

AMENDED IN ASSEMBLY JULY 2, 1997

Senate Concurrent Resolution

No. 27

Introduced by Senator Kopp
(Principal coauthor: Senator Dills)
~~**(Coauthor: Senator Watson)**~~
(Coauthors: Senators Schiff and Watson)
(Coauthor: Assembly Member Brewer)

February 28, 1997

Senate Concurrent Resolution No. 27—Relative to residential facilities.

LEGISLATIVE COUNSEL'S DIGEST

SCR 27, as amended, Kopp. Residential care facilities.

This measure would create the Care Facilities Task Force consisting of representatives from local government and social service groups to analyze issues related to funding, dispersal, and oversight of residential care facilities. The measure would require the Legislative Analyst to organize the prescribed task force, with the first meeting scheduled no later than ~~October 1, 1997~~ *one month after the resolution becomes effective*.

The measure would require the task force to submit a report to the Governor and the Legislature on or before ~~March 31, 1998~~ *January 31, 1998*.

Fiscal committee: no.

- 1 WHEREAS, The licensure of residential care facilities
- 2 is the responsibility of the State of California; and

1 WHEREAS, A “residential facility” is defined as any
2 family home, group care facility, or similar facility for
3 24-hour nonmedical care of *a* person in need of personal
4 services, supervision, or assistance essential for sustaining
5 the activities of daily living or for the protection of the
6 individual; and

7 WHEREAS, It is recognized that these facilities play an
8 integral role in the integration of persons with certain
9 needs into the mainstream of residential living; and

10 WHEREAS, It is, however, “the policy of the state to
11 prevent overconcentrations of residential care facilities
12 that impair the integrity of residential neighborhoods”;
13 and

14 WHEREAS, Local governments report an increasing
15 number of complaints from citizens and neighborhood
16 groups regarding the dispersal of these facilities; and

17 WHEREAS, Social service group proponents point out
18 that funding for residential care has been inadequate
19 which has tended to cause residential care facilities in
20 many instances to cluster together in generally more
21 affordable areas; and

22 WHEREAS, The overconcentration of residential care
23 facilities can adversely affect neighborhoods; and be
24 detrimental to the clients; now, therefore, be it

25 *Resolved by the Senate of the State of California, the*
26 *Assembly thereof concurring,* That it is the intent of the
27 Legislature that a task force consisting of representatives
28 from local government and social service groups shall be
29 established to analyze the issues related to funding,
30 dispersal, and oversight of residential care facilities; and
31 be it further

32 *Resolved,* That the Care Facilities Task Force is hereby
33 created. The Legislative Analyst shall be responsible for
34 the initial organization of the task force pursuant to this
35 resolution. The task force shall have the following duties:

36 (1) To analyze and review issues related to the
37 integration and dispersal of residential care facilities
38 licensed by the state, serving those populations identified
39 by the resolution, and those not currently licensed by the
40 state.



1 (2) To examine current state licensing responsibilities,
2 including, but not limited to, the adequacy of the agency
3 resources ~~effectively~~ *to effectively* execute its
4 enforcement duties.

5 (3) To examine the responsibilities of local
6 governments in the oversight of residential care facilities.

7 (4) To make recommendations regarding state
8 regulation of residential care facilities based upon
9 findings pursuant to paragraphs (1), (2), and (3). In
10 making its recommendations, the task force shall consider
11 the requirements of the Fair Housing Amendments Act
12 of 1988 (42 U.S.C. Sec. 3600 et seq.); and be it further

13 *Resolved*, That the task force shall be composed of 16
14 members as follows:

15 (1) Eight members from local government. The
16 League of California Cities and California State
17 Association of Counties shall select six city
18 representatives and two county representatives.

19 (2) Eight members from social service groups. In
20 consultation with the Legislature, the Legislative Analyst
21 shall contact social service groups and organizations. The
22 Legislative Analyst shall request and ensure that the
23 social service groups and organizations shall select at least
24 one task *force* member to represent each of the six
25 categories of persons:

26 (A) Persons with ~~development~~ *developmental*
27 disabilities.

28 (B) Persons with mental disabilities.

29 (C) Persons with drug or alcohol addiction.

30 (D) Foster children, *including dependents and wards*
31 *of the court*.

32 (E) Persons affected by fair housing issues.

33 (F) Persons in halfway houses under the jurisdiction of
34 the Department of Corrections.

35 (G) Two additional members from any of the above
36 ~~groups~~ *groups*.

37 (3) Representatives from the following entities shall
38 be invited to be advisory members of the task force:

39 (A) State Department of Social Services.

40 (B) State Department of Alcohol and Drug Programs.



- 1 (C) State Department of Developmental Services.
- 2 (D) State Department of Mental Health.
- 3 (E) Department of Corrections.
- 4 (F) *California Mental Health Association.*
- 5 (G) *Chief Probation Officers of California.*
- 6 (H) Senate Committee on Health and Human
- 7 Services.
- 8 ~~(G)~~
- 9 (I) Assembly Committee on Human Services.
- 10 ~~(H)~~
- 11 (J) Legislative Analyst; and be it further
- 12 *Resolved*, That the Legislative Analyst shall schedule
- 13 and make the necessary arrangements for the first
- 14 meeting of the Care Facilities Task Force, that the first
- 15 meeting shall be scheduled no later than ~~October 1, 1997~~
- 16 *one month after this resolution is chaptered by the*
- 17 *Secretary of State*, that at the first meeting of the task
- 18 force, the first order of business shall be the election of
- 19 cochairpersons, and that one chairperson shall be elected
- 20 by and from the local government representatives and
- 21 one chairperson shall be elected by and from
- 22 representatives of the social service groups and
- 23 organizations; and be it further
- 24 *Resolved*, That all members of the task force shall serve
- 25 ~~on a volunteer basis, that to the extent possible, meetings of~~
- 26 *on a volunteer basis, that to the extent possible, meetings*
- 27 *of the task force shall be held in Sacramento, and that*
- 28 *members of the task force shall not receive travel*
- 29 *reimbursement; and be it further*
- 30 *Resolved*, That the task force shall submit a report of its
- 31 findings and recommendations to the Governor and the
- 32 Legislature on or before ~~March 31, 1998~~ *January 31, 1998.*

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