

AMENDED IN ASSEMBLY MARCH 28, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1516**

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**Introduced by Assembly Member Gonzalez**

January 15, 2014

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*An act to amend Sections 11323.4 and 11450 of, and to add and repeal Chapter 4.7 (commencing with Section 18288) of Part 6 of Division 9 of, the Welfare and Institutions Code, relating to public social services.*

LEGISLATIVE COUNSEL'S DIGEST

AB 1516, as amended, Gonzalez. Public social services: diapers.

*Existing law requires each county to provide cash assistance and other social services to needy families through the California Work Opportunity and Responsibility to Kids (CalWORKs) program using federal Temporary Assistance to Needy Families (TANF) block grant program, state, and county funds. Existing law specifies the amounts of cash aid to be paid each month to CalWORKs recipients.*

*This bill would require that an additional young child special needs supplement be paid in the amount of \$80 per month to a child who is under 3 years of age in an aided household, and that this amount be adjusted annually to reflect charges in the cost of living.*

*Existing law provides that necessary supportive services shall be available to every participant in the CalWORKs program, including child care, as specified.*

*This bill would give participants the option to request supportive services through the Internet Web site of the county if the county is capable of accepting those requests through its Internet Web site. If the county is not capable of accepting requests through its Internet Web*

site, the bill would require the county to accept those requests in the manner necessary to ensure that participants are able to request the supportive services they need.

By increasing the administrative duties of counties administering the CalWORKs program, the bill would impose a state-mandated local program.

This bill would also, until January 1, 2019, create the Unmet Diaper Need Financing Fund in the State Treasury and would require that moneys in the fund, upon appropriation by the Legislature, be distributed by the State Department of Public Health to entities that serve low-income children, as specified, and have identified dollar-for-dollar matching funding. The bill would require that money distributed to those entities be used for the purpose of meeting the unmet diaper needs of the communities served by the entities.

Existing law continuously appropriates moneys from the General Fund to defray a portion of county costs under the CalWORKs program.

This bill would instead provide that the continuous appropriation would not be made for purposes of implementing the bill.

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, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

~~Existing law establishes various public social services programs to provide for protection, care, and assistance to the people of the state in need of those services, by providing appropriate aid and services to the needy and distressed, including CalWORKs and CalFresh. Existing federal law, the Food Stamp Act, provides for the Supplemental Nutrition Assistance Program (SNAP), known in California as CalFresh. The act allocates supplemental nutrition assistance benefits to the state to be distributed to eligible individuals by each county. In addition, the federal Special Supplemental Nutrition Program for Women, Infants, and Children (WIC), provides federal grants to the states for food, nutrition education, nutrition counseling, and access to health services for low-income women, infants, and children. The California Special Supplemental Food Program for Women, Infants, and Children (WIC)~~

~~implements those grants under the administration of the State Department of Public Health.~~

~~This bill would state the intent of the Legislature to enact legislation that would empower beneficiaries of public assistance programs with young children in diapers to return to the workforce by removing unnecessary obstacles to obtaining diapers to the extent permitted by federal law.~~

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

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

- 1 SECTION 1. This act shall be known and may be cited as The
- 2 Healthy Baby Bottom Act of 2014 or HBBA.
- 3 SEC. 2. The Legislature hereby finds and declares all of the
- 4 following:
- 5 (a) Existing federal law classifies diapers with cigarettes,
- 6 alcohol, and pet food as disallowed purchases under CalFresh and
- 7 the California Special Supplemental Food Program for Women,
- 8 Infants, and Children.
- 9 (b) However, low-income parents cannot take advantage of free
- 10 or subsidized child care if they cannot afford to leave disposable
- 11 diapers at child care centers, a requirement for most child care
- 12 centers.
- 13 (c) Without access to child care, these parents are less able to
- 14 attend work or school on a consistent basis, leading to increased
- 15 economic instability and a continuation of the cycle of poverty.
- 16 (d) In addition, the severe health and social consequences for
- 17 babies and families who do not have access to diapers cannot be
- 18 underestimated or overlooked.
- 19 (e) Lack of sufficient diapers can lead to multiple problems for
- 20 families in need, including unhappy babies, unhealthy communities,
- 21 undereducated toddlers, and underemployed adults.
- 22 (f) Access to diapers can make the difference for a family to
- 23 become financially self-sufficient.
- 24 (g) Therefore, it is the intent of the Legislature to enact
- 25 legislation that would empower beneficiaries of public assistance
- 26 programs with young children in diapers to return to the workforce
- 27 by removing unnecessary obstacles to obtaining diapers to the

1 extent permitted by federal law, thereby ensuring the health and  
 2 welfare of diaper-wearing children and their families.

3 *SEC. 3. Section 11323.4 of the Welfare and Institutions Code*  
 4 *is amended to read:*

5 11323.4. (a) (1) Payments for supportive services, as described  
 6 in Section 11323.2, shall be advanced to the participant, wherever  
 7 necessary, and when desired by the participant, so that the  
 8 participant need not use his or her funds to pay for these services.  
 9 Payments for child care services shall be made in accordance with  
 10 Article 15.5 (commencing with Section 8350) of Chapter 2 of Part  
 11 6 of the Education Code.

12 (2) *A participant shall have the option to request supportive*  
 13 *services, as described in Section 11323.2, through the Internet*  
 14 *Web site of the county if the county is capable of accepting those*  
 15 *requests through its Internet Web site. If the county is not capable*  
 16 *of accepting requests through its Internet Web site, the county*  
 17 *shall accept those requests in the manner necessary to ensure that*  
 18 *participants are able to request the supportive services they need.*

19 (b) The county welfare department shall take all reasonable  
 20 steps necessary to promptly correct any overpayment or  
 21 underpayment of supportive services payments to a recipient or a  
 22 service provider, including, but not limited to, all cases involving  
 23 fraud and abuse, consistent with procedures developed by the  
 24 department.

25 (c) Notwithstanding any other provision of this article, any  
 26 participant in on-the-job training who becomes ineligible for aid  
 27 under this chapter due to earned income or hours worked, shall  
 28 remain a participant in the program under this article for the  
 29 duration of the on-the-job training assignment and shall be eligible  
 30 for supportive services for the duration of the on-the-job training,  
 31 provided this duration does not exceed the time limits otherwise  
 32 applicable to the recipient.

33 (d) Notwithstanding any other provision of this article, any  
 34 participant in on-the-job training, grant-based on-the-job training,  
 35 supported work, or transitional employment who remains eligible  
 36 for aid pursuant to this chapter, shall be eligible for transportation  
 37 and ancillary expenses pursuant to paragraphs (2) and (3) of  
 38 subdivision (a) of Section 11323.2.

39 (e) (1) Participants shall be encouraged to apply for financial  
 40 aid, including educational grants, scholarships, and awards.

1 (2) To the extent permitted by federal law, the county shall  
 2 coordinate with financial aid offices to establish procedures  
 3 whereby the educational expenses of participants are met through  
 4 available financial aid and the supportive services described in  
 5 Section 11323.2. These procedures shall not result in duplication  
 6 of payments, and shall require determinations to be made on an  
 7 individual basis to ensure that using financial aid will not prevent  
 8 the person’s participation in his or her welfare-to-work plan.

9 (f) Notwithstanding Section 10850, for purposes of child care  
 10 supportive services, county welfare departments shall share  
 11 information necessary for the administration of the child care  
 12 programs and the CalWORKs program.

13 *SEC. 4. Section 11450 of the Welfare and Institutions Code is*  
 14 *amended to read:*

15 11450. (a) (1) Aid shall be paid for each needy family, which  
 16 shall include all eligible brothers and sisters of each eligible  
 17 applicant or recipient child and the parents of the children, but  
 18 shall not include unborn children, or recipients of aid under Chapter  
 19 3 (commencing with Section 12000), qualified for aid under this  
 20 chapter. In determining the amount of aid paid, and notwithstanding  
 21 the minimum basic standards of adequate care specified in Section  
 22 11452, the family’s income, exclusive of any amounts considered  
 23 exempt as income or paid pursuant to subdivision (e) or Section  
 24 11453.1, determined for the prospective semiannual period  
 25 pursuant to Sections 11265.1, 11265.2, and 11265.3, and then  
 26 calculated pursuant to Section 11451.5, shall be deducted from  
 27 the sum specified in the following table, as adjusted for  
 28 cost-of-living increases pursuant to Section 11453 and paragraph  
 29 (2). In no case shall the amount of aid paid for each month exceed  
 30 the sum specified in the following table, as adjusted for  
 31 cost-of-living increases pursuant to Section 11453 and paragraph  
 32 (2), plus any special needs, as specified in subdivisions (c), (e),  
 33 ~~and~~ (f), and (g):

35 Number of		
36 eligible needy		
37 persons in		Maximum
38 the same home		aid
39 1.....		\$ 326
40 2.....		535

1	Number of	
2	eligible needy	
3	persons in	Maximum
4	the same home	aid
5	3.....	663
6	4.....	788
7	5.....	899
8	6.....	1,010
9	7.....	1,109
10	8.....	1,209
11	9.....	1,306
12	10 or more.....	1,403

13  
14 If, when, and during those times that the United States  
15 government increases or decreases its contributions in assistance  
16 of needy children in this state above or below the amount paid on  
17 July 1, 1972, the amounts specified in the above table shall be  
18 increased or decreased by an amount equal to that increase or  
19 decrease by the United States government, provided that no  
20 increase or decrease shall be subject to subsequent adjustment  
21 pursuant to Section 11453.

22 (2) The sums specified in paragraph (1) shall not be adjusted  
23 for cost of living for the 1990–91, 1991–92, 1992–93, 1993–94,  
24 1994–95, 1995–96, 1996–97, and 1997–98 fiscal years, and through  
25 October 31, 1998, nor shall that amount be included in the base  
26 for calculating any cost-of-living increases for any fiscal year  
27 thereafter. Elimination of the cost-of-living adjustment pursuant  
28 to this paragraph shall satisfy the requirements of Section 11453.05,  
29 and no further reduction shall be made pursuant to that section.

30 (b) (1) When the family does not include a needy child qualified  
31 for aid under this chapter, aid shall be paid to a pregnant mother  
32 who is 18 years of age or younger at any time after verification of  
33 pregnancy, in the amount that would otherwise be paid to one  
34 person, as specified in subdivision (a), if the mother, and child, if  
35 born, would have qualified for aid under this chapter. Verification  
36 of pregnancy shall be required as a condition of eligibility for aid  
37 under this subdivision.

38 (2) Notwithstanding paragraph (1), when the family does not  
39 include a needy child qualified for aid under this chapter, aid shall  
40 be paid to a pregnant mother for the month in which the birth is

1 anticipated and for the three-month period immediately prior to  
2 the month in which the birth is anticipated in the amount that would  
3 otherwise be paid to one person, as specified in subdivision (a), if  
4 the mother and child, if born, would have qualified for aid under  
5 this chapter. Verification of pregnancy shall be required as a  
6 condition of eligibility for aid under this subdivision.

7 (3) Paragraph (1) shall apply only when the Cal-Learn Program  
8 is operative.

9 (c) The amount of forty-seven dollars (\$47) per month shall be  
10 paid to pregnant mothers qualified for aid under subdivision (a)  
11 or (b) to meet special needs resulting from pregnancy if the mother,  
12 and child, if born, would have qualified for aid under this chapter.  
13 County welfare departments shall refer all recipients of aid under  
14 this subdivision to a local provider of the Women, Infants and  
15 Children program. If that payment to pregnant mothers qualified  
16 for aid under subdivision (a) is considered income under federal  
17 law in the first five months of pregnancy, payments under this  
18 subdivision shall not apply to persons eligible under subdivision  
19 (a), except for the month in which birth is anticipated and for the  
20 three-month period immediately prior to the month in which  
21 delivery is anticipated, if the mother, and the child, if born, would  
22 have qualified for aid under this chapter.

23 (d) For children receiving AFDC-FC under this chapter, there  
24 shall be paid, exclusive of any amount considered exempt as  
25 income, an amount of aid each month which, when added to the  
26 child's income, is equal to the rate specified in Section 11460,  
27 11461, 11462, 11462.1, or 11463. In addition, the child shall be  
28 eligible for special needs, as specified in departmental regulations.

29 (e) In addition to the amounts payable under subdivision (a)  
30 and Section 11453.1, a family shall be entitled to receive an  
31 allowance for recurring special needs not common to a majority  
32 of recipients. These recurring special needs shall include, but not  
33 be limited to, special diets upon the recommendation of a physician  
34 for circumstances other than pregnancy, and unusual costs of  
35 transportation, laundry, housekeeping services, telephone, and  
36 utilities. The recurring special needs allowance for each family  
37 per month shall not exceed that amount resulting from multiplying  
38 the sum of ten dollars (\$10) by the number of recipients in the  
39 family who are eligible for assistance.

1 (f) After a family has used all available liquid resources, both  
2 exempt and nonexempt, in excess of one hundred dollars (\$100),  
3 with the exception of funds deposited in a restricted account  
4 described in subdivision (a) of Section 11155.2, the family shall  
5 also be entitled to receive an allowance for nonrecurring special  
6 needs.

7 (1) An allowance for nonrecurring special needs shall be granted  
8 for replacement of clothing and household equipment and for  
9 emergency housing needs other than those needs addressed by  
10 paragraph (2). These needs shall be caused by sudden and unusual  
11 circumstances beyond the control of the needy family. The  
12 department shall establish the allowance for each of the  
13 nonrecurring special need items. The sum of all nonrecurring  
14 special needs provided by this subdivision shall not exceed six  
15 hundred dollars (\$600) per event.

16 (2) Homeless assistance is available to a homeless family  
17 seeking shelter when the family is eligible for aid under this  
18 chapter. Homeless assistance for temporary shelter is also available  
19 to homeless families which are apparently eligible for aid under  
20 this chapter. Apparent eligibility exists when evidence presented  
21 by the applicant, or which is otherwise available to the county  
22 welfare department, and the information provided on the  
23 application documents indicate that there would be eligibility for  
24 aid under this chapter if the evidence and information were verified.  
25 However, an alien applicant who does not provide verification of  
26 his or her eligible alien status, or a woman with no eligible children  
27 who does not provide medical verification of pregnancy, is not  
28 apparently eligible for purposes of this section.

29 A family is considered homeless, for the purpose of this section,  
30 when the family lacks a fixed and regular nighttime residence; or  
31 the family has a primary nighttime residence that is a supervised  
32 publicly or privately operated shelter designed to provide temporary  
33 living accommodations; or the family is residing in a public or  
34 private place not designed for, or ordinarily used as, a regular  
35 sleeping accommodation for human beings. A family is also  
36 considered homeless for the purpose of this section if the family  
37 has received a notice to pay rent or quit. The family shall  
38 demonstrate that the eviction is the result of a verified financial  
39 hardship as a result of extraordinary circumstances beyond their  
40 control, and not other lease or rental violations, and that the family

1 is experiencing a financial crisis that could result in homelessness  
2 if preventative assistance is not provided.

3 (A) (i) A nonrecurring special need of sixty-five dollars (\$65)  
4 a day shall be available to families of up to four members for the  
5 costs of temporary shelter, subject to the requirements of this  
6 paragraph. The fifth and additional members of the family shall  
7 each receive fifteen dollars (\$15) per day, up to a daily maximum  
8 of one hundred twenty-five dollars (\$125). County welfare  
9 departments may increase the daily amount available for temporary  
10 shelter as necessary to secure the additional bedspace needed by  
11 the family.

12 (ii) This special need shall be granted or denied immediately  
13 upon the family's application for homeless assistance, and benefits  
14 shall be available for up to three working days. The county welfare  
15 department shall verify the family's homelessness within the first  
16 three working days and if the family meets the criteria of  
17 questionable homelessness established by the department, the  
18 county welfare department shall refer the family to its early fraud  
19 prevention and detection unit, if the county has such a unit, for  
20 assistance in the verification of homelessness within this period.

21 (iii) After homelessness has been verified, the three-day limit  
22 shall be extended for a period of time which, when added to the  
23 initial benefits provided, does not exceed a total of 16 calendar  
24 days. This extension of benefits shall be done in increments of one  
25 week and shall be based upon searching for permanent housing  
26 which shall be documented on a housing search form; good cause;  
27 or other circumstances defined by the department. Documentation  
28 of a housing search shall be required for the initial extension of  
29 benefits beyond the three-day limit and on a weekly basis thereafter  
30 as long as the family is receiving temporary shelter benefits. Good  
31 cause shall include, but is not limited to, situations in which the  
32 county welfare department has determined that the family, to the  
33 extent it is capable, has made a good faith but unsuccessful effort  
34 to secure permanent housing while receiving temporary shelter  
35 benefits.

36 (B) A nonrecurring special need for permanent housing  
37 assistance is available to pay for last month's rent and security  
38 deposits when these payments are reasonable conditions of securing  
39 a residence, or to pay for up to two months of rent arrearages, when  
40 these payments are a reasonable condition of preventing eviction.

1 The last month's rent or monthly arrearage portion of the  
2 payment (i) shall not exceed 80 percent of the family's total  
3 monthly household income without the value of CalFresh benefits  
4 or special needs for a family of that size and (ii) shall only be made  
5 to families that have found permanent housing costing no more  
6 than 80 percent of the family's total monthly household income  
7 without the value of CalFresh benefits or special needs for a family  
8 of that size.

9 However, if the county welfare department determines that a  
10 family intends to reside with individuals who will be sharing  
11 housing costs, the county welfare department shall, in appropriate  
12 circumstances, set aside the condition specified in clause (ii) of  
13 the preceding paragraph.

14 (C) The nonrecurring special need for permanent housing  
15 assistance is also available to cover the standard costs of deposits  
16 for utilities which are necessary for the health and safety of the  
17 family.

18 (D) A payment for or denial of permanent housing assistance  
19 shall be issued no later than one working day from the time that a  
20 family presents evidence of the availability of permanent housing.  
21 If an applicant family provides evidence of the availability of  
22 permanent housing before the county welfare department has  
23 established eligibility for aid under this chapter, the county welfare  
24 department shall complete the eligibility determination so that the  
25 denial of or payment for permanent housing assistance is issued  
26 within one working day from the submission of evidence of the  
27 availability of permanent housing, unless the family has failed to  
28 provide all of the verification necessary to establish eligibility for  
29 aid under this chapter.

30 (E) (i) Except as provided in clauses (ii) and (iii), eligibility  
31 for the temporary shelter assistance and the permanent housing  
32 assistance pursuant to this paragraph shall be limited to one period  
33 of up to 16 consecutive calendar days of temporary assistance and  
34 one payment of permanent assistance. Any family that includes a  
35 parent or nonparent caretaker relative living in the home who has  
36 previously received temporary or permanent homeless assistance  
37 at any time on behalf of an eligible child shall not be eligible for  
38 further homeless assistance. Any person who applies for homeless  
39 assistance benefits shall be informed that the temporary shelter  
40 benefit of up to 16 consecutive days is available only once in a

1 lifetime, with certain exceptions, and that a break in the consecutive  
2 use of the benefit constitutes permanent exhaustion of the  
3 temporary benefit.

4 (ii) A family that becomes homeless as a direct and primary  
5 result of a state or federally declared natural disaster shall be  
6 eligible for temporary and permanent homeless assistance.

7 (iii) A family shall be eligible for temporary and permanent  
8 homeless assistance when homelessness is a direct result of  
9 domestic violence by a spouse, partner, or roommate; physical or  
10 mental illness that is medically verified that shall not include a  
11 diagnosis of alcoholism, drug addiction, or psychological stress;  
12 or, the uninhabitability of the former residence caused by sudden  
13 and unusual circumstances beyond the control of the family  
14 including natural catastrophe, fire, or condemnation. These  
15 circumstances shall be verified by a third-party governmental or  
16 private health and human services agency, except that domestic  
17 violence may also be verified by a sworn statement by the victim,  
18 as provided under Section 11495.25. Homeless assistance payments  
19 based on these specific circumstances may not be received more  
20 often than once in any 12-month period. In addition, if the domestic  
21 violence is verified by a sworn statement by the victim, the  
22 homeless assistance payments shall be limited to two periods of  
23 not more than 16 consecutive calendar days of temporary assistance  
24 and two payments of permanent assistance. A county may require  
25 that a recipient of homeless assistance benefits who qualifies under  
26 this paragraph for a second time in a 24-month period participate  
27 in a homelessness avoidance case plan as a condition of eligibility  
28 for homeless assistance benefits. The county welfare department  
29 shall immediately inform recipients who verify domestic violence  
30 by a sworn statement pursuant to clause (iii) of the availability of  
31 domestic violence counseling and services, and refer those  
32 recipients to services upon request.

33 (iv) If a county requires a recipient who verifies domestic  
34 violence by a sworn statement to participate in a homelessness  
35 avoidance case plan pursuant to clause (iii), the plan shall include  
36 the provision of domestic violence services, if appropriate.

37 (v) If a recipient seeking homeless assistance based on domestic  
38 violence pursuant to clause (iii) has previously received homeless  
39 avoidance services based on domestic violence, the county shall  
40 review whether services were offered to the recipient and consider

1 what additional services would assist the recipient in leaving the  
 2 domestic violence situation.

3 (vi) The county welfare department shall report to the  
 4 department through a statewide homeless assistance payment  
 5 indicator system, necessary data, as requested by the department,  
 6 regarding all recipients of aid under this paragraph.

7 (F) The county welfare departments, and all other entities  
 8 participating in the costs of the CalWORKs program, have the  
 9 right in their share to any refunds resulting from payment of the  
 10 permanent housing. However, if an emergency requires the family  
 11 to move within the 12-month period specified in subparagraph  
 12 (E), the family shall be allowed to use any refunds received from  
 13 its deposits to meet the costs of moving to another residence.

14 (G) Payments to providers for temporary shelter and permanent  
 15 housing and utilities shall be made on behalf of families requesting  
 16 these payments.

17 (H) The daily amount for the temporary shelter special need for  
 18 homeless assistance may be increased if authorized by the current  
 19 year’s Budget Act by specifying a different daily allowance and  
 20 appropriating the funds therefor.

21 (I) No payment shall be made pursuant to this paragraph unless  
 22 the provider of housing is a commercial establishment, shelter, or  
 23 person in the business of renting properties who has a history of  
 24 renting properties.

25 *(g) In addition to any other amounts payable under this section*  
 26 *or any other law, a young child special needs supplement shall be*  
 27 *paid in the amount of eighty dollars (\$80) per month to any child*  
 28 *under three years of age who is in an aided household. This amount*  
 29 *shall be adjusted annually pursuant to Section 11453.*

30 ~~(g)~~

31 *(h) The department shall establish rules and regulations ensuring*  
 32 *the uniform application statewide of this section.*

33 ~~(h)~~

34 *(i) The department shall notify all applicants and recipients of*  
 35 *aid through the standardized application form that these benefits*  
 36 *are available and shall provide an opportunity for recipients to*  
 37 *apply for the funds quickly and efficiently.*

38 ~~(i)~~

39 *(j) Except for the purposes of Section 15200, the amounts*  
 40 *payable to recipients pursuant to Section 11453.1 shall not*

1 constitute part of the payment schedule set forth in subdivision  
2 (a).

3 The amounts payable to recipients pursuant to Section 11453.1  
4 shall not constitute income to recipients of aid under this section.

5 ~~(j)~~

6 (k) For children receiving Kin-GAP pursuant to Article 4.5  
7 (commencing with Section 11360) or Article 4.7 (commencing  
8 with Section 11385) there shall be paid, exclusive of any amount  
9 considered exempt as income, an amount of aid each month, which,  
10 when added to the child’s income, is equal to the rate specified in  
11 Sections 11364 and 11387.

12 ~~(k)~~

13 (l) (1) This section shall become operative on April 1, 2013. A  
14 county shall implement the semiannual reporting requirements in  
15 accordance with the act that added this section no later than October  
16 1, 2013.

17 (2) Upon implementation described in paragraph (1), each  
18 county shall provide a certificate to the director certifying that  
19 semiannual reporting has been implemented in the county.

20 (3) Upon filing the certificate described in paragraph (2), a  
21 county shall comply with the semiannual reporting provisions of  
22 this section.

23 *SEC. 5. Chapter 4.7 (commencing with Section 18288) is added*  
24 *to Part 6 of Division 9 of the Welfare and Institutions Code, to*  
25 *read:*

26

27 *CHAPTER 4.7. UNMET DIAPER NEED FINANCING FUND*

28

29 *18288. For purposes of this chapter, the following definitions*  
30 *shall apply:*

31 (a) *“Fund” means the fund created by Section 18289.*

32 (b) *“Department” means the State Department of Public Health.*

33 *18289. (a) There is hereby created in the State Treasury the*  
34 *Unmet Diaper Need Financing Fund for the purposes specified in*  
35 *this chapter.*

36 (b) *The fund shall consist of money accepted by the department*  
37 *from grants and donations from private entities and of public*  
38 *moneys transferred to the fund.*

1 (c) (1) Moneys in the fund shall, upon appropriation by the  
2 Legislature, be distributed by the department to entities that meet  
3 both of the following requirements:

4 (A) Serve low-income children living in census tracts within the  
5 state in which 50 percent or more of the population of children  
6 are living below the federal poverty guideline.

7 (B) Have identified dollar-for-dollar matching funding from the  
8 federal government, the private sector, or any other available  
9 source.

10 (2) In making distributions under this subdivision, the  
11 department shall give priority to the entities that serve communities  
12 in census tracts with the highest poverty and highest racial and  
13 ethnic diversity.

14 (3) The money distributed pursuant to this subdivision shall be  
15 used by the recipient for the purpose of meeting the unmet diaper  
16 needs of the communities served by the recipient.

17 (d) Notwithstanding Section 16305.7 of the Government Code,  
18 all interest earned on the moneys that have been deposited into  
19 the fund shall be retained in the fund and used for purposes  
20 consistent with the fund.

21 18290. This chapter shall remain in effect only until January  
22 1, 2019, and as of that date is repealed, unless a later enacted  
23 statute, that is enacted before January 1, 2019, deletes or extends  
24 that date.

25 SEC. 6. No appropriation pursuant to Section 15200 of the  
26 Welfare and Institutions Code shall be made for purposes of  
27 implementing this act.

28 SEC. 7. If the Commission on State Mandates determines that  
29 this act contains costs mandated by the state, reimbursement to  
30 local agencies and school districts for those costs shall be made  
31 pursuant to Part 7 (commencing with Section 17500) of Division  
32 4 of Title 2 of the Government Code.