

Introduced by Senator Maldonado

February 18, 2010

An act to amend Section 11320.31 of the Welfare and Institutions Code, relating to CalWORKs.

LEGISLATIVE COUNSEL'S DIGEST

SB 1158, as introduced, Maldonado. CalWORKs eligibility.

Existing federal law provides for allocation of federal funds through the federal Temporary Assistance for Needy Families (TANF) block grant program to eligible states. Existing law provides for the California Work Opportunity and Responsibility to Kids (CalWORKs) program for the allocation of federal funds received through the TANF block grant program, under which each county provides cash assistance and other benefits to qualified low-income families. Under the CalWORKs program, certain recipients are required to participate in specified welfare-to-work activities.

This bill would make technical, nonsubstantive changes to the welfare-to-work requirement 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 11320.31 of the Welfare and Institutions
- 2 Code is amended to read:
- 3 11320.31. Sanctions shall not be applied for a failure or refusal
- 4 to comply with program requirements for reasons related to
- 5 employment, an offer of employment, an activity, or other training
- 6 for employment including, but not limited to, the following reasons:

- 1 (a) The employment, offer of employment, activity, or other
2 training for employment discriminates on any basis listed in
3 subdivision (a) of Section 12940 of the Government Code, as those
4 bases are defined in Sections 12926 and 12926.1 of the
5 Government Code, except as otherwise provided in Section 12940
6 of the Government Code.
- 7 (b) The employment or offer of employment exceeds the daily
8 or weekly hours of work customary to the occupation.
- 9 (c) The employment, offer of employment, activity, or other
10 training for employment requires travel to and from the place of
11 employment, activity, or other training and one's home that exceeds
12 a total of two hours in round-trip time, exclusive of the time
13 necessary to transport family members to a school or place
14 providing care, or, when walking is the only available means of
15 transportation, the round-trip is more than two miles, exclusive of
16 the mileage necessary to accompany family members to a school
17 or a place providing care. An individual who fails or refuses to
18 comply with the program requirements based on this subdivision
19 shall be required to participate in community service activities
20 pursuant to Section 11322.9.
- 21 (d) The employment, offer of employment, activity, or other
22 training for employment involves conditions that are in violation
23 of applicable health and safety standards.
- 24 (e) The employment, offer of employment, or work activity
25 does not provide for workers' compensation insurance.
- 26 (f) Accepting the employment or work activity would cause an
27 interruption in an approved education or job training program in
28 progress that would otherwise lead to employment and sufficient
29 income to be self-supporting, excluding work experience or
30 community service employment, as described in subdivisions (d)
31 and (j) of Section 11322.6 and Section 11322.9, or other
32 community work experience assignments, except that a recipient
33 may be required to engage in welfare-to-work activities to the
34 extent necessary to meet the hours of participation required by
35 Section 11322.8.
- 36 (g) Accepting the employment, offer of employment, or work
37 activity would cause the individual to violate the terms of his or
38 her union membership.

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