

Introduced by Senator Harman

January 25, 2007

An act to amend Section 11250 of the Welfare and Institutions Code, relating to public social services.

LEGISLATIVE COUNSEL'S DIGEST

SB 135, as introduced, Harman. CalWORKs.

Existing law provides for the California Work Opportunity and Responsibility to Kids Act (CalWORKs) program, pursuant to which qualified families are provided with cash assistance and other benefits. Existing law requires that aid, services, or both, be granted, subject to specified requirements, to families with related children under the age of 18 years, except as provided, in need of aid or services because they have been deprived of parental support or care due to the death, physical or mental incapacity, or incarceration of a parent, unemployment of a parent or parents, or the continued absence, as defined, of a parent from the home due to divorce, separation, desertion, or other specified reason.

This bill would make a technical, nonsubstantive change in those provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 11250 of the Welfare and Institutions
- 2 Code is amended to read:
- 3 11250. Aid, services, or both shall be granted under the
- 4 provisions of this chapter, and subject to the regulations of the
- 5 department, to families with related children under the age of 18

1 years, except as provided in Section 11253, in need thereof because
2 they have been deprived of parental support or care due to:
3 (a) The death, physical or mental incapacity, or incarceration
4 of a parent.
5 (b) The unemployment of a parent or parents.
6 (c) Continued absence of a parent from the home due to divorce,
7 separation, desertion, or any other reason, except absence
8 ~~occasioned solely by reason of~~ *necessitated by* the performance
9 of active duty in the uniformed services of the United States.
10 “Continued absence” exists when the nature of the absence is such
11 as either to interrupt or to terminate the parent’s functioning as a
12 provider of maintenance, physical care, or guidance for the child,
13 and the known or indefinite duration of the absence precludes
14 counting on the parent’s performance of the function of planning
15 for the present support or care of the child. If these conditions
16 exist, the parent may be absent for any reason, and may have left
17 only recently or some time previously.

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