

**Senate Concurrent Resolution No. 27**

RESOLUTION CHAPTER 96

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

[Filed with Secretary of State September 4, 1997.]

LEGISLATIVE COUNSEL'S DIGEST

SCR 27, 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 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 January 31, 1998.

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

WHEREAS, A "residential facility" is defined as any family home, group care facility, or similar facility for 24-hour nonmedical care of a person in need of personal services, supervision, or assistance essential for sustaining the activities of daily living or for the protection of the individual; and

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

WHEREAS, It is, however, "the policy of the state to prevent overconcentrations of residential care facilities that impair the integrity of residential neighborhoods"; and

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

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

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

*Resolved by the Senate of the State of California, the Assembly thereof concurring,* That it is the intent of the Legislature that a task



force consisting of representatives from local government and social service groups shall be established to analyze the issues related to funding, dispersal, and oversight of residential care facilities; and be it further

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

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

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

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

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

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

(1) Eight members from local government. The League of California Cities and California State Association of Counties shall select four city representatives and four county representatives.

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

(A) Persons with developmental disabilities.

(B) Persons with mental disabilities.

(C) Persons with drug or alcohol addiction.

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

(E) Persons affected by fair housing issues.

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

(G) Two additional members from any of the above groups.

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

(A) State Department of Social Services.

(B) State Department of Alcohol and Drug Programs.

(C) State Department of Developmental Services.

(D) State Department of Mental Health.



- (E) Department of Corrections.
- (F) California Mental Health Association.
- (G) Chief Probation Officers of California.
- (H) Senate Committee on Health and Human Services.
- (I) Assembly Committee on Human Services.
- (J) Legislative Analyst; and be it further

*Resolved*, That the Legislative Analyst shall schedule and make the necessary arrangements for the first meeting of the Care Facilities Task Force, that the first meeting shall be scheduled no later than one month after this resolution is chaptered by the Secretary of State, that at the first meeting of the task force, the first order of business shall be the election of cochairpersons, and that one chairperson shall be elected by and from the local government representatives and one chairperson shall be elected by and from representatives of the social service groups and organizations; and be it further

*Resolved*, That all members of the task force shall serve on a volunteer basis, that to the extent possible, meetings of the task force shall be held in Sacramento, and that members of the task force shall not receive travel reimbursement; and be it further

*Resolved*, That the task force shall submit a report of its findings and recommendations to the Governor and the Legislature on or before January 31, 1998.

