

DEPARTMENT OF SOCIAL SERVICES

744 P Street, Sacramento, CA 95814



April 5, 1991

ALL-COUNTY INFORMATION NOTICE NO. I-37-91

TO: ALL-COUNTY WELFARE DIRECTORS

SUBJECT: TITLE XX BLOCK GRANT PREEXPENDITURE REPORT

Attached for your review and comment is a copy of California's Proposed Title XX Block Grant Preexpenditure Report for the period July 1, 1991 through June 30, 1992. If you wish to make comments, please submit them by July 1, 1991 to:

Department of Social Services
Adult Services Branch
744 P Street, MS 6-536
Sacramento, CA 95814

If you have any questions, please contact Ms. Chris Greb at (916) 322-0197.

A handwritten signature in cursive script, appearing to read "Loren D. Suter".

LOREN D. SUTER
Deputy Director
Adult and Family Services

Attachment

cc: CWDA

TITLE XX BLOCK GRANT PREEXPENDITURE REPORT

July 1, 1991 through June 30, 1992



Prepared by

ADULT AND FAMILY SERVICES DIVISION

STATE OF CALIFORNIA
Pete Wilson, Governor
HEALTH AND WELFARE AGENCY
DEPARTMENT OF SOCIAL SERVICES

INTRODUCTION

This document is California's Title XX Block Grant Preexpenditure Report for the period July 1, 1991 through June 30, 1992. The report is prepared in conformance with Federal and State requirements and contains a description of the social services programs California will offer during the 1991/92 State Fiscal Year (FY) funded under Title XX of the Social Security Act.

Since October 1981, Federal monies for social services have been given to the States as a Block Grant for Social Services. In order to qualify for these funds, a state must prepare and announce an expenditure plan prior to the start of the state FY. This report presents that plan.

Copies of the report are being made available to all agencies and persons on the Department's mailing list for public hearings. additional copies may be obtained through request of the Department. Public comments concerning this report are welcome, and must be received no later than July 1, 1991. They should be addressed to:

State Department of Social Services
Adult Services Bureau
744 p Street, MS 6-536
Sacramento, CA 95814

I. CALIFORNIA'S SOCIAL SERVICES SYSTEM

The public social services system in California is administered locally by each of the 58 Counties and is supervised by the State through the Department of Social Services. The State-County system addresses the five Federal services goals under Title XX through an array of 21 social services. Eight of these social services have been designated as "mandatory" and must be provided within each County. Thirteen of the Social Services are designated as "optional" and each County may elect to provide any, all or none. The decision concerning which of the optional services a County will provide is totally a local decision based on local needs, priorities and resources. The total level of social services available within the State is subject to yearly appropriations by the State legislature, Congress and, to a lesser extent, individual County Boards of Supervisors.

The eight mandated and thirteen optional social services are:

MANDATED SERVICES

- Information and Referral
- Emergency Response
- Family Maintenance
- Family Reunification
- Permanent Placement
- Out-of-Home Care for Adults
- In-Home Supportive Services
- Protective Services for Adults

OPTIONAL SERVICES

- Special Care for Children in Their Own Homes
- Home Management and Other Functional Educational
- Employment/Education Training
- Services for Children with Special Problems
- Services to Alleviate or Prevent Family Problems
- Sustenance
- Housing Referral Services
- Legal Referral Services
- Diagnostic Treatment Services for Children
- Special Services for the Blind
- Special Services for Adults
- Services for Disabled
- Services for County Jail Inmates

II. INTENDED USE OF BLOCK GRANT

It is the State's intent to use the Title XX Social Services Block Grant funds to assist in funding benefits under the State-mandated In-Home Supportive Services (IHSS) program during the state FY beginning July 1, 1991 and ending June 30, 1992. The Block Grant will not be used to fund any of the other social services. By using Title XX funding only in the IHSS program, the State and Counties are able to avoid unnecessary duplicate accounting and other administrative complexities. It is important to note that this funding alignment is a continuation from prior years and does not represent a change in any of the services or service levels. The other 20 services programs will continue to be funded by the State General fund and other, non-Title XX Federal funding sources currently used for the social services system.

III. THE IN-HOME SUPPORTIVE SERVICES PROGRAM

The following section describes the IHSS program, the types of activities to be supported and the categories and characteristics of the individuals to be served. This section is followed by a fiscal display which includes the intended use of the Title XX Block Grant and by a statement of assurances that the State intends to comply with specific Federal statutes and regulations.

A. Intent of the IHSS Program

As expressed in the California Welfare and Institutions Code (W&IC) Section 12300, the intent of the IHSS Program is to provide those supportive services to aged, blind, or disabled persons who are unable to perform the services themselves and who cannot remain safely in their homes or abodes of their choosing unless such services are provided. Limits on the IHSS Program are those contained in the W&IC and imposed by the annual Budget Act.

W&IC Section 12300 describes supportive services to include, to the extent funds allow, "domestic services and services related to domestic services, heavy cleaning, nonmedical personal services, accompaniment by a provider when needed during necessary travel to health related appointments or to alternative resource sites and other essential transportation as determined by the director, yard hazard abatement, protective supervision, teaching and demonstration directed at reducing the need for other supportive services, and paramedical services which make it possible for the recipient to establish and maintain an independent living arrangement".

The IHSS Program addresses two of the five Federal goals under Title XX:

- Goal 3. Preventing or remedying neglect, abuse, or exploitation of children and adults unable to protect their own interests; or preserving, rehabilitating, or reuniting families.
- Goal 4. Preventing or reducing inappropriate institutional care by providing for community-based care, home-based care, or other forms of less intensive care.

B. IHSS Delivery Modes

Service is provided to the recipient at the local level through three possible delivery modes: individual provider; contracted provider; and County employed staff. Approximately 91.0 percent of the recipients are served by individual providers who are hired directly by a recipient. Approximately 8.6 percent of the recipients are served by profit or nonprofit home care agencies under contract with the Counties. Approximately .4 percent of IHSS recipients are served by County employed staff. County staff are also available to assist recipients in selecting and supervising their individual providers.

C. Recipient Characteristics

For State FY 1991/92, the IHSS Program will be serving an estimated 167,000 recipients monthly. Based on the Recipient Summary Characteristics Report, it is estimated that 57.7 percent of all IHSS recipients are aged, 3.7 percent are blind, and 38.6 percent are disabled. Of the total IHSS caseload, 90.0 percent are eligible as recipients of Supplemental Security Income/State Supplemental Program (SSI/SSP) benefits (status eligible), 10.0 percent are eligible due to low income (income eligible) and 67.9 percent of the income eligible recipients must pay a share-of-cost for IHSS. Approximately 20.1 percent of all recipients fit the classification of severely impaired while 79.9 percent are considered non-severely impaired. Severely impaired recipients are defined as those people needing assistance of at least 20 hours per week to carry out any or all of the following functions of daily living, including routine bodily functions, such as bowel and bladder care and respiration assistance; dressing, oral hygiene and grooming; preparation and consumption of food and meal cleanup for individuals who require assistance with the preparation and consumption of food; moving in and out of bed, other assistance in transferring, turning in bed, and other repositioning; bathing, routine bed baths, and washing; ambulation and care and assistance with prostheses; rubbing of skin to promote circulation; paramedical services; any other function of daily living as determined by the Director (W&IC 12304e). The classification as severely impaired or non-severely impaired becomes important in the IHSS Program since severely impaired recipients are authorized a significantly higher benefit level than are non-severely impaired recipients. For FY 1991/92, the severely impaired monthly maximum is 283 hours, while the non-severely impaired monthly maximum is 195 hours.

D. IHSS Program Eligibility

In-Home Supportive Services are available to aged, blind, or disabled individuals who require such services and who:

- a. Currently receive SSI/SSP benefits; or
- b. Meet all SSI/SSP eligibility criteria; including income, but do not receive SSI/SSP benefits; or
- c. Meet all SSI/SSP criteria except for income in excess of SSI/SSP eligibility standards.

For those individuals who have income in excess of SSI/SSP eligibility standards, this excess income, called net nonexempt income, shall be applied to the cost of IHSS.

E. IHSS Program Components or Contents

The following is a listing of the services that make up the IHSS program. The authorized services are contained within Section 30-757 of the State Department of Social Services Manual of Policies and Procedures (MPP). All eligibility criteria listed in Chapter 30-700 of that manual must be met in order to authorize any of the IHSS Program components.

1. Domestic Services
2. Heavy Cleaning
3. Meal Preparation
4. Meal cleanup for individuals who require assistance with the preparation and consumption of food
5. Restaurant Meal Allowance
6. Routine Laundry
7. Reasonable Shopping
8. Nonmedical Personal Services
9. Transportation Accompaniment
10. Yard Hazard Abatement
11. Protective Supervision
12. Paramedical Services
13. Teaching and Demonstration

IV. FISCAL DISPLAY

TABLE I

Federal Title XX Allocation

State FY 1989/90 (Actual)	State FY 1990/91 (Estimated)	State FY 1991/92 <u>1/</u> (Estimated)
\$310.7 million	\$319.1 million	\$324.7 million

TABLE II

Comparison of Social Services' Program Expenditure 2/

	State FY 1989/90 (Actual)	State FY 1990/91 (Estimated)	State FY 1991/92 (Appropriation)
Non-Federal	\$872.2 million	\$903.5 million	\$1013.4 million
Federal (including Title XX)	\$540.4 million	\$649.3 million	\$673.2 million
TOTAL	\$1412.6 million	\$1552.8 million	\$1686.6 million

TABLE III

State FY 1991/92 Proposed Funding 3/

Counties	\$ 19.3 million
State	\$396.4 million
Federal	\$331.1 million
Total	\$746.8 million

1/ - Federal Register/Vol. 55, No. 231, November 30, 1990

2/ - Includes In-Home Supportive Services

3/ - Includes funds from the Low Income Energy Assistance program. All funds identified for "In-Home Supportive Services" (including the Block Grant) are used solely for the provision of services through the three delivery modes described in Paragraph III B, above.

V. ASSURANCES

The State Department of Social Services assures that this program has been, and will continue to be administered in compliance with 45 CFR Parts 80, 84, 86, 90 and 91 so that no person shall, on the grounds of race, color, national origin, age, sex or condition of physical or mental disability, be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination under this program.

CERTIFICATION REGARDING LOBBYING

CERTIFICATION FOR CONTRACTS, GRANTS, LOANS,
AND COOPERATIVE AGREEMENTS

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal amendment, or modification of any Federal contract, grant, loan or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or a Member of Congress in connection with this Federal contract, grant, loan or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

ORGANIZATION

AUTHORIZED SIGNATURE

TITLE

DATE

CERTIFICATION REGARDING DEBARMENT, SUSPENSION, AND OTHER
RESPONSIBILITY MATTERS - PRIMARY COVERED TRANSACTIONS

By signing and submitting this proposal, the applicant, defined as the primary participant in accordance with 45 CFR Part 76, certifies to the best of its knowledge and belief that it and its principals:

(a) are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal Department or Agency;

(b) have not within a 3-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

(c) are not presently indicted or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any offenses enumerated in paragraph (1)(b) of this certification; and

(d) have not within a 3-year period preceding this application proposal had one or more public transactions (Federal, State or local) terminated for cause or default.

The inability of a person to provide the certification required above will not necessarily result in denial of participation in this covered transaction. If necessary, the prospective participant shall submit an explanation of why it cannot provide the certification. The certification or explanation will be considered in connection with the Department of Health and Human Services (HHS) determination whether to enter into this transaction. However, failure of the prospective primary participant to furnish a certification or an explanation shall disqualify such person from participation in this transaction.

The prospective primary participant agrees that by submitting this proposal, it will include the clause entitled "Certification Regarding Debarment, Suspension, Ineligibility, and Voluntary Exclusion - Lower Tier Covered Transaction" provided below without modification in all lower tier covered transactions and in all solicitations for lower tier covered transactions.

U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES
CERTIFICATION REGARDING
DRUG-FREE WORKPLACE REQUIREMENTS
GRANTEES OTHER THAN INDIVIDUALS

By signing and/or submitting this application or grant agreement, the grantee is providing the certification set out below.

This certification is required by regulations implementing the Drug-Free Workplace Act of 1988, 45 CFR Part 76, Subpart F. The regulations, published in the January 31, 1989 Federal Register, require certification by grantees that they will maintain a drug-free workplace. The certification set out below is a material representation of fact upon which reliance will be placed when HHS determines to award the grant. False certification or violation of the certification shall be grounds for suspension of payments, suspension or termination of grants, or governmentwide suspension or debarment.

The grantee certifies that it will provide a drug-free workplace by:

- (a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the grantees workplace and specifying the actions that will be taken against employees for violation of such prohibition;
- (b) Establishing a drug-free awareness program to inform employees about:
 - (1) The dangers of drug abuse in the workplace;
 - (2) The grantee's policy of maintaining a drug-free workplace;
 - (3) Any available drug counseling, rehabilitation, and employee assistance programs; and,
 - (4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
- (c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (a);
- (d) Notifying the employee in the statement requires by paragraph (a) that, as a condition of employment under the grant, the employee will:
 - (1) Abide by the terms of the statement; and,
 - (2) Notify the employer of any criminal drug statute conviction for a violation occurring in the workplace no later than five days after such conviction;
- (e) Notifying the agency within ten days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction;

- (f) Taking one of the following actions, within 30 days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted:
 - (1) Taking appropriate personnel action against such an employee, up to and including termination; or
 - (2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;

- (g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e) and (f).