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Memorandum

To : Legislative Assistant

Date : May 4, 1967

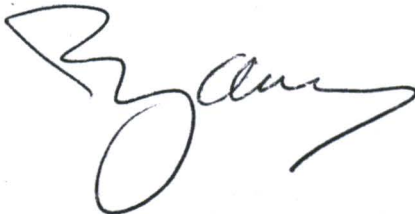
cc: E. E. Silveira

Subject: AB 5
Amended 4-27-67

From : Department of Social Welfare
Robert C. James

There would appear to be no SDSW fiscal impact by either the original or amended version. Although this purportedly assigns responsibility to the SDSW for certain actions, this responsibility already existed under the general provisions of Section 16203 and Section 202 of the Welfare and Institutions Code. The department furthermore has previously assigned the responsibility for issuing regulations concerning the Federal Civil Rights Act which are comparable to the Unruh Civil Rights Act covered by this bill. Even if it were to be assumed that this would generate some additional violations which should be resolved, since the licenses are for a 12 month period the license itself would expire prior to the time that it could be either suspended or revoked. The more practical action, therefore, would be to take no action on the application for renewal.

RCJ:ss



Memorandum

To : Legislative Assistant

Date : February 21, 1967

cc: E. E. Silveira
E. MacLatchie
E. Newman

Subject: AB 5

From : Department of Social Welfare

Robert C. James

Because of adoption of Bulletin 645 almost 2 years ago, it would appear that any noticeable workload is already in existence. The general appearance of cooperation of the licentiates would also indicate that few if any would get to a formal hearing and revocation.

No additional budgetary resources need be requested for this bill unless major amendments are made to the proposed processes.

RCJ:ss



Memorandum

To : Legislative Office
cc: Director's Office

Date : January 19, 1967

Subject : AB 78

From : Department of Social Welfare
Rudolf H. Michaels

RHM
I will make an observation, even though it is a very obvious one.

The presence of the word "pension" in the OAS law would certainly distort the true nature of the program and I would recommend that you try to avoid this, if possible.

RHM:ijs

AB136
67

May 22, 1967

Assemblyman Edward E. Elliott
Room 4005, State Capitol
Sacramento, California 95814

Dear Assemblyman Elliott:

This refers to Assembly Bill No. 136 and is to advise you again that the Administration is opposed to the enactment of this measure.

The Administration's opposition to this bill is based upon the fact that it would create preferential treatment to those recipients who have income as compared to those who do not have income. Moreover, it seeks to combine the exemptions of incentive income which are placed in the law to encourage recipients to undertake training to restore their capacity to be self-supporting with exemptions for special privilege. The notion that increased social insurance benefits should not be deducted from public assistance payments, is contrary to the basic principles of the Social Security Act. This basic principle was that the ultimate course would find the assistance programs being replaced by the social insurance program.

I am attaching a copy of the estimate of cost of Assembly Bill No. 136 for your information.

Very truly yours,

ORIGINAL

John C. Montgomery

Date

By

John C. Montgomery
Director

Attachment

cc: Governor's Office

Health and Welfare Agency

bcc: Director's file
General Files
V. Gleason ✓

VECH

167
AB162

June 15, 1967

The Honorable Ronald Reagan
Governor of California
State Capitol
Sacramento, California 95814

Dear Governor Reagan:

This refers to Assembly Bill No. 162 passed by the 1967 Legislature. ~~Assembly Bill No. 162~~ in its present amended form accomplishes three specific purposes:

1. It places into the statute the authority for the State Department of Social Welfare to provide protective social services in behalf of persons on leave of absence from state mental hospitals, or to prevent the commitment of such persons to hospital care. This provision is in effect codification of the language contained in the 1966 Budget Act which provided for the transfer of the Bureau of Social Work from the Department of Mental Hygiene to the Department of Social Welfare and thereby qualified the state to claim federal administrative funds for significant portion of expense that heretofore was borne by State General Funds only.
2. It authorizes the department to fix the rates for care in private certified homes. The control on the amount that is payable has always been through the amount of funds appropriated by the Legislature, and this control is specifically set forth in the new language.
3. The authority of the State Department of Mental Hygiene to grant certificates to private homes to provide care for patients on leave from state hospitals is transferred from that portion of the Welfare and Institutions Code which concerns the authority of the Department of Mental Hygiene to that portion of the code that pertains to the authority of the Department of Social Welfare. This is also consistent with the directions of the 1966 Legislature in the transfer of the Bureau of Social Work.

Assembly Bill No. 162 directs that the payment be made within the limits of funds appropriated by the Legislature and available for the payment for the

The Honorable Ronald Reagan

-2-

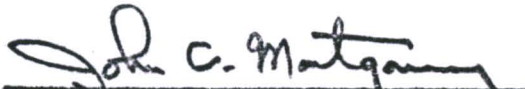
June 15, 1967

cost of care of leave patients but not to exceed \$160 per month for any patient.

Accordingly, in its final form, Assembly Bill No. 162 contains important policy and direction as to how rates are to be established.

I respectfully recommend your approval of this bill.

Very truly yours,



John C. Montgomery
Director

Spencer Williams, Administrator
Health and Welfare Agency

VEG:bnr

bcc: Spencer Williams
F. Calvin Locher
H. E. Simmons
V. E. Gleason ✓
Director's Files
General Files

SACRAMENTO ADDRESS:
5150 STATE CAPITOL
SACRAMENTO, CALIFORNIA 95814
TEL.: 445-8514

DISTRICT OFFICE
SUITE 312
311 NORTH FULTON STREET
FRESNO, CALIFORNIA 93701
TEL.: 495-9053

MADERA
TEL.: 673-3565

COMMITTEES
CONSTITUTIONAL AMENDMENTS
VICE CHAIRMAN
MUNICIPAL AND COUNTY
GOVERNMENT
WATER

Assembly California Legislature

File
9B1.78
67

ERNEST N. MOBLEY
ASSEMBLYMAN, THIRTY-THIRD DISTRICT
VICE CHAIRMAN
COMMITTEE ON CONSTITUTIONAL AMENDMENTS

June 22, 1967

Mr. Phillip V. Sanchez
County Administrative Officer
County of Fresno
Room 300, Hall of Records
Fresno, California 93721

Dear Phil:

This is in regard to your letter dated April 26, relative to the adoption problem.

I am enclosing a copy of a letter I received from John Montgomery, Director of Social Welfare, in response to my letter to him of May 8. He refers to Assembly Bill 178, which was introduced by Assemblyman Ken MacDonald of Ventura County.

Assemblyman MacDonald's office advised me this morning that this bill is not going to be considered this year because of strong opposition. Among the opposition were such agencies as the Children's Home Society, The Contra Costa County Adoption Advisory Committee, etc. A copy of his bill is enclosed.

I would suggest that you discuss this matter with the adoption agencies, private and county, in Fresno, and see if they can pursue the matter through their channels. I can see a weakness in MacDonald's bill by hinging it on the question of whether or not the child knows. I can foresee circumstances in which the judge would be hard put to make a finding that the child did not know. Possibly the only way to find out whether he knew would be to ask him, and that would be absurd.

Mr. Phillip V. Sanchez

Page 2

June 22, 1967

Your argument is well taken, and I can see no reason why the judge should not be given authority to waive this consent provision where there is a physical, mental or emotional handicap that would make it in the best interest of the child not to require his consent.

I will introduce legislation to accomplish this in 1968, but meanwhile it would be helpful to do some spade work with the professionals in the field.

Cordially,



ERNEST N. MOBLEY

ENM:mj

Enc.

cc: John Montgomery

Photo for information: Verne Gleason
H. E. Simmons
Marion Chopson
E. H. Newman
K. Larmore
Harry White, Sac Area

Health and Welfare Agency



SPENCER WILLIAMS, Administrator
State Capitol, Room 1020, Sacramento 95814

June 7, 1967

Honorable John G. Veneman
State Assembly
Room 5155, State Capitol
Sacramento, California

J.B. Re: Assembly Bill 215

Dear Mr. Veneman:

Governor Reagan has officially made, as part of his program, the establishment of pilot projects in three counties for the investigation and prosecution of welfare fraud. The Governor has also authorized the appropriation of \$100,000 to carry out this program.

I enclose copies of the amendment to A.B. 215 that Governor Reagan is requesting that you introduce.

Thanks for your cooperation in this matter, I remain

Very truly yours,

JAMES M. SHURWAY
Assistant Administrator

enc.

cc Mr. Vernon L. Sturgeon
Mr. Jack B. Lindsey
Mr. George Steffes
Mr. John C. Montgomery
Mr. Rudy Michaels
✓ Mr. Verne Gleason

AMENDMENT TO AB 215 AS AMENDED MARCH 1, 1967:

SECTION 1 of the bill would remain as is.

SECTION 2. Section 10618 is added to the Welfare and Institutions Code to read:

10618. Notwithstanding the provisions of Section 10617 of this code, the Director may select three counties for the purpose of demonstrating the value of fraud investigation units under the direction of the District Attorney.

There is hereby appropriated out of the General Fund in the State Treasury the sum of one hundred thousand dollars (\$100,000) for the purpose of carrying out the pilot program in the three selected counties for the fiscal year ending June 30, 1968.

March 9, 1967

Assemblyman Ernest N. Mobley
Room 3123-A, State Capitol
Sacramento, California 95814

Dear Assemblyman Mobley:

This refers to Assembly Bill 247 which you have introduced to establish a study of welfare administration procedures for which \$200,000 is proposed to be appropriated.

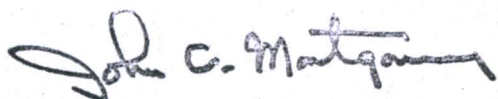
This is to advise you that this administration is opposed to this bill. We can see no basis for undertaking another study of internal departmental procedures at this time. I agree with you completely that we must do everything possible to simplify the administrative procedures that are costly to local government and are difficult for county welfare departments to operate within.

Prior to my appointment as Director of this department, I was active as a member of the Board of Supervisors of Ventura County in working with the county committee on uniform electronic data processing. This committee is working very closely with the State Department of Social Welfare, and the 1966 Legislature authorized the department to proceed with this program. We completed a very successful progress report meeting the other day. All counties are very warmly in support of this program which we believe will lead to great simplification of the administrative process.

I think it is fair to point out that one of the big difficulties in establishing this uniform procedure is the wide variety of procedures that are inherent in the 58 county administrative plans for public welfare in California.

I dislike very much taking this position in opposition to your bill, but it does not seem that the study suggested would produce results that are consistent with an orderly and effective development of an efficient public welfare administration.

Very truly yours,



John C. Montgomery
Director

cc: Governor's Office
Health and Welfare Agency

bcc: Director's file General Files V. Gleason

March 10, 1967

Assemblyman Willie L. Brown, Jr.
Room 2169, State Capitol
Sacramento, California 95814

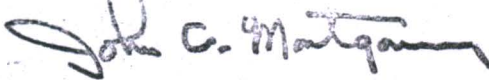
Dear Mr. Brown:

This refers to Assembly Bill No. 269 which you introduced to require the Department of Social Welfare to publish a quarterly bulletin to be mailed with the checks of recipients of Old Age Security, Aid to Families with Dependent Children and Aid to Disabled.

This is to officially advise you that the Administration is opposed to the enactment of this measure. We believe that such a statute is unnecessary. The policy over the years has been to insert with recipient checks information to advise recipients of any significant change in the law or regulations that affect their rights or responsibilities. Routine periodical information unrelated to some change of importance would not be helpful to claimants.

We have estimated that the publication and distribution of this newsletter will cost \$5,000 and no provision is made in the bill to cover this expense.

Very truly yours,



John C. Montgomery
Director

cc: Governor's Office
Health and Welfare Agency
bcc: Director's file
General Files
V. Gleason ✓

VEG:mo

AB 321
67

April 20, 1967

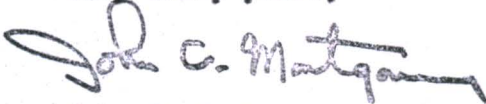
Assemblyman John L. Burton
Room 2132, State Capitol
Sacramento, California 95814

Dear Assemblyman Burton:

This is to advise you of the official opposition of the Administration to the enactment of Assembly Bill No. 321. This proposal would result in increased annual expenditure of \$48 million in the AFDC program. Of this amount, \$16,800,000 would be added expense to the State General Fund, \$8,100,000 would be increased cost to the local property taxpayers, and the balance would be provided by federal funds.

I think you will agree that under the present state fiscal situation, an increased cost of this magnitude in the AFDC program cannot be justified.

Very truly yours,



John C. Montgomery
Director

cc: Governor's Office

Health and Welfare Agency

bcc: Director's file
General Files
V. Gleason

VEG:mo

AB 403
67

DEPARTMENT OF SOCIAL WELFARE

2415 FIRST AVENUE, P.O. BOX 8074
SACRAMENTO 95818



March 31, 1967

Assemblyman John L. Burton
Room 2132, State Capitol
Sacramento, California 95814

Dear Mr. Burton:

This refers to Assembly Bill No. 403 which you introduced to transfer the administration of public welfare and the county government share of the cost to state government. This controversial issue has been presented to the Legislature regularly for many years.

This is to officially advise you that the Administration is opposed to the enactment of this measure. We believe such a plan is unsound in principle and is not feasible because of the fiscal impact upon the state. It is our opinion that the elimination of the local government as an administrative partner is not in the interest of good government, and that such a transfer would further lessen citizen interest in and concern for individual and family welfare.

In the next few months the Administration has plans to identify and clarify the nature of the problems and issues relative to the administration of public social services. We plan a deliberative approach calling upon all parties to participate in the development of plans for corrective action.

On balance, there is no state among the 50 states that offers the same quality and quantity of financial assistance and welfare services as is offered by the State of California. This outstanding program of public social services has developed and is sustained by the long standing state-county administrative partnership.

The enactment of AB 403 would have an immediate financial impact of increasing General Fund expenditures by more than \$200,000,000 annually. While it might be argued that this is a fiscal matter that is solely within the province of the Ways and Means Committee,

Assemblyman John L. Burton

-2-

March 31, 1967

I do wish to bring to the attention of you and your committee colleagues that the approval of bills based on policy only transfers a vital policy decision about the relative importance of bills to another committee. Obviously, the fiscal situation of State Government is such as to preclude final approval of most of the policy bills which will require an additional expenditure of state funds beyond the present budget projections.

Sincerely yours,

John C. Montgomery
Director

cc: Governor's Office

Health and Welfare Agency

AB442
67

June 21, 1967

Assemblyman Winfield Shoemaker
Room 5163, State Capitol
Sacramento, California 95814

Dear Assemblyman Shoemaker:

I am enclosing a copy of an estimate prepared by our Division of Research and Statistics on the cost effect of Assembly Bill No. 442. I understand that some question has been raised about the validity of this estimate.

I am informed by our research staff that this estimate is based upon the projection of personal property holdings of recipients currently receiving assistance. The number of cases with property were arrayed by \$100 intervals and from this distribution the expected caseload increase is projected.

Figures obtained from our permanent sample show that approximately 195,000 recipients of Old Age Security possess the type of personal property affected by the terms of Assembly Bill 442. We estimate that the increases in personal property limits as proposed by AB 442 would add to this group by 5.7% which when applied to the total caseload of 286,000 produces the 4% increase used in computing the cost estimate.

The distribution of property holdings among the 195,000 recipients who have property within the terms affected by AB 442 are 16% hold property between \$600 and \$900 and 13% between \$900 and \$1200. Accordingly we feel that a projected increase of less than 6% for an increase of \$300 is quite conservative.

Mr. Gleason of my staff will be available to discuss this in greater detail with you prior to the next hearing of the bill if you so desire.

Very truly yours, BY *[Signature]*

ORIGINAL SIGNED
John C. Montgomery
Date 6/21/67 Noted By _____
Date 6/21/67 Sent _____
John C. Montgomery
Director

Enclosure

bcc: Director's file
General Files
V. Gleason

cc: Spencer Williams
Governor's Office
Senate Finance Committee ?

AB473
67

COUNTY OF LOS ANGELES
DEPARTMENT OF ADOPTIONS



WALTER A. HEATH, DIRECTOR
ELIZABETH I. LYNCH, DEPUTY DIRECTOR
2550 W. OLYMPIC BLVD.
LOS ANGELES, CALIFORNIA 90006
381-2761

RECEIVED
SPECIAL DELIVERY
SDW KP

May 4, 1967

Airmail-Special Delivery

Miss Kathryn M. Larmore, Acting Chief
Bureau of Adoptions & Licensing
State Department of Social Welfare
2415 First Avenue
Sacramento, California 95818

file

Dear Katie:

Re: AB 473

Attached is a copy of our Advisory Commission's letter to Assemblyman George Zenovich regarding the bill which would provide that every child is a legitimate child of his natural parents, AB 473.

I should also have mentioned the problem created for children and legal fathers of children conceived by a married woman as a result of activities outside of marriage. A natural father whom we could not locate could prevent or greatly delay relinquishment of such a child and, perhaps, the legal father would be left financially responsible for his upkeep.

I think this is an exceedingly important bill and I do hope you can actively oppose it.

The hearing is on Monday, May 8, 1967 at 1:30 P.M.

Very sincerely yours,

Heath
Walter A. Heath, Director
Department of Adoptions
WAH:vc

cc- Mr. Ralph L. Goff
Mr. George Treharne

Enclosure

*Copy given to Ralph L. Goff
5/5/67*

RECEIVED
SDW KP



ACCREDITED MEMBER - CHILD WELFARE LEAGUE OF AMERICA

April 26, 1967

Honorable George M. Zenovich
State Assembly
State Capitol
Sacramento, California 95814

Dear Assemblyman Zenovich: Re: AB 473

The Los Angeles County Adoptions Advisory Commission is very interested in your bill which would provide that every child is a legitimate child of his natural parents (AB 473).

The majority of the children who need adoptive services are born to unmarried mothers who must either, themselves, provide a home for a child without the active assistance of a father and husband, or plan for the child's adoption by others.

In some instances the identity of the father cannot be established by the mother with any degree of certainty. In other instances the whereabouts of the father is unknown by the time the child is born. In a few cases the father opposes adoption but is unwilling to really assume the full responsibilities of fatherhood.

If adoption is to be made possible for children in need of such services the Commission would feel that your bill should carry an additional provision to the effect that "the consent or relinquishment of the natural father is not necessary in an adoption".

We would very much like to receive your reaction to this suggestion. Also we would like to be notified as to the hearing date for the bill.

Very sincerely yours,

Sam S. Schwartz, Chairman
Adoptions Advisory Commission

SSS:ve

September 8, 1967

Assemblyman John G. Veneman, Chairman
Assembly Committee on Revenue and Taxation
Room 5123, State Capitol
Sacramento, California 95814

Dear John:

This refers to your letter of August 25th relating to Assembly Bill
No. 550 and House Resolution No. 517.

The provisions of these two measures require work on the part of department staff that was not contemplated in our budget request, particularly in view of the fact that the Legislature did make some rather drastic cuts in our staff complement. However, we are going to make every effort to meet your committee's needs as outlined in HR 517. An initial estimate of the work required by AGR 125 or HR 517 placed it at \$15,000. We are exploring alternatives to this to see if it can be done with less imposition on our short staff time and will be in touch with your committee as soon as we have examined these other means. Mr. Locher, my Chief Deputy Director, will be in touch with your staff when this inquiry into other methods of producing the required material is completed.

Very truly yours,

John C. Montgomery 9/11

John C. Montgomery
Director

cc: Honorable Pete Wilson, Chairman
Subcommittee on Welfare Exemptions

bcc: F. C. Locher
R. C. James
R. H. Michaels

V. Gleason
Director's file - 1469
General Files

VEG:mo

VENEMAN, JOHN G. ASSEMBLYMAN

AB 550
67

September 8, 1967

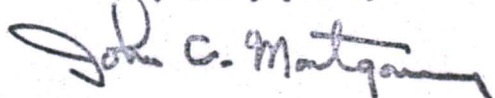
Assemblyman John G. Veneman, Chairman
Assembly Committee on Revenue and Taxation
Room 5123, State Capitol
Sacramento, California 95814

Dear John:

This refers to your letter of August 25th relating to Assembly Bill
No. 550 and House Resolution No. 517.

The provisions of these two measures require work on the part of department staff that was not contemplated in our budget request, particularly in view of the fact that the Legislature did make some rather drastic cuts in our staff complement. However, we are going to make every effort to meet your committee's needs as outlined in HR 517. An initial estimate of the work required by ACR 125 or HR 517 placed it at \$15,000. We are exploring alternatives to this to see if it can be done with less imposition on our short staff time and will be in touch with your committee as soon as we have examined these other means. Mr. Locher, my Chief Deputy Director, will be in touch with your staff when this inquiry into other methods of producing the required material is completed.

Very truly yours,



John C. Montgomery
Director

cc: Honorable Pete Wilson, Chairman
Subcommittee on Welfare Exemptions

bcc: F. C. Locher
R. C. James
R. H. Michaels

V. Gleason
Director's file - 1469
General Files

VEG:mo

June 22, 1967

Assemblyman John G. Veneman
State Capitol Building
Sacramento, California

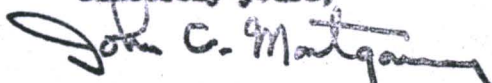
Dear Assemblyman Veneman:

Attached is our estimate of the county-by-county costs of child protective services for non-assistance children in the thirteen counties which we believe operate programs within the definition contained in AB 1017.

The estimate is derived from reports of expenditures todate, projected to June 30, 1967, for support of "County Specialized Services for Children." The source of the federal money is the allocation by the U. S. Children's Bureau from the appropriation for Title V, Social Security Act. These funds are limited to reimbursement of county administrative costs for salaries and wages of social work personnel (workers and supervisors) and employee benefits. The county provides the money for other administrative costs: clerical personnel, office expense, space, utilities, travel, etc. We estimate these county costs to be approximately equal to the cost of the direct service personnel.

There is some county money going toward support of protective services beyond that included in our estimate. We have no means for estimating how much, but do not believe it is a very large amount.

Sincerely yours,



John C. Montgomery
Director

Attachment

AWD:cs

bcc: F. C. Locher

H. E. Simmons

E. E. Silveira

M. Chopson

E.H. Newman

A.W. Dehnert

J. McCoy

Director's file

Central file

FSB file

County Supervisor's Association
Attention: Janice Gates
1100 Elk's Building
Sacramento, California

ESTIMATE - PROJECTED CWS EXPENDITURES
FOR CHILD PROTECTIVE SERVICES
FISCAL YEAR 1966-67

FAMILY SERVICES BUREAU
June 21, 1967

COUNTY	FED. CWS FUNDS	PROP. CO. SHARE	OTHER	TOTAL	REMARKS
1. Los Angeles	\$104,676	\$104,676	*\$305,000	\$ 514,352	*Service Centers
2. San Diego	107,574	107,574		215,148	
3. San Francisco	0	142,000		142,000	
4. Contra Costa	94,374	94,374		188,748	
5. Marin	68,564	68,564		137,128	
6. Santa Clara	61,665	61,665		123,330	
7. Shasta	9,131	9,131		18,262	
8. Placer	17,041	17,041		34,082	
9. Butte	10,440	10,440		20,880	
10. El Dorado	18,611	18,611		37,222	
11. Sacramento	5,762	5,762		11,524	
12. Kings	8,193	8,193		16,386	
13. Yolo	3,251	3,251		6,502	
	\$509,282	\$651,282	\$305,000	\$1,465,582	

July 28, 1967

Assemblyman E. Richard Barnes
Room 3116, State Capitol
Sacramento, California 95814

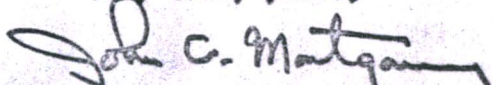
Dear Assemblyman Barnes:

This letter refers to Assembly Bill 1262 which proposes to increase the maximum grant payable for Aid to the Blind by \$14.50, which will mean that the maximum payable for Aid to the Blind will become \$204 a month on December 11, 1967, if this bill becomes law. The purpose of this letter is to advise you that the Administration is opposed to the enactment of this measure. The Administration's opposition is based on the following: there is no evidence that the maximum grant payable for Aid to the Blind should be so increased. It is the Administration's hope that we can ultimately develop an equitable program of public assistance within the fiscal capacities of this state which will combine into one category the three adult programs, namely the Old Age Security, Aid to the Blind and Aid to the Disabled. This possibility is complicated by preferential grant allowances that are unrelated to the essential needs of the individuals. The maximum grant is only payable when unusual and special needs arise and these generally relate to those recipients who require care in a protective living arrangement. There is very little special circumstances that are associated with blindness that are not associated with the disabilities of old age or some other form of disablement.

This is not a very large cost bill, but it does involve an expenditure of money that is not contemplated within the amount specified in the 1967 Budget Act. I am enclosing a copy of the estimated cost of AB 1262, in addition to a comparison of the aged and blind monthly grant limits for specific dates since November 1958 which indicates that the blind grants have more than kept pace with the normal increases accorded the Old Age Security recipients.

If you desire to discuss this bill personally, Mr. Verne Gleason, Legislative Coordinator for the department, is available for such discussion at your convenience.

Very truly yours,



John C. Montgomery
Director

Attachments

bcc: Director's file
General Files
V. Gleason

May 12, 1967

Assemblyman Eugene A. Chapple, Chairman
Assembly Social Welfare Committee
Room 4014, State Capitol
Sacramento, California 95814

Dear Gene:

This refers to Assembly Bill No. 1588 which would restore the State Social Welfare Board as a rule-making and hearing body. In addition, the amendments to the bill of May 9th added provision that three members of the board would have to members of county boards of supervisors.

The Administration is opposed to the bill in principle. Experience over the years with the State Social Welfare Board indicated that it could best function in an advisory capacity only. Insofar as the appeal hearings, the board had relied on hearing referees for many, many years before the adjudication authority was removed from the board. In all of these situations, the board had merely taken the perfunctory role in approving appeal decisions of referees.

Very truly yours,

John C. Montgomery
Director

cc: Governor's Office

Health and Welfare Agency

bcc: Director's file
General Files
V. Gleason ✓

VEG:mo

June 1, 1967

Assemblyman Edward Elliott
State Capitol
Sacramento, California 95814

Dear Assemblyman Elliott:

This refers to Assembly Bill No. 1862, which would provide that an operator of a licensed boarding home or institution providing care for a recipient of public assistance could solicit additional amounts from some other source to supplement the public assistance payment for the care of the individual. This is to advise you that the administration is opposed to the enactment of this bill. It is our opinion that such a provision would result in questionable practices developing among the operators of these facilities. We believe that your bill, AB 1863, which provides for increasing the amount of public assistance money that can be paid for the care of recipients require attention by these boarding homes and institutions, is a much more preferable way to approach the problem. The approach in AB 1863 will allow an adequate sum to be paid for the kind of care that these facilities offer and at the same time will allow the department to regulate the operation in a way that is consistent with the best interest of the recipients.

Sincerely yours,

John C. Montgomery

By 

Date 6-2-67

Noted By _____

John C. Montgomery
Director

bcc: Director's File
Central File

VG:MF

8B 1510
9B 1863

May 17, 1967

Mr. Tom Joe
Staff Consultant to the Assembly
Social Welfare Committee
State Capitol Building
Sacramento, California 95814

Dear Mr. Joe:

This is in response to your telephone request yesterday for written confirmation of the information I gave you verbally on May 5 on the subject of out-of-home care in non-medical facilities.

A. Adults

1. Number of licensed facilities -

For 1967-68 we estimate 3,707 licensed facilities for aged persons (both boarding homes and institutions), with an estimated population of 36,900. These figures represent a projection of very old base data.

2. Estimated number of recipients in licensed facilities -

QAS - 11,400 - This represents 3.9 percent of the estimated 1967-68 caseload of 293,000. This percentage estimate is based on a very weak sample.

ATD - 4,200 - This represents about 4.2 percent of the present caseload which is slightly in excess of 100,000.

AB - 735 - This represents about 6.5 percent of the present caseload of 12,300.

The percentages for ATD and AB were derived from the 1962 study.

3. Maximum allowances for adults living in protective care arrangements -

The maximum allowances as set forth in Department Regulations ABD-202.10, are: \$128.50 for persons receiving Group I care, and \$153.50 for those receiving Group II care. These regulations also provide for the establishment of local rates in excess of these allowances when adequate facilities are not available in the community within the specified allowances.

128.50
153.50

May 17, 1967

Attached are copies of: these regulations; Circular Letter 1912 on the establishment of local rates; a list of counties where local rates are in effect and their rates.

You will note that the basic allowance for Group I and Group II care contain the same component (\$103.50) for food, shelter and utilities. The difference is in the personal care and supervision component.

B. Children

1. Number and licensed capacity of facilities providing foster care for children -

Number and capacity of boarding homes for children -	13,732	34,350
Number and capacity of children's institutions -	95	4,550
Total Capacity		<u>38,900</u>

2. Number of AFDC children in foster care - 24,250
3. Maximum allowance for children in foster care -

Payments may be made in behalf of an individual AFDC child in foster care in whatever amount is necessary for his adequate care. However, state participation may not exceed the county-wide average of all such payments, or \$80, whichever is less. In those made to institutions under the provisions of Section 11403, Welfare and Institutions Code, the limit is \$85. Payments are currently averaging about \$100 per child.

Sincerely yours,

John A. Harris
Welfare Services Analyst

Attachments - 3

bcc: John C. Montgomery
F. Calvin Locher
Verne E. Gleason✓

A-202.10 MINIMUM NEEDS OF RECIPIENTS IN NONMEDICAL OUT-OF-HOME CARE FACILITIES**A-202.10**

Needs, as set forth in the following chart, are considered to be common to all recipients who are being cared for in nonmedical out-of-home care facilities. These needs are to be allowed in the amounts specified for the particular type of care required and received by the recipient. Types of care are classified as follows:

Group I - Minimum to moderate care and supervision

This group is appropriate for a person who needs protective environment but limited personal service. He may be able to go out by himself, take care of his own room, and assume responsibility for his own medications, or he may need and receive one or more of the following:

- a. Assistance in caring for his room, but can manage dressing and personal hygiene;
- b. Help with medications because of forgetfulness, poor eyesight or shakiness;
- c. A special room approved by the fire inspector for nonambulatory occupancy.

Group II - Extensive personal care and supervision

This group is appropriate for a person who needs and receives two or more of the following services or a combination of two or more of the services listed in Group I, plus one or more of the following:

- a. Help with dressing and personal hygiene;
- b. Extra care because of incontinence;
- c. Modified diet and or help with eating;
- d. Personal supervision in or away from the home because of general feebleness, tendency to wander, unsteadiness, mild mental confusion, etc., or
- e. Extra care and special services because he is nonambulatory due to poor eyesight or use of mechanical walking aids and requires a room specially approved by the fire inspector for nonambulatory occupancy.

A-202.10 MINIMUM NEEDS OF RECIPIENTS IN NONMEDICAL OUT-OF-HOME CARE FACILITIES (Continued)

A-202.10

GROUP I - MINIMUM TO MODERATE CARE AND SUPERVISION

Board, room, personal supervision and assistance - Allow charge for care* not to exceed - - - - - \$128.50

Clothing (\$10), personal expense (\$7), recreation and education (\$6), transportation and errand service (\$12), community participation (\$4) - - - 39.00**

Cost of living increase - - - - - 8.00

(Components of \$128.50 charge, include shelter and utilities \$45; food \$58.50; personal supervision and assistance \$25)

GROUP II - EXTENSIVE CARE AND SUPERVISION

Board, room personal care and supervision - Allow charge for care* not to exceed - - - - - \$153.50

Clothing (\$10), personal expenses (\$7), recreation and education (\$3), transportation and errand service (\$5), community participation (\$4) - - - - - 29.00**

Cost of living increase - - - - - 8.00

(Components of \$153.50 charge include shelter and utilities \$45; food \$58.50; personal care and supervision \$50)

* "Charge for care," as used herein, includes the monthly charge by the home or institution plus a reasonable value, not to exceed the amount specified in the standard, for any portion of the care and/or services which are provided without charge or which the home or institution is obligated to furnish, pursuant to a life lease, admission agreement, or partial life care contract; i.e., has been paid for in advance.

When the charge exceeds the maximum specified, the actual charge is allowed within the following limits:

- (1) For a three-months period to enable the recipient to secure care within the maximum;
- (2) For as long as a qualified practitioner recommends against moving the recipient.

When adequate facilities are not available in the community within the specified maxima, local maxima rates, not to exceed the minimum for which adequate care is available, shall be established by the county. Such rates and the basis therefor are to be recorded with the SDSW. In establishing local rates consideration is to be given to

- (1) Levels of care recipients need and receive from home or institution and
- (2) Fees charged nonrecipients for comparable care.

** When one or more of these items is included in the charge for care, modification in the allowance is required.

DEPARTMENT OF SOCIAL WELFARE

2415 FIRST AVENUE, P.O. BOX 8074
SACRAMENTO 95818



January 17, 1967

CIRCULAR LETTER NO. 1912 (AB, OAS)

TO: COUNTY WELFARE DEPARTMENTS
COUNTY BOARDS OF SUPERVISORS

ESTABLISHMENT OF LOCAL MAXIMUM RATES FOR OUT-OF-HOME CARE (RE REGULATION
SECS. A-B-202.10)

The following material was formerly included in Circular Letter 1186 (AB, OAS), and obsoleted in error. This is now being reissued with no change except deletion of a reference to the MAA program pending its revision and inclusion in an appropriate section of department policies and procedures.

Manual Sections A and B-202.10 specify maximum allowances for Groups I, II, and III, Out-of-Home Care. However, the regulations provide that when adequate facilities are not available in a particular community within the specified state maxima, local maxima rates shall be established by the county welfare department. The local maximum may not exceed the minimum amount for which adequate care is available in the community. Local maximum rates and the basis therefor are to be recorded with the State Department of Social Welfare.

It is essential that any local rate which exceed the state maximum as specified in the regulations be supported by factual evidence and that such evidence be reported to the State Department of Social Welfare as part of the basis for the local rate. The following questions are suggestive of the type of information which may assist counties in evaluating the need for local rates in excess of the state rates and in reporting the basis for such rates to the State Department of Social Welfare.

1. How many facilities are there in the community that provide Group I, II or III care for public assistance recipients?
2. How recently have these facilities been surveyed by the county to determine what types of care are available and the minimum rates for such care?
3. What plan does the county have to assure current information regarding availability of facilities and minimum rates?
4. What is the minimum rate in the community for which adequate care can be secured for each of the specified groups and how was this minimum established?

5. Are rates the same throughout the county or are different maximum rates established for different localities in the county?
6. What is the minimum fee charged nonrecipients for each of the specified groups?
7. What ceiling on rates is used by the county for County General Relief recipients in each of the specified groups? If this rate is different than that which is being established for categorical aid recipients, what is the basis for the difference?
8. Are the established local maximum rates for public assistance recipients higher than the state rates because services other than board, room and personal care are provided by the facilities in which care is available? If so, what are these services and are they within the standard for an assistance recipient?
9. What negotiations have there been between the county and the various facilities in the establishment of maximum rates for categorical aid recipients?

Required reports on local maximum rates and the basis therefor are to be sent to the appropriate area office of the State Department of Social Welfare with a copy to the Old Age Security Bureau, Sacramento. If the rates as established by the county appear to be supported by the facts, they will be accepted as part of the state standard.

FILING INSTRUCTIONS

Remove and destroy after January 1, 1968.

#

LOCAL RATES

<u>County</u>	<u>Group I Care</u>	<u>Group II Care</u>
Contra Costa	\$ 165	\$ 200
Del Norte	150	*
El Dorado	175	175
Humboldt	*	175
Imperial	150	*
Inyo	150	*
Lake	150	220
Marin	200	225
Mendocino	150	200
Napa	150	200
San Francisco	150	200
San Mateo	150	175
Santa Barbara	150	200
Santa Clara	179	219
Shasta	250**	300 **
Solano	150	200
Sonoma	*	200
Stanislaus	160	175
Tulare	150	*
Ventura		225? - <i>This may be in error</i>

* No change from state established ceiling

** In effect in the county but not accepted as part of the state standard.

AB 1864

67

June 1, 1967


Assemblyman Edward Elliott
State Capitol
Sacramento, California 95814

Dear Assemblyman Elliott:

This is to advise you that the administration is officially opposed to the enactment of Assembly Bill No. 1864, which proposes to require the Director to allow an excess need allowance which can be collected by the operator of the boarding home in excess of the amount of money that is declared by the Director in his rate schedule as necessary for the adequate care of the recipient residing in such boarding home or institution. We believe that this provision would lead to uncontrolled activities on the part of operators of boarding homes or institutions which would not be consistent with proper and efficient care of the recipients residing therein.

You have introduced another bill, Assembly Bill No. 1863, which would provide for adequate funding of the total range of care that can be provided by facilities offering care to the ambulatory aged. This bill is a much sounder approach to the problem and would offer greater protection to recipients.

Sincerely yours,

By 
Date 6-2-67 Noted By

John C. Montgomery
Director

bcc: Director's File
Central File

VG:MF

6/16 @ 9:30

June 14, 1967

Mr. Vernon L. Sturgeon
Legislative Secretary
Governor's Office
State Capitol
Sacramento, California 95814

Discuss
AB 1939
with Verne

Dear Mr. Sturgeon:

This is in response to George Staffes' request for information relative to the Montecello School for the Retarded in Santa Clara County. As I understand it, Assemblyman Lanterman has asked why we have not used this facility for placement of mentally ill and mentally retarded youth on leave from mental hospitals.

The facts are:

1. This is a residential school - not a nursing home.
2. It's rates are high, \$415 per month, the approximate cost of state hospital care, and far more than we generally pay for non-medical out-of-home care.
3. It is a large facility, over 100 beds, and even if the rates were more moderate it is doubtful that we would have enough demand for this type of facility in the Santa Clara area to be a prime user of the space.
4. We do have unused funds remaining in the current year because our rates were frozen at \$200 per month by the Department of Finance until April 1, 1967. However, our placement level for the past two months commits us to approximately the monthly level of expenditure that the 1967-68 budget will allow. To exceed this level now with unused funds would require a cutback in placements for July 1, or soon thereafter.
5. The primary user of this type of facility would ordinarily be the county probation office. They ordinarily have many youth in their custody that are mentally disturbed and respond to care in this type

June 14, 1967

of facility. The Santa Clara County probation office does not use this facility for reasons that are not altogether clear. Their failure to utilize this resource has apparently influenced neighboring counties who may not have adequate resources of this type in their own county but are reluctant to use a facility within a county that the county itself does not use. The net result is an almost complete loss of the prime source of placements.

We have not and would not exclude this facility as a placement resource. However, it was out of reach fiscally prior to April 1, 1967, and is still too expensive to use except for a few special problem cases. Our available funding is \$850,000 for 1967-68. This fund must be used for a variety of types of facilities which are required to meet the needs of all mentally retarded leave patients for whom other fiscal resources are not available. This includes all ages and all types of licensed private facility placements throughout the entire state. If we used this facility for 90 placements, this would consume over one-half of the total available funds.

Sincerely,

F. Calvin Locher
Chief Deputy Director