

NOTICE OF PROPOSED CHANGES IN REGULATIONS OF THE
CALIFORNIA DEPARTMENT OF SOCIAL SERVICES (CDSS)

ITEM # 1 Child Care Intercounty Transfers

CDSS hereby gives notice of the proposed regulatory action(s) described below. Any person interested may present statements or arguments orally or in writing relevant to the proposed regulations at a public hearing to be held November 12, 2003, as follows:

November 12, 2003
Office Building # 9
744 P St. Auditorium
Sacramento, California

The public hearing will convene at 10:00 a.m. and will remain open only as long as attendees are presenting testimony. The Department will adjourn the hearing immediately following the completion of testimony presentations. The above-referenced facility is accessible to persons with disabilities. If you are in need of a language interpreter at the hearing (including sign language), please notify the Department at least two weeks prior to the hearing.

Statements or arguments relating to the proposals may also be submitted in writing, e-mail, or by facsimile to the address/number listed below. All comments must be received by 5:00 p.m. on November 12, 2003.

CDSS, upon its own motion or at the instance of any interested party, may adopt the proposals substantially as described or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of nonsubstantive, technical, or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption to all persons who testify or submit written comments during the public comment period, and all persons who request notification. Please address requests for regulations as modified to the agency representative identified below.

Copies of the express terms of the proposed regulations and the Initial Statement of Reasons are available from the office listed below. This notice, the Initial Statement of Reasons and the text of the proposed regulations are available on the internet at <http://www.dss.cahwnet.gov/ord>. Additionally, all the information which the Department considered as the basis for these proposed regulations (i.e., rulemaking file) is available for public reading/perusal at the address listed below.

Following the public hearing, copies of the Final Statement of Reasons will be available from the office listed below.

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CHAPTERS

Manual of Policies and Procedures, Division 47 (CalWORKs Child Care), Chapter 47-100 (The Stage One Child Care Program), Section 47-110 (Definitions); and Chapter 47-300 (Responsibilities of the County), Section 47-310 (Intercounty Transfers).

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Current CalWORKs Child Care regulations provide a description of individuals including children, CalWORKs clients and child care providers, who are eligible to participate in this program. They also include a description of county responsibilities for operating Stage One of the CalWORKs Child Care Program, including optional provisions that counties may implement if needed to meet the child care needs of participants in their county. However, they do not address Intercounty Transfers situations. These proposed regulations will minimize the disruption of Stage One child care services for current recipients when transferring from one county to another. They will assure consistency in the regulations during those time periods of an Intercounty Transfer when Stage One child care must be provided.

These proposed regulations also specify the responsibility of the first county to inform the client to apply for child care in the new county. It also requires the second county to establish a child care case during the cash aid transfer period when the client applies for and meets child care eligibility requirements. These regulations provide standards for which county has payment responsibility when a client moves to a new county. Additionally, the regulations specify reasonable time periods for both counties to ensure that current and former CalWORKs clients receive Stage One child care services when transferring from one county to another without a delay.

COST ESTIMATE

1. Costs or Savings to State Agencies: None.
2. Costs to Local Agencies or School Districts: N/A
3. Nondiscretionary Costs or Savings to Local Agencies: None.
4. Federal Funding to State Agencies: None.

LOCAL MANDATE STATEMENT

These regulations do impose a mandate on local agencies, but not on local school districts. There are no reimbursable state-mandated costs because these regulations only make technical nonsubstantive or clarifying changes.

STATEMENT OF SIGNIFICANT ADVERSE ECONOMIC IMPACT ON BUSINESS

CDSS has made an initial determination that the proposed action will not have a significant, statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states.

STATEMENT OF POTENTIAL COST IMPACT ON PRIVATE PERSONS OR BUSINESSES

CDSS is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

SMALL BUSINESS IMPACT STATEMENT

These proposed regulations would not affect small business as they regulate county responsibilities during intercounty transfers. These regulations ensure continuous child care services when transferring from one county to another. The cost of such services is included in existing allocations to counties.

ASSESSMENT OF JOB CREATION OR ELIMINATION

The adoption of the proposed amendments will neither create nor eliminate jobs in the State of California nor result in the elimination of existing businesses or create or expand businesses in the State of California.

STATEMENT OF EFFECT ON HOUSING COSTS

The proposed regulatory action will have no effect on housing costs.

STATEMENT OF ALTERNATIVES CONSIDERED

CDSS must determine that no reasonable alternative considered or that has otherwise been identified and brought to the attention of CDSS would be more effective in carrying out the purpose for which the regulations are proposed or would be as effective and less burdensome to affected private persons than the proposed action.

AUTHORITY AND REFERENCE CITATIONS

CDSS adopts these regulations under the authority granted in Welfare and Institutions Code Section 10553 and 10554. Subject regulations implement and make specific Welfare and Institutions Code Section 10553 and 10554.

CDSS REPRESENTATIVE REGARDING RULEMAKING PROCESS OF THE PROPOSED REGULATION

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AGENDA ITEM FOR THIS PUBLIC HEARING - November 12, 2003

ITEM #1 ORD #0603-16 Child Care Intercounty Transfers

ITEM #2 ORD #1002-24 CCL Transitional Housing Placement Program