

AMENDED IN ASSEMBLY MARCH 3, 1997

CALIFORNIA LEGISLATURE—1997–98 REGULAR SESSION

ASSEMBLY BILL

No. 194

**Introduced by Assembly Members Wright and Perata,
Kuehl, Perata, and Washington**

January 30, 1997

An act to add Section 11450.27 to, and to add Article 3 (commencing with Section 11300) to Chapter 2 of Part 3 of Division 9 of, the Welfare and Institutions Code, relating to public social services.

LEGISLATIVE COUNSEL'S DIGEST

AB 194, as amended, R. Wright. AFDC benefits: employment exemptions.

Existing law provides for the Aid to Families with Dependent Children (AFDC) program, under which each county provides cash assistance and other benefits to qualified low-income families. Each county is required to pay a share of the cost of both aid grant and administrative costs for the AFDC program.

Existing federal law contains Temporary Assistance for Needy Families (TANF) block grant provisions, which impose requirements upon state AFDC programs that must be met by July 1, 1997, and may be met prior to that date. One of these requirements is that adult recipients of aid must be employed in order to continue receiving aid for a period of more than 24 months.

This bill would provide that notwithstanding any other provision of federal or state law, no relative ~~caregiver~~ caretaker receiving AFDC benefits shall be required to meet any employment or training program requirement for AFDC recipients.

Another TANF block grant requirement is that, subject to certain exceptions, federal TANF funds may not be used to provide aid to a family that includes an adult who has received aid for a period of 60 months.

This bill would specify that if this requirement is adopted for the AFDC program it will not apply to a family in which the adult who has received aid for the 60-month period is a relative caretaker.

Since each county is required to pay a share of the costs for determining eligibility, and since the bill will create additional duties in making these determinations, the bill would create 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, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

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.

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

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

- 1 SECTION 1. Article 3 (commencing with Section
- 2 11300) is added to Chapter 2 of Part 3 of Division 9 of the
- 3 Welfare and Institutions Code, to read:
- 4



1 Article 3. Employment Requirements

2
3 11300. Notwithstanding any other provision of federal
4 or state law, no relative ~~caregiver~~ *caretaker* receiving aid
5 under this chapter shall be required to meet any
6 employment or training program requirement for
7 recipients of aid under this chapter.

8 SEC. 2. *Section 11450.27 is added to the Welfare and*
9 *Institutions Code, to read:*

10 *11450.27. If a requirement is adopted under which a*
11 *family is precluded from receiving aid under this chapter*
12 *when the family includes an adult who has received aid*
13 *for a period of at least 60 months, that requirement shall*
14 *not apply when the adult is a relative caretaker.*

15 SEC. 3. Notwithstanding Section 17610 of the
16 Government Code, if the Commission on State Mandates
17 determines that this act contains costs mandated by the
18 state, reimbursement to local agencies and school
19 districts for those costs shall be made pursuant to Part 7
20 (commencing with Section 17500) of Division 4 of Title
21 2 of the Government Code. If the statewide cost of the
22 claim for reimbursement does not exceed one million
23 dollars (\$1,000,000), reimbursement shall be made from
24 the State Mandates Claims Fund.

25 Notwithstanding Section 17580 of the Government
26 Code, unless otherwise specified, the provisions of this act
27 shall become operative on the same date that the act
28 takes effect pursuant to the California Constitution.

