

AMENDED IN SENATE APRIL 7, 2008

SENATE BILL

No. 1160

Introduced by Senator Alquist

February 6, 2008

An act to add Sections 10830.1 and 11052.6 to the Welfare and Institutions Code, relating to public social services.

LEGISLATIVE COUNSEL'S DIGEST

SB 1160, as amended, Alquist. CalWORKs program: eligibility.

Existing law requires the State Department of Social Services and the California Health and Human Services Agency Data Center to design, implement, and maintain a statewide fingerprint imaging system for use in connection with the determination of eligibility for benefits under the CalWORKs program, excluding the Aid to Families with Dependent Children-Foster Care program, and the Food Stamp Program. Existing law, with specified exceptions, requires applicants for, and recipients of, CalWORKs and Food Stamp Program benefits, as a condition of eligibility, to be fingerprint imaged, pursuant to the statewide fingerprint imaging system.

This bill would exempt from that requirement a caretaker relative who is caring for a dependent child of the court, *and is receiving CalWORKs benefits on behalf of the child*, who is changing residence from one county to another county and applying for benefits on behalf of one or more related children who are receiving benefits under the CalWORKs program, and who is not an applicant for, or a recipient of, benefits under the CalWORKs program.

Existing law provides that no applicant shall be granted public assistance under the CalWORKs program and social services block

grant programs until he or she is first personally interviewed by the county or state staff for patients in state hospitals.

This bill would exempt from that requirement a caretaker relative who is caring for a dependent child of the court, *and is receiving CalWORKs benefits on behalf of the child*, who is changing residence from one county to another county and applying for benefits on behalf of one or more related children who are receiving benefits under the CalWORKs program, and who is not an applicant for, or a recipient of, benefits under the CalWORKs program.

This bill would require the county CalWORKs program to verify that the individual applying for the described benefits meets the criteria set forth in the bill, thereby imposing a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

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

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

- 1 SECTION 1. Section 10830.1 is added to Chapter 4.6
- 2 (*commencing with Section 10830*) of Part 2 of Division 9 of the
- 3 Welfare and Institutions Code, to read:
- 4 10830.1. (a) Notwithstanding any other provision of law, this
- 5 ~~Chapter~~ *chapter* shall not apply to any caretaker relative when all
- 6 of the following apply:
- 7 (1) He or she is an approved relative pursuant to subdivision
- 8 (d) of Section 309 caring for a child who is a dependent child of
- 9 the court, *and is receiving benefits under the CalWORKs program*
- 10 *on behalf of the child.*
- 11 (2) The caretaker relative is changing residence from one county
- 12 to another county and is applying for benefits in the new county
- 13 on behalf of one or more related children who are current recipients
- 14 of benefits under the CalWORKs program under Chapter 2
- 15 (*commencing with Section 11200*) of Part 3.
- 16 (3) The caretaker relative is not an applicant for, or a recipient
- 17 of, benefits under the CalWORKs program.

1 (b) If the caretaker relative subsequently applies for benefits
2 under the CalWORKs program, he or she shall be subject to the
3 requirements of Section 10830 that are applicable to that program.

4 (c) *The county CalWORKs program shall verify that the*
5 *individual applying for benefits meets the criteria set forth in this*
6 *section.*

7 SEC. 2. Section 11052.6 is added to the Welfare and
8 Institutions Code, to read:

9 11052.6. (a) Notwithstanding any other provision of law, the
10 requirements of Section 11052.5 shall not apply to any caretaker
11 relative when all of the following apply:

12 (1) He or she is an approved relative pursuant to subdivision
13 (d) of Section 309 caring for a child who is a dependent child of
14 the court, *and is receiving benefits under the CalWORKs program*
15 *on behalf of the child.*

16 (2) The caretaker relative is changing residence from one county
17 to another county and is applying for benefits in the new county
18 on behalf of one or more related children who are current recipients
19 of benefits under the CalWORKS Program under Chapter 2
20 (commencing with Section 11200) of Part 3.

21 (3) The caretaker relative is not an applicant for or a recipient
22 of benefits under the CalWORKS Program.

23 (b) If the caretaker relative subsequently applies for benefits
24 under the CalWORKS Program, he or she shall be subject to the
25 requirements of Section 11052.5 that are applicable to that
26 program.

27 (c) *The county CalWORKs program shall verify that the*
28 *individual applying for benefits meets the criteria set forth in this*
29 *section.*

30 SEC. 3. *No reimbursement is required by this act pursuant to*
31 *Section 6 of Article XIII B of the California Constitution because*
32 *this act provides for offsetting savings to local agencies or school*
33 *districts that result in no net costs to the local agencies or school*
34 *districts, within the meaning of Section 17556 of the Government*
35 *Code.*

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