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file SCR-6

February 7, 1972

Honorable Alfred H. Song
Member of the Senate
Room 3048, State Capitol
Sacramento, California 95814

Dear Senator Song:

I was very pleased to review Senate Concurrent Resolution No. 6 introduced by you concerning the activities of the California Law Revision Commission.

Your proposal that the Commission review laws relating to custody, adoption, guardianship, etc., is most appropriate and timely, and I would like to offer my strong support.

Our Board, with the help of a task force, is currently involved in a major study of the statewide foster care program. As our work in this area continues, I believe we will be able to offer some proposals directly related to the Commission's review of these statutes.

I'm very hopeful that the Commission will be authorized to expand its work into the area suggested by your resolution, and that in the course of its activities we will have an opportunity to share the results of our foster care study with the Commission.

Very truly yours,

Robert E. Mitchell
Chairman

JWT:mo

SB 926

July 14, 1972

Honorable Clair W. Burgener
Member of the Senate
State Capitol, Room 5091
Sacramento, California 95814

Dear Clair:

Attached is a copy of a revised regulation which I filed with the Secretary of State yesterday removing the \$70 limitation on the amount of excluded supplementation to the grant paid in ATD non-medical out-of-home care cases.

This revision accomplishes the intent of your Senate Bill 926, with one exception. Under SB 926, the department would determine the amount for which adequate care for the recipient is available. State regulations provide that this determination shall be made by the individual counties, and we have not changed that provision. It is my feeling that this arrangement allows needed flexibility to permit counties to establish rates which may vary according to local conditions. Our regulations provide further that the counties shall record the facts which support their determination of the "minimum amount for which adequate care is available," and this information is to be kept current and available for our review at any time.

I believe this revision resolves the problem which concerns you; however, if you consider it desirable to incorporate this change in the statutes, you may expect my continued support of SB 926.

Sincerely,

Original Signed By
ROBERT B. CARLESON
Director of Social Welfare

Attachment

bcc: Director's File
Reading File
R. A. Zumbrun
P. Manriquez

WHM:jh

CONTINUATION SHEET
FOR FILING ADMINISTRATIVE REGULATIONS
WITH THE SECRETARY OF STATE

(Pursuant to Government Code Section 11380.1)

44-111 PAYMENTS EXCLUDED OR EXEMPT FROM CONSIDERATION AS INCOME
(Continued)

44-111

AB
APSB
ATD
OAS

.422 Designated needs within the meaning of this section include:

c. Out-of-Home Care

- (2) The total amount of voluntary contributions or county supplementation excluded from consideration as income is the difference between the state established maximum and the minimum amount for which adequate care of the individual is available in the community, but not to exceed \$70 a month.
(The \$70 limitation shall not apply to ATD.)

DO NOT WRITE IN THIS SPACE

SB 873

July 14, 1972

Honorable John W. Holmdahl
Member of the Senate
State Capitol, Room 4057
Sacramento, California 95814

Dear Senator Holmdahl:

This is to advise you that we support the proposal requiring district attorneys to submit monthly statistical reports of their child support enforcement activities to the Attorney General as provided in your Senate Bill 873.

A great number of county child support enforcement cases are families receiving Aid to Families with Dependent Children (AFDC). The county reports would thus cover cases of interest to us and we feel that our child support enforcement efforts would be facilitated if a copy of these monthly reports was supplied to our staff as well as to the Attorney General.

Nearly fifty percent of the welfare caseload involves families lacking child support. For this reason, one of the major aspects of the administration's Welfare Reform program was to improve enforcement of child support obligations. Receiving these monthly statistical reports from district attorneys would certainly assist in our efforts to lower the number of families which must turn to welfare due to lack of child support.

We enclose a suggested amendment to your bill and would welcome the opportunity to discuss this matter with you in further detail.

Sincerely,

Original signed by
Philip J. Manriquez

PHILIP J. MANRIQUEZ
Assistant to the Director

Attachment

PROPOSED AMENDMENTS TO SB 873

On page 2, line 11, of the printed bill, after Attorney General,
insert "and to the Legal Affairs Unit of the State Department of Social Welfare".

DEPARTMENT OF SOCIAL WELFARE

744 P STREET
SACRAMENTO 95814

April 10, 1970

Honorable Clair W. Burgener
California State Senate
State Capitol
Sacramento, California

Dear Senator Burgener:

As we agreed in our meeting on March 17, I arranged for Mr. Raymond Leber, Chief of the Aged and Disabled Bureau, to review the ATD cases identified by Mrs. Sevick of the San Diego Council for Retarded Children as representative of hardship situations caused by the enactment of SB-847 (1969).

Prior to making the trip to San Diego, Mr. Leber telephoned Mrs. Sevick and obtained additional case names so that a total of 26 cases were reviewed. While these were selected cases and not a random sample, it nonetheless appears evident that SB-847, as implemented by our regulations, is not producing the results desired even though the county welfare department is unquestionably applying our regulations properly.

The intent of SB-847 was to assure that high income families were not taking advantage of loopholes in the welfare laws at taxpayers' expense. Instead, the law at least as interpreted, appears to be producing financial difficulties for low-income families particularly for parents who are themselves living on social security or other marginal retirement income. The 26 cases reviewed were so typical of what we know about the ATD caseload characteristics that I see little to be gained by extending the study but, rather, suggest the following alternative solutions to the problem.

1. Repeal outright the provisions of SB-847

This would solve the immediate problem but would leave untouched those situations involving well-to-do parents who are quite able to care for their dependents without public assistance. It would also increase general fund costs by 3 million dollars without providing the one million dollar saving which we want to match with 3 million dollars in federal sharing to increase the level of services to all the disabled. (Assemblyman Deddeh has introduced AB-1676 which proposes this repeal.)

A 2.21
SB847
J10 RA

Burgener, Clair

April 10, 1970

2. Repeal WIC 13600 and 13601 and institute instead a Relatives' Contribution Scale

While this seems harsh on the surface, if the present Old Age Security contribution scale in WIC 12101 is used, smaller expenditures would be required of many parents than SB-847 calls for. The savings to the general fund would necessarily be less and concomitantly additional services slower in being realized.

3. Amend WIC 13601 to limit Parental Liability Only to recipients under Age 21

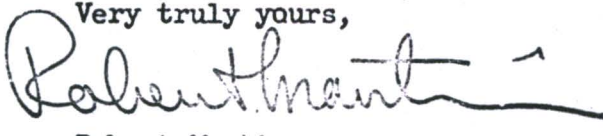
Under general law parents are mainly responsible for children only until they reach their majority or otherwise are emancipated and this proposal would extend this equity of treatment to both parents and adult children in the ATD program. Again, the general funds savings generated would be less and would be realized only from recipients coming into the program between the ages of 18 and 21.

4. Revise regulations implementing SB-847 to provide a sliding scale to measure ability to provide housing according to the income level of parents

This approach was considered last year and the legality of this method was raised but we are reopening the subject. If legal, it would have the advantage of not working a hardship on low-income families and yet continue the expectation that high-income families can at least provide housing to their dependents when no additional cost is involved. That is, a presumption would be made that parents below a certain income level are unable to contribute to the support of their disabled children at all. This approach would also have the advantage of not freezing into law a method that might not produce the desired results in practice. Departmental regulations are usually easier to revise than statutes. However, since this method also would not produce savings to the general fund as quickly in our existing regulations we would need, under Section 32.5 of the Budget Act of 1969, prior approval of the Department of Finance to inaugurate this system.

I would appreciate having your comments on the above alternatives or, if you prefer, we will be most pleased to discuss them with you in more detail.

Very truly yours,

 4/13

Robert Martin
Director

cc: Homer E. Detrich, San Diego Co. Dept. of Public Welfare
Lucian B. Vandegrift, Human Relations Agency, Room 200, OB 1
Louis F. Saylor, M.D., Department of Public Health, 744 P St.
Thomas J. Dooley, Legislative Budget Committee, Room 306, State Capitol
Dennis Flatt, Dept. of Finance, Room 530-A, Library and Courts Bldg.

Wilsnack 17-1

12.21

Burgener

March 19, 1970

Senator Clair W. Burgener
State Capitol, Room 5091
Sacramento, California 95814

Dear Senator Burgener:

This will confirm the understandings we reached at the meeting in your office on March 17 when Mrs. Sevlck and Mrs. Stevens of San Diego reported on alleged cases of severe ATD grant reductions for mentally retarded recipients in San Diego as a consequence of a regulation issued under SB 847 (1969), Section 44-207.214 of our Manual of Policy and Procedures. A copy of the regulation is attached.

1. As proposed by Mr. Wilsnack and generally accepted in the meeting Mrs. Sevlck has presented us with a list of 9 cases known to her where changes in grant were considered drastic enough for the parents of the retarded recipients to contact the local Association for the mentally retarded. We have communicated with the San Diego County Welfare Department about these cases and they concur in the necessity of our making an investigation of them.

We are prepared to assign staff to this task next week who will visit the San Diego County Welfare Department and look into the cases. We shall also ask them to contact Mrs. Sevlck about any other cases she wishes to report.

2. On the basis of findings derived from the review of these specific cases we are prepared to expand our investigation of the application of our regulation as indicated in order to determine the nature and severity of problems associated with it. We would plan to broaden any such investigation to include one or more additional counties.

We wish to point out something that was not made clear in our meeting on March 17 with regard to the effective date of our rule. The regulation became effective for all new applications for ATD on January 1, 1970. It does not require the county to apply the rule to existing ATD cases prior to July 1, 1970.

March 19, 1970

3. We have developed substitute language for the existing Section 3 of SB 847 in line with the discussion at the meeting. The version has been forwarded to your office and should now be in your possession. Our effort is directed at broadening the uses of the million dollar allocation derived from implementation of the act, so that case services of a variety of appropriate types may be provided to ATD recipients in lieu of only private institutional care of the mentally retarded as presently written.

This change will help insure that state funds receive maximum Federal matching and are available to a broader section of ATD recipients than just the mentally retarded. We are particularly interested in our ability to extend such services to the mentally ill who are being released from state hospitals.

I believe you will find our proposed language takes care of the issue of constitutionality or equity, however it may be judged, which was raised by Mrs. Sevik.

We appreciate very much the opportunity to meet with you on this subject and to work out these plans for nipping potential problems in the bud and emerging with a better and stronger program.

Sincerely,


Robert Martin
Director

cc: Homer Detrich, Director
San Diego County Welfare Department

Lucian Vandegrift, Administrator
Human Relations Agency

Dennis Flatt
Department of Finance

Attachment

WHW:alb

bcc: E. Newman, 17-8
W. Wilsnack, 17-1
Harry White, 17-2
Ethel Kenyon, So. Regional Office
M. Chopson, 16-42

SUGGESTED REPLY

COMMITTEE
PUBLIC MONITORING
STATE AND FEDERAL
NATIONAL RESEARCH
COUNCIL ON
JOINT PUBLIC ACTION
AND CLARIFICATION

AB1204

Mr. Roger D. Mackey, Jr.
Executive Director
St. Paul's Manor
2635 Second Avenue
San Diego, California 92103

12

1111

Dear Mr. Mackey:

I received your letter of September 28, 1972 regarding AB 1204, signed into law by the Governor on August 17, 1972 as Chapter 1022, Statutes of 1972. This law adds Section 11008.8 to the Welfare and Institutions Code mandating an increase in adult categorical aid grants by \$12 beginning October 1, 1972. However, this increase does not apply to adult recipients in out-of-home care facilities. The law does not mandate an increase in the need standards established pursuant to Section 13900 of the Welfare and Institutions Code which governs need determination of recipients in out-of-home care facilities.

If I can be of any further service on this matter, please contact me again.

Sincerely yours,

BARNES

STATE OF CALIFORNIA

St. Paul's Manor
2635 SECOND AVENUE
SAN DIEGO, CALIFORNIA 92103
TELEPHONE 239-2097

September 28, 1972

The Honorable E. Richard Barnes
Member of the Assembly
State Capitol Building
Sacramento, California 95814

Ref: AB1204, McCarthy

Dear Assemblyman Barnes:

Referenced bill, signed into law increased welfare payments by \$12.00 a month in Social Security "pass on" to blind, disabled and aged Californians. It is a good, and fair bill.

Unfortunately the State of California, Department of Social Welfare manuals do not interpret this to mean that all blind, disabled and aged persons receiving public assistance are eligible for the \$12.00 "pass on".

A case in point is the following: Our home provides two types of care as defined by SDSW, i.e. Independent Living and Board and Care Group I. The San Diego County Welfare Department interprets the State manual concerning AB1204 as allowing the "pass on" of \$12.00 of the Social Security increase to the recipient on Independent Living without reduction in the public assistance grant; contrariwise, Welfare interprets the manual as not increasing the maximum rate for Board and Care Group I and therefore deducts the \$12.00 from the public assistance grant.

As you can see, the one class receives a net increase in "income" of \$12.00 per month, while the other class remains at the same "income" level.

It is our feeling that the interpretation presently being followed was not the intent of

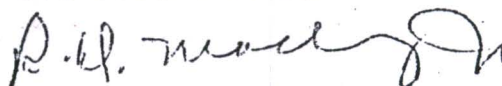
The Honorable E. Richard Barnes - 2 September 28, 1972

the Assembly in passing the bill or of the Governor
in signing the bill into law.

We urge immediate action to correct this
injustice.

Yours very truly

ST. PAUL'S MANOR



ROGER D. MACKEY, JR.
Executive Director

RDM:me

cc: to District Office
3320 Kemper Street
Suite 101
San Diego, California 92110

Memorandum

To : Connie Chaney 17-5
Legislative Office

Date : April 21, 1972

cc: P. Manriquez 17-5
J. Moniz 13-75
K. McKinsey 13-77

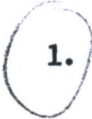
Subject: Assembly Bill 667
and Assembly Bill
1029

From : Department of Social Welfare, Adult Systems Management Bureau

Agnes Gregory

This will confirm our telephone discussion on April 19, 1972 regarding the proposal in the above bills to amend W&IC Section 12101.1 to read as follows:

"Relatives' Contributions under Section 12101 shall be paid to the county department and be treated by the county as recoveries on aid granted provided, however, that the exemption of income allowed under Section 11008.1 shall apply to such contributions, which for purposes of Section 11008.1 shall be considered income." (Underlined part represents the proposed amendment.)

- 
- 
1. We believe that very few OAS recipients would be affected by this proposal. This is because most OAS recipients have income from another source and the \$7.50 income exemption is applied to the other income so they are not entitled to additional exemption.
 2. Prior to October 1, 1971 Relatives' Contributions in cash or in kind were made directly to the recipient and the \$7.50 income exemption provided under Section 11008.1 was in some instances applied to the Relatives' Contribution income. Usually this was only when the recipient did not have income from any other source to which it could be applied. However, effective October 1, 1971 the law was modified to require that Relatives' Contributions (other than those made in kind) be made to the county rather than to the recipient and be treated as collections of aid paid. This in effect removed most Relatives' Contributions from an "income" classification. In the interest of equal treatment, regulations were modified to provide that the \$7.50 income exemption does not apply to Relatives' Contributions made to the county or made in kind to the recipient.
 3. It would be possible, by regulation, to extend the \$7.50 income exemption to the "in kind" contribution without any legislative change but this does not seem equitable.

Although the exemption proposal in AB 667 and AB 1029 would affect few recipients, we believe it could create some major administrative problems for those few cases affected where the recipient does not have other income and the Relatives' Contributions are made to the county. How would the exemption be extended to a contribution which goes to the county rather

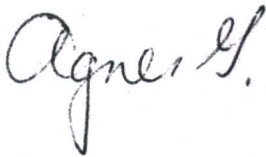
April 21, 1972

than to the recipient? Does the Legislature intend that the county send on to the recipient \$7.50 of the amount collected or is it intended that the county advise the relatives to contribute \$7.50 directly to the recipient and the balance to the county? If there are several responsible relatives involved this latter would add to the administrative complexity as it would be necessary to determine which one must pay \$7.50 of his contribution to the recipient. Presumably if he failed to make the contribution directly to the recipient but there were some contributions by him or other relatives to the county the county would have to send \$7.50 of the amount collected on to the recipient.

If the county must pay the \$7.50 to the recipient from amounts collected from relatives it would have to be as a separate payment and not part of the aid payment. We assume this could be handled in a manner similar to return of erroneous collections.

In any event we believe any proposed legislation on this should include a specific directive as to how this \$7.50 exemption is to be accomplished with respect to the cash contribution now made only to the county welfare department.

AG:bt



Mr. Barry Whittlesey
Legislative Coordinator
Human Relations Agency

August 3, 1972

AB 99

, 744 P Street, Sacramento

Mr. Carleson has asked me to respond to your letter, dated today, which requests that we forward a factual, objective Enrolled Bill Report on AB 99.

Initially it must be stated that we are very much displeased with the charge that our previous Enrolled Bill Report on the measure was emotionally subjective and misleading. The issues raised in our report are matters of point and reference and are neither misleading nor based on personal bias. Notwithstanding the sincerity of agreed-upon arrangements (which are unknown to us) it would be derelict for us to report to you anything other than what we perceive in the bill.

We feel obligated to respond to the points made in your letter in the following format for ease of understanding.

Point

- | | |
|---|--|
| <p>1. Section 16732 of the bill is so worded to offset your concern re: "in-home care" thereby reducing the 1 to 1 ratio to 1 to many which will result in savings.</p> <p>2. There is no lessening or liberalizing of the meaning "potential recipients" and further definition thereof will be by the contract executed between the Office of Education Liaison in the Health and Welfare Agency and the Department of Education.</p> | <p>1. You are incorrect. Our concern was not with cost but with removal of before and after school in-home care option for CWEP parents. However, Children's Center experience and the overly complex standards of this bill and federal regulations will undoubtedly make AB 99 care more expensive.</p> <p>2. You are incorrect. Contract definition cannot limit or supersede Education Code Section 16728, which explicitly qualifies all children for whom "federal reimbursement ... is allowed by any federal law or regulation". Also, agency contract will cover less than one-third of AB 99 services.</p> |
|---|--|

3. The power and effectiveness of the Health and Welfare Agency to deal properly and completely by contract with the Department of Education can be no less in any respect than has previously been accomplished.

3. You are incorrect. Education Code Sections 16703, 16710, 16728, and 16732, along with Welfare and Institutions Code Section 11451.6 and the repeal of Sections 10811 and 10811.5 preclude Agency's exercise of even minimal controls of eligibility and range of services that Welfare presently exercises.

As to your last paragraph, there is no incentive to increase fees and there is no priority given to working welfare recipients; in fact, the priority given to working persons is specifically diminished under the circumstances described in the second paragraph to Education Code Section 16728.

We cannot overly emphasize the need for a thorough analysis of this measure before final action is taken. It is our contention that the Enrolled Bill Report previously submitted to you should remain as it stands and be included as part of any analysis to be done on the measure before it is presented to the Governor.

Sincerely,

PHILIP J. MANRIQUEZ
Assistant to the Director

Mr. Barry Whittlesey
Legislative Coordinator
Human Relations Agency

August 3, 1972

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, 744 P Street, Sacramento

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Sincerely,

PHILIP J. MANRIQUEZ
Assistant to the Director

Memorandum

To : Mr. Barry D. Whittlesey
Assistant to the Secretary
Human Relations Agency
915 Capitol Mall

Date : August 3, 1972

Subject: AB 99

From : Department of Social Welfare , 744 P Street, Sacramento 95814

Our August 1 enrolled bill report of AB 99 stands.

In reference to the points of your August 3 memo:

1. You are incorrect. Our concern was not with cost but with removal of before and after school in-home care option for CWEP parents. However, Children's Center experience and the over/complex standards of this bill and federal regulations will undoubtedly make AB 99 care more expensive.
2. You are incorrect. Contract definition cannot limit or supersede Education Code Section 16728, which explicitly qualifies all children for whom "federal reimbursement ... is allowed by any federal law or regulation". Also, agency contract will cover less than one-third of AB 99 services.
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As to your last paragraph, there is no incentive to increase fees and there is no priority given to working welfare recipients; *in fact, priority given to working persons is specifically diminished under the circumstances described in the second paragraph of Education Code Section 16728.* It appears you have not had the time to analyze the history or content of this bill thoroughly. I hope that a thorough analysis, utilizing our enrolled bill report, will be accomplished by you and the Governor's office to preclude any rushed signing.

ROBERT B. CARLESON
Director of Social Welfare

cc: Dr. Earl W. Brian
Mr. Thomas McMurray
Mr. Harry Grafe

Memorandum

To : Mr. Barry D. Whittlesey
Assistant to the Secretary
Human Relations Agency
915 Capitol Mall

Date : August 3, 1972

Subject: AB 99

From : Department of Social Welfare , 744 P Street, Sacramento 95814

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ROBERT B. CARLESON
Director of Social Welfare

cc: Dr. Earl W. Brian
Mr. Thomas McMurray
Mr. Harry Grafe

10:15 TO 10:30

Mr. Barry Whittlesey
Legislative Coordinator
Human Relations Agency

AMENDMENT

July 17, 1972

That J. Section 16702 of the Education Code is amended

to read:

It is the intent of the Legislature in providing child day
- 744 P Street, Sacramento

care, that the Department of Public Instruction will give priority

to children who qualify under Federal regulations for day care

Pursuant to your request, attached are 2 copies of the Department's suggested
amendments to AB 99.

for the disadvantaged families: Former or potential recipients of

PHILIP J. MANRIQUEZ ✓ children, families or children who have been or are
Assistant to the Director

financial assistance under Part 3 (commencing

Attachments: in 16702 of Division 9 of the Welfare and Institutions Code

MLS:bj are eligible for public social services under that Division

bcc: C. Hobbs 17-11 under this chapter for which Federal
V. Binsacca 17-14
M. L. Schuster 17-3

the State Department of Social Welfare shall adopt regulations

pursuant to this section. It shall administer such regulations so as

to provide federal financial participation available for services to

under this chapter to such eligible families or children.

AMENDMENT

On pages 6 and 7, strike out Sections 16703, 16704, and 16705 of
the Education Code.

AMENDMENTS TO AB 99

AMENDMENT

On page 6, at line 3, Section 16702 of the Education Code is amended to read:

It is the intent of the Legislature that in providing child development programs the Superintendent of Public Instruction will give priority to children of families who qualify ~~under federal regulations~~ as former, current, or potential recipients of public assistance, ~~and other low income and disadvantaged families.~~ Former or potential recipients of public assistance are those families or children who have been or are likely to be recipients of financial assistance under Part 3 (commencing with Section 11000) of Division 9 of the Welfare and Institutions Code and who are eligible for public social services under that Division (including services rendered under this chapter) for which federal financial participation is available.

The State Department of Social Welfare shall adopt regulations pursuant to this section. It shall administer such regulations so as to maximize federal financial participation available for services rendered under this chapter to such eligible families or children.

AMENDMENT

On pages 6 and 7, strike out Sections 16703, 16704, and 16705 of the Education Code.

AMENDMENT

On page 8, at line 9, insert:

(i) In home care.

AMENDMENT

On pages 9 and 10, strike out Sections 16726, 16727, and 16728 of the Education Code.

AMENDMENT

On page 12, strike out lines 20 to 22, inclusive.

AMENDMENT

On page 12, strike out Section 16736 of the Education Code.

AMENDMENT

On page 13, strike out Section 16741 of the Education Code.

AMENDMENT

On page 21, strike out Section 16781 of the Education Code.

AMENDMENT

On page 21, at line 22, Section 16782 of the Education Code is amended to read:

Any money appropriated to be apportioned by the Department of Education, for the purposes of this division, to school districts or county superintendent of schools ~~or other public or private agencies maintaining child development programs pursuant to this division~~ and to the governing authorities of state or private higher educational institutions maintaining child development programs, shall be apportioned to such school districts, county and governing authorities solely in accordance with the provisions of this division.

State allocations or apportionments shall be paid to school districts or county superintendent of schools ~~or other public or private agencies~~ on a monthly basis, by the Superintendent of Public Instruction.

AMENDMENT

On page 22, at lines 21 and 34, strike out "16728", and insert "16702".

AMENDMENT

On page 23, at line 8, strike out "16728", and insert "16702".

AMENDMENT

On page 25, strike out lines 1 to 3, inclusive.

AMENDMENT

On page 25, strike out lines 29 and 30.

AMENDMENT

On page 26, strike out lines 1 to 40, inclusive.

AMENDMENT

On page 27, strike out lines 1 to 40, inclusive.

AMENDMENT

On page 28, strike out lines 1 to 18, inclusive.

AMENDMENT

On page 29, at line 37, subsection (a) of Section 16173 of the Welfare and Institutions Code is amended to read:

(a) The sum of three million dollars (\$3,000,000) to the Health and Welfare Agency to be expended through a contract with or transfer to the Department of Education for the purposes of Division 12.5 (commencing with Section 16700) of the Education Code Sections 10811 and 10811.5 of the Welfare and Institutions Code.

AMENDMENT

On page 30, strike out line 1.

Mr. Barry Whittlesey
Legislative Coordinator
Human Relations Agency

AMENDMENT

July 17, 1972

Line 3, section 16702 of the Education Code is amended
to read:

it is the intent of the Legislature in providing child development

prog. that the Superintendent of Public Instruction will give priority to

children of families who qualify under federal regulations as former

Pursuant to your request, attached are 2 copies of the Department's suggested
amendments to AB 99. former recipients of public assistance, and their

improves and disadvantaged families: Former or potential recipients of

PHILIP J. MANRIQUEZ ✓ to those families or children who have been or are
Assistant to the Director

likely to be recipients of financial assistance under Part 3 (commencing

Attachments: section 11000) of Division 9 of the Welfare and Institutions Code

MLS:bj are eligible for public social services under that Division

bcc: C. Hobbs 17-11 under this chapter) for which federal financial

V. Binsacca 17-14

M. L. Schuster 17-3

the State Department of Social Welfare shall adopt regulations

pursuant to this section. It shall administer such regulations so as

to maximize federal financial participation available for services rendered

under this chapter to such eligible families or children.

AMENDMENT

On pages 6 and 7, strike out Sections 16703, 16704, and 16705 of
the Education Code.

AMENDMENTS TO AB 99

AMENDMENT

On page 6, at line 3, Section 16702 of the Education Code is amended to read:

It is the intent of the Legislature that in providing child development programs the Superintendent of Public Instruction will give priority to children of families who qualify ~~under federal regulations~~ as former, current, or potential recipients of public assistance, ~~and other low income and disadvantaged families.~~ Former or potential recipients of public assistance are those families or children who have been or are likely to be recipients of financial assistance under Part 3 (commencing with Section 11000) of Division 9 of the Welfare and Institutions Code and who are eligible for public social services under that Division (including services rendered under this chapter) for which federal financial participation is available.

The State Department of Social Welfare shall adopt regulations pursuant to this section. It shall administer such regulations so as to maximize federal financial participation available for services rendered under this chapter to such eligible families or children.

AMENDMENT

On pages 6 and 7, strike out Sections 16703, 16704, and 16705 of the Education Code.

AMENDMENT

On page 8, at line 9, insert:

(i) In home care.

AMENDMENT

On pages 9 and 10, strike out Sections 16726, 16727, and 16728 of the Education Code.

AMENDMENT

On page 12, strike out lines 20 to 22, inclusive.

AMENDMENT

On page 12, strike out Section 16736 of the Education Code.

AMENDMENT

On page 13, strike out Section 16741 of the Education Code.

AMENDMENT

On page 21, strike out Section 16781 of the Education Code.

AMENDMENT

On page 21, at line 22, Section 16782 of the Education Code is amended to read:

Any money appropriated to be apportioned by the Department of Education, for the purposes of this division, to school districts or county superintendent of schools ~~or other public or private agencies~~ maintaining child development programs pursuant to this division and to the governing authorities of state or private higher educational institutions maintaining child development programs, shall be apportioned to such school districts, county and governing authorities solely in accordance with the provisions of this division.

State allocations or apportionments shall be paid ~~to school districts or county superintendent of schools or other public or private agencies~~ on a monthly basis, by the Superintendent of Public Instruction.

AMENDMENT

On page 22, at lines 21 and 34, strike out "16728", and insert "16702".

AMENDMENT

On page 23, at line 8, strike out "16728", and insert "16702".

AMENDMENT

On page 25, strike out lines 1 to 3, inclusive.

AMENDMENT

On page 25, strike out lines 29 and 30.

AMENDMENT

On page 26, strike out lines 1 to 40, inclusive.

AMENDMENT

On page 27, strike out lines 1 to 40, inclusive.

AMENDMENT

On page 28, strike out lines 1 to 18, inclusive.

AMENDMENT

On page 29, at line 37, subsection (a) of Section 16173 of the Welfare and Institutions Code is amended to read:

(a) The sum of three million dollars (\$3,000,000) to the Health and Welfare Agency to be expended through a contract with or transfer to the Department of Education for the purposes of Division 12.5 (commencing with Section 16700) of the Education Code Sections 10811 and 10811.5 of the Welfare and Institutions Code.

AMENDMENT

On page 30, strike out line 1.

Mr. Barry Whittlesey
Legislative Coordinator
Human Relations Agency

July 11, 1972

AB 99 as amended 7-6-72

, 744 P Street, Sacramento

This is to acknowledge our telephone conversation of July 10, 1972 wherein I expressed the Department of Social Welfare's unalterable opposition to AB 99 (Lewis) as amended July 6, 1972. The policy decisions making the Department of Education solely responsible for child care and the requiring of services to former and potentials as allowed under federal regulations were mentioned as being most disagreeable. You advised that the bill, as amended, represented agreed-upon negotiations involving the administration and that the bill had the administration's support.

You asked that the department review the bill and suggest amendments to remove any technical deficiencies that would hamper the carrying out of the policies set forth in the amended bill.

We spoke again today concerning the need for preparing technical amendments as soon as possible. I informed you that staff of this department were preparing an analysis of the bill indicating the major policy changes to which we object. The purpose of the analysis was to make certain that the administration understood the major provisions of the bill, as well as their consequences. You indicated that the Senate was planning to recess Thursday and Friday, therefore would probably take the bill up on the floor today or tomorrow. You advised that in order to incorporate any amendments we may suggest, they should be delivered to you immediately this afternoon. I informed you that we would comply.

PHILIP J. MANRIQUEZ
Assistant to the Director

Mr. Barry Whittlesey
Legislative Coordinator
Human Relations Agency

July 11, 1972

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PHILIP J. MANRIQUEZ
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