversee the new licensing unit consisting of the 4.0 new AGPAs and serve as subject matter experts for all immigration and enforcement policies;
 - 1.0 Interchangeable Attorney III/IV for the Enforcement branch to provide legal consultation and representation of newly formed child care licensing unit; and,
 - 1 Attorney V for personnel work related to the increase in staffing.

Author Amendments:

- Add coauthors.
- Strike legislative finding and declaration that provides that "The state recognizes unique challenges faced by immigrant families due to the federal administration's enhanced deportation actions, which risk widespread family separations and disrupt caregiving stability for children under 18 years of age.
- Add a legislative finding a declaration that "Immigration enforcement activities that separate parents and caregivers from their families or their workplace are highly disruptive for children and youth in their care.
- Require local education agencies to provide information to parents and guardians about the caregiver's authorization affidavit, as specified.
- Require local education agencies to adopt DOJ's model polices, as specified, that include, information related to the caregiver's authorization affidavit, as specified.

- Clarify that the caregiver's authorization affidavit is not required to be notarized.
- Provide that a licensee or administrator of a licensed child day care facility shall request parents or authorized representatives to review and update their emergency contact information, as needed.
- Strike provisions encouraging facilities to work with parents to update their emergency contact information.
- Require day care facilities to provide a parent or authorized representative with information about how to access model policies.
- Require the department to inform day care facilities of revisions or updates to the model policies, when notified by the Attorney General.
- Move specified provisions related to "Family Preparedness in Licensed Child Daycare Facilities" from Section 1596.7997 of the Health and Safety Code to newly added Section 1597.640 of Division 2 of Chapter 3.62 of the Health and Safety Code.
- Add a severability clause.
- Make technical and clarifying changes.

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