Hearing Date: August 1, 2008 J:\MANDATES\2000\tc\00-tc-23\Ps&Gs\FSA.doc

# ITEM 9

# FINAL STAFF ANALYSIS PROPOSED PARAMETERS AND GUIDELINES

Welfare and Institutions Code Sections 12301.3, 12301.4 and 12302.25

Statutes 1999, Chapter 90 Statutes 2000, Chapter 445

In-Home Supportive Services II 00-TC-23

County of San Bernardino, Claimant

# **EXECUTIVE SUMMARY**

The test claim statutes, in part, address the form in which in-home supportive services care providers are employed, referred to as the "mode of service," including requiring that all counties establish an employer of record for IHSS providers, other than the recipient of the services. The test claim statutes also provide that "[e]ach county shall appoint an in-home supportive services advisory committee that shall be comprised of not more than 11 individuals."

On April 16, 2007, the Commission on State Mandates (Commission) adopted a Statement of Decision finding that the test claim legislation imposes a partially reimbursable state-mandated program upon counties within the meaning of article XIII B, section 6 of the California Constitution and Government Code section 17514. Commission staff issued the Statement of Decision and draft parameters and guidelines on June 6, 2007. The proposed reimbursable activities were limited to those approved in the Statement of Decision. No comments were filed on the draft.

On July 1, 2008, Commission staff issued the draft staff analysis and modified proposed parameters and guidelines. Staff proposed minor changes to the original draft as described below.

Additional background was added to Section I, Summary of the Mandate, language regarding the filing of estimated claims was deleted, and Section VII, Offsetting Revenues and Reimbursements, was revised to clarify the Commission's finding regarding offsets for this test claim.

On July 14, 2008, claimant and the Department of Finance each submitted comments concurring with the draft staff analysis and modified proposed parameters and guidelines. Therefore, staff made no further changes to the modified proposed parameters and guidelines.

1

## **Staff Recommendation**

Staff recommends that the Commission adopt the proposed parameters and guidelines, as modified by staff, beginning on page 7. Staff also recommends that the Commission authorize staff to make any non-substantive, technical corrections to the parameters and guidelines following the hearing.

# STAFF ANALYSIS

# Claimant

County of San Bernardino

#### Chronology Commission adopts Statement of Decision partially approving test claim 04/16/07 Commission staff issues draft parameters and guidelines with the Statement of 06/06/07 Decision, and requests comments from the parties 07/03/07 DSS requests reconsideration of the Statement of Decision Commission staff issues staff analysis and proposed Statement of Decision on the 07/13/07 request for reconsideration 07/26/07 Commission denies the request for reconsideration Commission staff issues Statement of Decision on the request for reconsideration 07/31/07 and clarifies that the parameters and guidelines phase proceeds Commission staff issues draft staff analysis and modified proposed parameters 06/27/08 and guidelines Claimant submits comments on the draft staff analysis and modified proposed 07/14/08 parameters and guidelines Commission staff issues final staff analysis and modified proposed parameters 07/16/08 and guidelines

## Summary of the Mandate

The test claim statutes, in part, address the form in which in-home supportive services care providers are employed, referred to as the "mode of service," including requiring that all counties establish an employer of record for IHSS providers, other than the recipient of the services. The test claim statutes also provide that "[e]ach county shall appoint an in-home supportive services advisory committee that shall be comprised of not more than 11 individuals."

On April 16, 2007, the Commission on State Mandates (Commission) adopted a Statement of Decision finding that the test claim legislation imposes a partially reimbursable state-mandated program upon counties within the meaning of article XIII B, section 6 of the California Constitution and Government Code section 17514. The Commission approved this test claim for the following reimbursable activities:

• Each county shall establish an employer for in-home supportive service providers. This activity is limited to the administrative costs of establishing an employer of record through a public authority, nonprofit consortium, contract, county administration of the individual provider mode, county civil service personnel, or mixed modes of service. It does not include mandate reimbursement for any increased wages or benefits that may be negotiated depending on the mode of service adopted, or any activities related to

collective bargaining. (Welf. & Inst. Code, § 12302.25, subd. (a).)<sup>1</sup> (July 12, 1999, until December 31, 2002.)

- Counties with an IHSS caseload of more than 500 shall be required to offer an individual provider employer option upon request of a recipient, and in addition to a county's selected method of establishing an employer for in-home supportive service providers. This activity is limited to the administrative costs of establishing an employer of record in the individual provider mode, upon request. It does not include mandate reimbursement for any increased wages or benefits that may be negotiated, or any activities related to collective bargaining. (Welf. & Inst. Code, § 12302.25, subd. (a).)<sup>2</sup>
- Each county that does not qualify for the exception provided in section 12301.3, subdivision (d), shall appoint an in-home supportive services advisory committee that shall be comprised of not more than 11 individuals, with membership as required by section 12301.3, subdivision (a): "No less than 50 percent of the membership of the advisory committee shall be individuals who are current or past users of personal assistance services paid for through public or private funds or as recipients of services under this article." (Welf. & Inst. Code, §§ 12301.3, subd. (a), 12302.25, subd. (d).)<sup>3</sup>
- Effective September 14, 2000, counties shall appoint membership of the advisory committee in compliance with Welfare and Institutions Code section 12301.3, subdivision (a)(1) and (a)(4):

In counties with fewer than 500 IHSS recipients, at least one member of the advisory committee shall be a current or former provider of in-home supportive services; in counties with 500 or more IHSS recipients, at least two members of the advisory committee shall be a current or former provider of in-home supportive services.

A county board of supervisors shall not appoint more than one county employee as a member of the advisory committee. (Welf. & Inst. Code, § 12301.3, subd. (a).)<sup>4</sup>

Prior to the appointment of members to a committee required by section 12301.3, subdivision (a), the county board of supervisors shall solicit recommendations for qualified members through a fair and open process that includes the provision of reasonable written notice to, and reasonable response time by, members of the general public and interested persons and organizations. (Welf. & Inst. Code, § 12301.3, subd. (b).)<sup>5</sup>

<sup>&</sup>lt;sup>1</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).

<sup>&</sup>lt;sup>2</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).

<sup>&</sup>lt;sup>3</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)

<sup>&</sup>lt;sup>4</sup> As amended by Statutes 2000, chapter 445 (oper. Sept. 14, 2000.)

<sup>&</sup>lt;sup>5</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)

- The county shall solicit recommendations from the advisory committee on the preferred mode or modes of service to be utilized in the county for in-home supportive services. (Welf. & Inst. Code, § 12302.25, subd. (d).)<sup>6</sup>
- The advisory committee shall submit recommendations to the county board of supervisors on the preferred mode or modes of service to be utilized in the county for inhome supportive services. (Welf. & Inst. Code, § 12301.3, subd. (c).)<sup>7</sup>
- Each county shall take into account the advice and recommendations of the in-home supportive services advisory committee, as established pursuant to Section 12301.3, prior to making policy and funding decisions about IHSS on an ongoing basis. (Welf. & Inst. Code, § 12302.25, subd. (e).)<sup>8</sup>
- One advisory committee formed pursuant to sections 12301.3 or 12301.6, shall provide ongoing advice and recommendations regarding in-home supportive services to the county board of supervisors, any administrative body in the county that is related to the delivery and administration of in-home supportive services, and the governing body and administrative agency of the public authority, nonprofit consortium, contractor, and public employees. (Welf. & Inst. Code, § 12301.4.)<sup>9</sup>

The Commission also concluded that all claims for reimbursement for the approved activities must be offset by any funds already received from state or federal sources, including funds allocated for the direct costs of the advisory committee. The Commission further concluded that Government Code section 16262.5, and Welfare and Institutions Code sections 12301.6, 12301.8, 12302.7, 12303.4, 12306.1, 14132.95, 17600 and 17600.110, as pled, along with any other test claim statutes and allegations not specifically approved above, do not impose a program, or a new program or higher level of service, subject to article XIII B, section 6.

#### Discussion

Commission staff issued the Statement of Decision and draft parameters and guidelines on June 6, 2007.<sup>10</sup> The proposed reimbursable activities were limited to those approved in the Statement of Decision. No comments were filed on the draft.

Commission staff issued the draft staff analysis and modified proposed parameters and guidelines on July 1, 2008. Staff proposed minor changes to the original draft as described below.

#### Summary of the Mandate

Additional background was added to Section I, Summary of the Mandate.

<sup>&</sup>lt;sup>6</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)

<sup>&</sup>lt;sup>7</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)

<sup>&</sup>lt;sup>8</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)

<sup>&</sup>lt;sup>9</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).

<sup>&</sup>lt;sup>10</sup> Exhibit A.

## Period of Reimbursement

Language regarding estimated claims in this section of the parameters and guidelines was stricken in the proposed parameters and guidelines. On February 16, 2008, Statutes 2008, chapter 6 (ABX3 8) became effective and repealed the authority for eligible claimants to file and be paid for estimated reimbursement claims.

#### Offsetting Revenues and Reimbursements

Staff revised Section VII, Offsetting Revenues and Reimbursements, to clarify the Commission's finding regarding offsets for this test claim. The Commission's Statement of Decision states the following regarding offsetting reimbursements:

However, DOF specifically argues that the claimant has been provided with funding for the advisory committee activities and that Government Code section 17556, subdivision (e) applies to deny a mandate finding.<sup>11</sup> In the response to comments filed September 9, 2002, page 5, the claimant asserts that of the \$11,944 already claimed for the advisory committee expenses "[t]he costs for the Advisory Committee alone have exceeded several times the allotment actually paid by the Department of Social Services."

While state funds already provided must be used to offset any mandate reimbursement claimed, the claimant has provided a declaration that their administrative costs of forming and operating the advisory committee are not being fully reimbursed. To further support this claim, the claimant provided a copy of DSS claiming instructions for the January- March 2001 quarter, which allowed for 100 percent of "IHSS Advisory Committee/Direct Costs," retroactive to July 2000, but required claims for reimbursement of county administrative costs "for supporting the IHSS Advisory Committee," be charged separately under the standard claiming instructions for IHSS. Specifically the document states:

Costs incurred by the County Welfare Department (CWD) for supporting the IHSS Advisory Committee are not allowable for reimbursement under these codes. Any CWD costs for providing support activities for the IHSS Advisory Committee should be charged to the appropriate IHSS/PCSP claim codes on the County Expense Claim (CEC.)<sup>12</sup>

This requires a county share of costs as required by Welfare and Institutions Code section 12306.<sup>13</sup> Section 12306 requires that the state and county share nonfederal administrative costs of IHSS in a 65 percent state/35 percent county split. Requiring the claimant to maintain this share of costs for a mandated new

<sup>&</sup>lt;sup>11</sup> DOF Comments, page 1, filed March 6, 2002. DOF's March 28, 2007 comments also include a chart showing funds appropriated for the "IHSS Advisory Committee" through 2005-06.

<sup>&</sup>lt;sup>12</sup> County Fiscal Letter (CFL) No. 00/01-48, page 3, issued December 22, 2000, by DSS. (Also, Exh., 2 to Claimant's Response to Comments.)

<sup>&</sup>lt;sup>13</sup> Claimant Response to Comments, page 5, filed September 9, 2002.

program or higher level of service would defeat the stated purpose of article XIII B, section 6 to "provide a subvention of funds to reimburse that local government for the costs of the program or increased level of service."

Various DSS County Fiscal Letters show that funds have been allocated for reimbursing counties for the direct costs of the mandatory advisory committee on an annual basis since July 2000.<sup>14</sup> However, the reimbursement period for this test claim begins on the operative date of Statutes 1999, chapter 90--July 12, 1999. In addition, the state could also fail to allocate such funds in any future budget year.<sup>15</sup>

Section VII of the proposed parameters and guidelines identifies Welfare and Institutions Code section 12301.4, subdivision (b), which provides that each county shall be eligible to receive state reimbursements of administrative costs for one IHSS advisory committee, and the county fiscal letters issued by the Department of Social Services showing the funds that have been allocated to specified counties for the direct costs of the advisory committee from July 2000 through July 2006. Section VII states the following:

Any offsets the claimant experiences in the same program as a result of the same statutes or executive orders found to contain the mandate shall be deducted from the costs claimed. In addition, reimbursement for this mandate from any source, including but not limited to service fees collected; and federal and state funds, including funds allocated for the direct costs of the IHSS advisory committee pursuant to Welfare and Institutions Code section 12301.4, subdivision (b), county fiscal letters issued by the Department of Social Services allocating state and federal funds for the IHSS advisory committee (DSS CFL Nos. Nos. 00/01-14, 00/01-33, 00/01-48, 01/02-12, 02/03-28, 02/03-73, 03/04-46, 03/04-51, 04/05-16, 04/05-22, 04/05-27, 05/06-10, 06/07-02), and future allocations of state and federal funds for the IHSS advisory committee shall be identified and deducted from this claim.

#### Comments on the Draft Staff Analysis

On July 14, 2008, claimant and the Department of Finance each submitted comments concurring with the draft staff analysis and modified proposed parameters and guidelines.<sup>16</sup>, <sup>17</sup> Therefore, staff made no further changes to the modified proposed parameters and guidelines.

<sup>15</sup> In *Carmel Valley Fire Protection Dist. v. State* (2001) 25 Cal.4th 287, 299, the Court discussed that, subject only to the Governor's veto power, the Legislature has the power to determine how funds are expended in each annual budget: "Legislative determinations relating to expenditures in other respects are binding upon the executive: 'The executive branch, in expending public funds, may not disregard legislatively prescribed directives and limits pertaining to the use of such funds.'"

<sup>16</sup> Exhibit C.

<sup>17</sup> Exhibit D.

<sup>&</sup>lt;sup>14</sup> DSS CFL, Nos. 00/01-14, 00/01-33, 00/01-48, 01/02-12, 02/03-28, 02/03-73, 03/04-46, 03/04-51, 04/05-16, 04/05-22, 04/05-27, 05/06-10, 06/07-02.

# **Staff Recommendation**

Staff recommends that the Commission adopt the proposed parameters and guidelines, as modified by staff, beginning on page 9. Staff also recommends that the Commission authorize staff to make any non-substantive, technical corrections to the parameters and guidelines following the hearing.

. 8

Adopted: August 1, 2008

# PROPOSED PARAMETERS AND GUIDELINES

Welfare and Institutions Code Sections 12301.3, 12301.4 and 12302.25

Statutes 1999, Chapter 90 Statutes 2000, Chapter 445

In-Home Supportive Services II 00-TC-23

County of San Bernardino, Claimant

# I. SUMMARY OF THE MANDATE

The test claim statutes, in part, address the form in which in-home supportive services care providers are employed, referred to as the "mode of service," including requiring that all counties establish an employer of record for IHSS providers, other than the recipient of the services. The test claim statutes also provide that "[e]ach county shall appoint an in-home supportive services advisory committee that shall be comprised of not more than 11 individuals."

On April 16, 2007, the Commission on State Mandates (Commission) adopted a Statement of Decision finding that the test claim legislation imposes a partially reimbursable state-mandated program upon counties within the meaning of article XIII B, section 6 of the California Constitution and Government Code section 17514. The Commission approved this test claim for the following reimbursable activities:

- Each county shall establish an employer for in-home supportive service providers. This activity is limited to the administrative costs of establishing an employer of record through a public authority, nonprofit consortium, contract, county administration of the individual provider mode, county civil service personnel, or mixed modes of service. It does not include mandate reimbursement for any increased wages or benefits that may be negotiated depending on the mode of service adopted, or any activities related to collective bargaining. (Welf. & Inst. Code, § 12302.25, subd. (a).)<sup>1</sup> (July 12, 1999, until December 31, 2002.)
- Counties with an IHSS caseload of more than 500 shall be required to offer an individual provider employer option upon request of a recipient, and in addition to a county's selected method of establishing an employer for in-home supportive service providers. This activity is limited to the administrative costs of establishing an employer of record in the individual provider mode, upon request. It does not include mandate reimbursement for any increased wages or benefits that may be negotiated, or any activities related to collective bargaining. (Welf. & Inst. Code, § 12302.25, subd. (a).)<sup>2</sup>

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• Each county that does not qualify for the exception provided in section 12301.3, subdivision (d), shall appoint an in-home supportive services advisory committee that shall be comprised of not more than 11 individuals, with membership as required by section 12301.3, subdivision (a): "No less than 50 percent of the membership of the advisory committee shall be individuals who are current or past users of personal assistance services paid for through public or private funds or as recipients of services under this article." (Welf. & Inst. Code, §§ 12301.3, subd. (a), 12302.25, subd. (d).)<sup>3</sup>

• Effective September 14, 2000, counties shall appoint membership of the advisory committee in compliance with Welfare and Institutions Code section 12301.3, subdivision (a)(1) and (a)(4):

In counties with fewer than 500 IHSS recipients, at least one member of the advisory committee shall be a current or former provider of in-home supportive services; in counties with 500 or more IHSS recipients, at least two members of the advisory committee shall be a current or former provider of in-home supportive services.

A county board of supervisors shall not appoint more than one county employee as a member of the advisory committee. (Welf. & Inst. Code, § 12301.3, subd. (a).)<sup>4</sup>

- Prior to the appointment of members to a committee required by section 12301.3, subdivision (a), the county board of supervisors shall solicit recommendations for qualified members through a fair and open process that includes the provision of reasonable written notice to, and reasonable response time by, members of the general public and interested persons and organizations. (Welf. & Inst. Code, § 12301.3, subd. (b).)<sup>5</sup>
- The county shall solicit recommendations from the advisory committee on the preferred mode or modes of service to be utilized in the county for in-home supportive services. (Welf. & Inst. Code, § 12302.25, subd. (d).)<sup>6</sup>
- The advisory committee shall submit recommendations to the county board of supervisors on the preferred mode or modes of service to be utilized in the county for inhome supportive services. (Welf. & Inst. Code, § 12301.3, subd. (c).)<sup>7</sup>
- Each county shall take into account the advice and recommendations of the in-home supportive services advisory committee, as established pursuant to Section 12301.3, prior

10

<sup>&</sup>lt;sup>3</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)

<sup>&</sup>lt;sup>4</sup> As amended by Statutes 2000, chapter 445 (oper. Sept. 14, 2000.)

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<sup>&</sup>lt;sup>6</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)

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to making policy and funding decisions about IHSS on an ongoing basis. (Welf. & Inst. Code, § 12302.25, subd. (e).)<sup>8</sup>

• One advisory committee formed pursuant to sections 12301.3 or 12301.6, shall provide ongoing advice and recommendations regarding in-home supportive services to the county board of supervisors, any administrative body in the county that is related to the delivery and administration of in-home supportive services, and the governing body and administrative agency of the public authority, nonprofit consortium, contractor, and public employees. (Welf. & Inst. Code, § 12301.4.)<sup>9</sup>

The Commission concludes that all claims for reimbursement for the approved activities must be offset by any funds already received from state or federal sources, including funds allocated for the direct costs of the advisory committee. The Commission further concludes that Government Code section 16262.5, and Welfare and Institutions Code sections 12301.6, 12301.8, 12302.7, 12303.4, 12306.1, 14132.95, 17600 and 17600.110, as pled, along with any other test claim statutes and allegations not specifically approved above, do not impose a program, or a new program or higher level of service, subject to article XIII B, section 6.

# II. ELIGIBLE CLAIMANTS

Any county, and city and county, that incurs increased costs as a result of this reimbursable statemandated program is eligible to claim reimbursement of those costs.

# III. PERIOD OF REIMBURSEMENT

Government Code section 17557, subdivision (e), states that a test claim shall be submitted on or before June 30 following a given fiscal year to establish eligibility for that fiscal year. The County of San Bernardino filed the test claim on June 29, 2001, establishing eligibility for 1999-2000.

However, the operative date of Statutes 1999, chapter 90 is July 12, 1999; therefore the reimbursement period for this test claim begins no earlier than July 12, 1999. In addition, Welfare and Institutions Code section 12302.25 mandates that the requirements be completed on or before January 1, 2003. Therefore, costs incurred pursuant to Welfare and Institutions Code section 12302.25 are reimbursable from July 12, 1999 through December 31, 2002.

Statutes 2000, chapter 445 has an operative date of September 14, 2000. Therefore, costs incurred pursuant to amendments to Welfare and Institutions Code section 12301.3 by Statutes 2000, chapter 445, are reimbursable no earlier than September 14, 2000.

Actual costs for one fiscal year shall be included in each claim. Estimated costs of the subsequent year may be included on the same claim, if applicable. Pursuant to Government Code section 17561, subdivision (d)(1)(A), all claims for reimbursement of initial fiscal year costs shall be submitted to the State Controller within 120 days of the issuance date for the claiming instructions.

If the total costs for a given fiscal year do not exceed \$1,000, no reimbursement shall be allowed except as otherwise allowed by Government Code section 17564.

11

<sup>&</sup>lt;sup>8</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)

<sup>&</sup>lt;sup>9</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).

# IV. REIMBURSABLE ACTIVITIES

To be eligible for mandated cost reimbursement for any fiscal year, only actual costs may be claimed. Actual costs are those costs actually incurred to implement the mandated activities. Actual costs must be traceable and supported by source documents that show the validity of such costs, when they were incurred, and their relationship to the reimbursable activities. A source document is a document created at or near the same time the actual cost was incurred for the event or activity in question. Source documents may include, but are not limited to, employee time records or time logs, sign-in sheets, invoices, and receipts.

Evidence corroborating the source documents may include, but is not limited to, worksheets, cost allocation reports (system generated), purchase orders, contracts, agendas, training packets, and declarations. Declarations must include a certification or declaration stating, "I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct," and must further comply with the requirements of Code of Civil Procedure section 2015.5. Evidence corroborating the source documents may include data relevant to the reimbursable activities otherwise in compliance with local, state, and federal government requirements. However, corroborating documents cannot be substituted for source documents.

The claimant is only allowed to claim and be reimbursed for increased costs for reimbursable activities identified below. Increased cost is limited to the cost of an activity that the claimant is required to incur as a result of the mandate.

For each eligible claimant, the following activities are reimbursable:

#### A. <u>One-time Activities</u>

- 1. County
  - a) Establishing an employer for in-home supportive service providers. This activity is limited to the administrative costs of establishing an employer of record through a public authority, nonprofit consortium, contract, county administration of the individual provider mode, county civil service personnel, or mixed modes of service. (Reimbursement period is limited to July 12, 1999 through December 31, 2002.)
  - b) Offering an individual provider employer option, for counties with an IHSS caseload of more than 500, upon request of a recipient, and in addition to a county's selected method of establishing an employer for inhome supportive service providers. This activity is limited to the administrative costs of establishing an employer of record in the individual provider mode, upon request. (Reimbursement period begins July 12, 1999.)

#### B. On-going Activities

- 1. Board of Supervisors
  - Appointing an in-home supportive services advisory committee comprised of:
    - i. Not more than 11 individuals, with membership as required by section 12301.3, subdivision (a): "No less than 50 percent of the

12

membership of the advisory committee shall be individuals who are current or past users of personal assistance services paid for through public or private funds or as recipients of services under this article." (Reimbursement period begins July 12, 1999.)

- ii. In counties with fewer than 500 IHSS recipients, at least one member of the advisory committee shall be a current or former provider of in-home supportive services. (Reimbursement period begins September 14, 2000.)
- iii. In counties with 500 or more IHSS recipients, at least two members of the advisory committee shall be a current or former provider of inhome supportive services. (Reimbursement period begins September 14, 2000.)
- iv. A county board of supervisors shall not appoint more than one county employee as a member of the advisory committee.
   (Reimbursement period begins September 14, 2000.)
- b) Soliciting recommendations for qualified advisory committee members through a fair and open process that includes the provision of reasonable written notice to, and reasonable response time by, members of the general public and interested persons and organizations. (Reimbursement period begins July 12, 1999.)
- c) Soliciting recommendations from the advisory committee on the preferred mode or modes of service to be utilized in the county for in-home supportive services. (Reimbursement period is limited to July 12, 1999 through December 31, 2002.)
- d) Taking the advice and recommendations of the in-home supportive services advisory committee, as established pursuant to Section 12301.3, prior to making policy and funding decisions about IHSS on an ongoing basis. (Reimbursement period begins July 12, 1999.)
- 2. Advisory Committee
  - a) Submitting recommendations to the county board of supervisors on the preferred mode or modes of service to be utilized in the county for inhome supportive services. (Reimbursement period begins July 12, 1999.)
  - b) Providing ongoing advice and recommendations regarding in-home supportive services to the county board of supervisors, any administrative body in the county that is related to the delivery and administration of inhome supportive services, and the governing body and administrative agency of the public authority, nonprofit consortium, contractor, and public employees. (Reimbursement period begins July 12, 1999.)

# V. CLAIM PREPARATION AND SUBMISSION

Each of the following cost elements must be identified for each reimbursable activity identified in Section IV, Reimbursable Activities, of this document. Each claimed reimbursable cost must be supported by source documentation as described in Section IV. Additionally, each reimbursement claim must be filed in a timely manner.

#### A. Direct Cost Reporting

Direct costs are those costs incurred specifically for the reimbursable activities. The following direct costs are eligible for reimbursement.

#### 1. Salaries and Benefits

Report each employee implementing the reimbursable activities by name, job classification, and productive hourly rate (total wages and related benefits divided by productive hours). Describe the specific reimbursable activities performed and the hours devoted to each reimbursable activity performed.

2. Materials and Supplies

Report the cost of materials and supplies that have been consumed or expended for the purpose of the reimbursable activities. Purchases shall be claimed at the actual price after deducting discounts, rebates, and allowances received by the claimant. Supplies that are withdrawn from inventory shall be charged on an appropriate and recognized method of costing, consistently applied.

#### 3. Fixed Assets and Equipment

Report the purchase price paid for fixed assets and equipment (including computers) necessary to implement the reimbursable activities. The purchase price includes taxes, delivery costs, and installation costs. If the fixed asset or equipment is also used for purposes other than the reimbursable activities, only the pro-rata portion of the purchase price used to implement the reimbursable activities can be claimed.

#### 4. Travel

Report the name of the employee traveling for the purpose of the reimbursable activities. Include the date of travel, destination point, the specific reimbursable activity requiring travel, and related travel expenses reimbursed to the employee in compliance with the rules of the local jurisdiction. Report employee travel time according to the rules of cost element A.1, Salaries and Benefits, for each applicable reimbursable activity.

#### B. Indirect Cost Rates

Indirect costs are costs that are incurred for a common or joint purpose, benefiting more than one program, and are not directly assignable to a particular department or program without efforts disproportionate to the result achieved. Indirect costs may include both (1) overhead costs of the unit performing the mandate; and (2) the costs of the central government services distributed to the other departments based on a systematic and rational basis through a cost allocation plan.

Compensation for indirect costs is eligible for reimbursement utilizing the procedure provided in the Office of Management and Budget (OMB) Circular A-87. Claimants have the option of

14

using 10% of direct labor, excluding fringe benefits, or preparing an Indirect Cost Rate Proposal (ICRP) if the indirect cost rate claimed exceeds 10%.

If the claimant chooses to prepare an ICRP, both the direct costs (as defined and described in OMB Circular A-87 Attachments A and B) and the indirect costs shall exclude capital expenditures and unallowable costs (as defined and described in OMB Circular A-87 Attachments A and B). However, unallowable costs must be included in the direct costs if they represent activities to which indirect costs are properly allocable.

The distribution base may be (1) total direct costs (excluding capital expenditures and other distorting items, such as pass-through funds, major subcontracts, etc.), (2) direct salaries and wages, or (3) another base which results in an equitable distribution.

In calculating an ICRP, the claimant shall have the choice of one of the following methodologies:

- The allocation of allowable indirect costs (as defined and described in OMB Circular A-87 Attachments A and B) shall be accomplished by (1) classifying a department's total costs for the base period as either direct or indirect, and (2) dividing the total allowable indirect costs (net of applicable credits) by an equitable distribution base. The result of this process is an indirect cost rate which is used to distribute indirect costs to mandates. The rate should be expressed as a percentage which the total amount allowable indirect costs bears to the base selected; or
- 2. The allocation of allowable indirect costs (as defined and described in OMB Circular A-87 Attachments A and B) shall be accomplished by (1) separating a department into groups, such as divisions or sections, and then classifying the division's or section's total costs for the base period as either direct or indirect, and (2) dividing the total allowable indirect costs (net of applicable credits) by an equitable distribution base. The result of this process is an indirect cost rate that is used to distribute indirect costs to mandates. The rate should be expressed as a percentage which the total amount allowable indirect costs bears to the base selected.

# VI. RECORD RETENTION

Pursuant to Government Code section 17558.5, subdivision (a), a reimbursement claim for actual costs filed by a local agency or school district pursuant to this chapter<sup>10</sup> is subject to the initiation of an audit by the Controller no later than three years after the date that the actual reimbursement claim is filed or last amended, whichever is later. However, if no funds are appropriated or no payment is made to a claimant for the program for the fiscal year for which the claim is filed, the time for the Controller to initiate an audit shall commence to run from the date of initial payment of the claim. In any case, an audit shall be completed not later than two years after the date that the audit is commenced. All documents used to support the reimbursable activities, as described in Section IV, must be retained during the period subject to audit. If an audit has been initiated by the Controller during the period subject to audit, the retention period is extended until the ultimate resolution of any audit findings.

<sup>10</sup> This refers to Title 2, division 4, part 7, chapter 4 of the Government Code.

15

# VII. OFFSETTING REVENUES AND REIMBURSEMENTS

Any offsets the claimant experiences in the same program as a result of the same statutes or executive orders found to contain the mandate shall be deducted from the costs claimed. In addition, reimbursement for this mandate from any source, including but not limited to service fees collected; and federal and state funds, including funds allocated for the direct costs of the IHSS advisory committee pursuant to Welfare and Institutions Code section 12301.4, subdivision (b), county fiscal letters issued by the Department of Social Services allocating state and federal funds for the IHSS advisory committee (DSS CFL Nos. Nos. 00/01-14, 00/01-33, 00/01-48, 01/02-12, 02/03-28, 02/03-73, 03/04-46, 03/04-51, 04/05-16, 04/05-22, 04/05-27, 05/06-10, 06/07-02), and future allocations of state and federal funds for the IHSS advisory committee shall be identified and deducted from this claim.

# VIII. STATE CONTROLLER'S CLAIMING INSTRUCTIONS

Pursuant to Government Code section 17558, subdivision (b), the Controller shall issue claiming instructions for each mandate that requires state reimbursement not later than 60 days after receiving the adopted parameters and guidelines from the Commission, to assist local agencies and school districts in claiming costs to be reimbursed. The claiming instructions shall be derived from the test claim decision and the parameters and guidelines adopted by the Commission.

Pursuant to Government Code section 17561, subdivision (d)(1), issuance of the claiming instructions shall constitute a notice of the right of the local agencies and school districts to file reimbursement claims, based upon parameters and guidelines adopted by the Commission.

# IX. REMEDIES BEFORE THE COMMISSION

Upon request of a local agency or school district, the Commission shall review the claiming instructions issued by the State Controller or any other authorized state agency for reimbursement of mandated costs pursuant to Government Code section 17571. If the Commission determines that the claiming instructions do not conform to the parameters and guidelines, the Commission shall direct the Controller to modify the claiming instructions and the Controller shall modify the claiming instructions to conform to the parameters and guidelines as directed by the Commission.

In addition, requests may be made to amend parameters and guidelines pursuant to Government Code section 17557, subdivision (d), and California Code of Regulations, title 2, section 1183.2.

# X. LEGAL AND FACTUAL BASIS FOR THE PARAMETERS AND GUIDELINES

The Statement of Decision is legally binding on all parties and provides the legal and factual basis for the parameters and guidelines. The support for the legal and factual findings is found in the administrative record for the test claim. The administrative record, including the Statement of Decision, is on file with the Commission.

16

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# Exhibit A

Hearing Date: April 16, 2007 J:\MANDATES\2000\tc\00-tc-23\TC\SODadopt041607.doc

# BEFORE THE COMMISSION ON STATE MANDATES STATE OF CALIFORNIA

## IN RE TEST CLAIM:

Government Code Section 16262.5; Welfare and Institutions Code Sections 12301.3, 12301.4, 12301.6, 12301.8, 12302.25, 12302.7, 12303.4, 12306.1, 14132.95, 17600 and 17600.110, as Added, Amended, or Repealed by

Statutes 1999, Chapters 90 and 91; and Statutes 2000, Chapter 445;

Filed on June 29, 2001,

By County of San Bernardino, Claimant.

#### Case No.: 00-TC-23

In-Home Supportive Services II

STATEMENT OF DECISION PURSUANT TO GOVERNMENT CODE SECTION 17500 ET SEQ.; CALIFORNIA CODE OF REGULATIONS, TITLE 2, DIVISION 2, CHAPTER 2.5, ARTICLE 7

(Adopted on April 16, 2007)

## STATEMENT OF DECISION

The Commission on State Mandates ("Commission") heard and decided this test claim during a regularly scheduled hearing on April 16, 2007. Bonnie Ter Keurst, County of San Bernardino, appeared on behalf of the claimant. Allan Burdick of Maximus, and Steve Lakich, Director of Labor Relations, County of Sacramento, appeared as interested parties in support of the claimant's position. Susan Geanacou and Carla Castaneda appeared for the Department of Finance. James Norris, Senior Staff Counsel, appeared for the Department of Social Services.

The law applicable to the Commission's determination of a reimbursable state-mandated program is article XIII B, section 6 of the California Constitution, Government Code section 17500 et seq., and related case law.

The Commission adopted the staff analysis to partially approve this test claim at the hearing by a vote of 4-3.

#### Summary of Findings

County of San Bernardino's test claim filing alleges that legislative amendments governing the operation of the In-Home Supportive Services (IHSS) program in California, added by Statutes 1999, chapters 90 and 91, and Statutes 2000, chapter 445, "imposed a new state mandated program and cost ... by substantially amending the administrative requirements of the IHSS program." The test claim statutes, in part, address the form in which in-home supportive services care providers are employed, referred to as the "mode of service," including requiring that all counties establish an employer of record for IHSS providers, other than the recipient of the

services. The test claim statutes also provide that "[e]ach county shall appoint an in-home supportive services advisory committee that shall be comprised of not more than 11 individuals."

At the outset, the advisory committee must make recommendations on the best method of employing IHSS providers, and for establishing an "employer of record." According to Welfare and Institutions Code section 12301.4, the advisory committee must also have an ongoing role providing "advice and recommendations regarding in-home supportive services." Claimant asserts that the state funding provided at the time of the test claim filing was inadequate to cover the actual costs of the advisory committee, and seeks to recover the remainder of their claimed costs of creating and operating the advisory committee through mandate reimbursement.

The Commission finds that while counties may incur increased costs for higher wages and benefits as an indirect result of the requirement to act as or establish an employer of record, a showing of increased costs is not determinative of whether the legislation imposes a reimbursable state-mandated program. The California Supreme Court has repeatedly ruled that evidence of additional costs alone do not result in a reimbursable state-mandated program under article XIII B, section 6.<sup>1</sup> The test claim statutes create a situation where the employer may be faced with "a higher cost of compensation to its employees." As held by the court, "[t]his is not the same as a higher cost of providing services to the public." Therefore, the Commission finds that any increased wage and benefit costs that may be incurred indirectly following implementation of Welfare and Institutions Code section 12302.25, is not a new program or higher level of service.

In addition, the Commission finds that the plain language of the test claim statute does not *require* collective bargaining, but rather confirms that the code section does not prohibit collective bargaining or other negotiations on wages and benefits. However, for the activities listed below, the Commission finds that the test claim statutes mandated a new program or higher level of service, and costs mandated by the state:

- From July 12, 1999; until December 31, 2002, each county shall establish an employer for in-home supportive service providers. This activity is limited to the administrative costs of establishing an employer of record through a public authority, nonprofit consortium, contract, county administration of the individual provider mode, county civil service personnel, or mixed modes of service. It does not include mandate reimbursement for any increased wages or benefits that may be negotiated depending on the mode of service adopted, or any activities related to collective bargaining. (Welf. & Inst. Code, § 12302.25, subd. (a).)
- Counties with an IHSS caseload of more than 500 shall be required to offer an individual provider employer option upon request of a recipient, and in addition to a county's selected method of establishing an employer for in-home supportive service providers. This activity is limited to the administrative costs of establishing an employer of record in the individual provider mode, upon request. It does not include mandate reimbursement for any increased wages or benefits that may be negotiated, or any activities related to collective bargaining. (Welf. & Inst. Code, § 12302.25, subd. (c).)

<sup>1</sup> County of Los Angeles, supra, 43 Cal.3d at page 54; see also, Kern High School Dist., supra, 30 Cal.4th 727, 735.

Each county that does not qualify for the exception provided in section 12301.3, subdivision (d), shall appoint an in-home supportive services advisory committee that shall be comprised of not more than 11 individuals, with membership as required by section 12301.3, subdivision (a): "No less than 50 percent of the membership of the advisory committee shall be individuals who are current or past users of personal assistance services paid for through public or private funds or as recipients of services under this article." (Welf. & Inst. Code, §§ 12301.3, subd. (a), 12302.25, subd. (d).)

Following the September 14, 2000 amendment by Statutes 2000, chapter 445, counties shall appoint membership of the advisory committee in compliance with Welfare and Institutions Code section 12301.3, subdivision (a)(1) and (a)(4):

In counties with fewer than 500 IHSS recipients, at least one member of the advisory committee shall be a current or former provider of in-home supportive services; in counties with 500 or more IHSS recipients, at least two members of the advisory committee shall be a current or former provider of in-home supportive services.

A county board of supervisors shall not appoint more than one county employee as a member of the advisory committee. (Welf. & Inst. Code, § 12301.3, subd. (a).)

Prior to the appointment of members to a committee required by section 12301.3, subdivision (a), the county board of supervisors shall solicit recommendations for qualified members through a fair and open process that includes the provision of reasonable written notice to, and reasonable response time by, members of the general public and interested persons and organizations. (Welf. & Inst. Code, § 12301.3, subd. (b).)

 The county shall solicit recommendations from the advisory committee on the preferred mode or modes of service to be utilized in the county for in-home supportive services. (Welf. & Inst. Code, § 12302.25, subd. (d).)

 The advisory committee shall submit recommendations to the county board of supervisors on the preferred mode or modes of service to be utilized in the county for inhome supportive services. (Welf. & Inst. Code, § 12301.3, subd. (c).)

 Each county shall take into account the advice and recommendations of the in-home supportive services advisory committee, as established pursuant to Section 12301.3, prior to making policy and funding decisions about IHSS on an ongoing basis. (Welf. & Inst. Code, § 12302.25, subd. (e).)

• One advisory committee formed pursuant to sections 12301.3 or 12301.6, shall provide ongoing advice and recommendations regarding in-home supportive services to the county board of supervisors, any administrative body in the county that is related to the delivery and administration of in-home supportive services, and the governing body and administrative agency of the public authority, nonprofit consortium, contractor, and public employees. (Welf. & Inst. Code, § 12301.4.)

The Commission concludes that all claims for reimbursement for the approved activities must be offset by any funds already received from state or federal sources, including funds allocated for

the direct costs of the advisory committee. The Commission further concludes that Government Code section 16262.5, and Welfare and Institutions Code sections 12301.6, 12301.8, 12302.7, 12303.4, 12306.1, 14132.95, 17600 and 17600.110, as pled, along with any other test claim statutes and allegations not specifically approved above, do not impose a program, or a new program or higher level of service, subject to article XIII B, section 6.

# BACKGROUND

In-Home Supportive Services (IHSS) is a social services program developed to provide necessary care to aged, blind or permanently disabled, low-income persons, with the goal of allowing the individual (hereafter referred to as the "recipient") to remain in their home and out of nursing homes or other institutional care for as long as possible. The services provided range according to the needs of the recipient and can include all manner of housekeeping, including cleaning, laundry, meal preparation, and grocery shopping. In addition, some recipients require and receive additional personal and medical care services: assistance with bathing, grooming and related activities; transportation to medical appointments; and administration of para-medical procedures, including injections. Since its inception in 1973, IHSS has been jointly funded by federal, state, and county government.

The test claim statutes, in part, address the form in which the IHSS care providers are employed, referred to as the "mode of service." Prior law did not require the designation of an employer of record for individual providers. In 1990, a California appellate decision addressed the issue of who was the employer of record for individual providers of IHSS, particularly for the purposes of collective bargaining under the Meyers-Milias-Brown Act (MMBA). In Service Employees Internat. Union v. County of Los Angeles (1990) 225 Cal.App.3d 761, 765, the court discussed the way that providers were employed under prior law, as follows:

A county may deliver services under the IHSS program by (1) hiring in-home supportive personnel in accordance with established county civil services requirements, (2) contracting with a city, county, city or county agency, a local health district, a voluntary nonprofit agency, a proprietary agency or an individual, or (3) making direct payment to a recipient for the purchase of services. (Welf: & Inst. Code, § 12302.) Defendant county chose the third alternative.

The court made findings that the county was not a *de facto* employer of record for purposes of collective bargaining, *id.* at pages 772-773:

Plaintiff insists that the state and the county are joint employers of the IHSS providers and the county's role as a joint employer is sufficient to render the providers employees of the county for purposes of the MMBA.<sup>FN4</sup>

FN4. Interestingly, in the attorney general's opinion upon which plaintiff relied below it is stated: "While the concept that IHSS workers may have more than one 'employer' appears appropriate for purposes of some laws, it would seem inappropriate and unworkable for purposes of collective bargaining under California statutes." (68 Ops.Cal.Atty.Gen. 194, 199, *supra*.)

The trial court found that the county acts as the agent of the state in administering the IHSS program and concluded that in some circumstances an agent may be a joint employer, a dual employer or a special employer. (See *County of* 

Los Angeles v. Workers' Comp. Appeals Bd. (1981) 30 Cal.3d 391, 405, 179 Cal.Rptr. 214, 637 P.2d 681.) However, such a relationship arises only where both the general employer and the special employer have the right to control the employee's activities. (*Ibid.*) The court found the county had no such right of control and therefore was not an employer of the IHSS providers under a dual or special employer theory. ... As previously indicated, substantial evidence supports the trial court's finding that the county does not exercise control over and direct the activities of the IHSS providers.

Creating a distinct change from the case law cited above, the test claim statutes require that all counties establish an employer of record for IHSS providers, other than the recipient of the services. Welfare and Institutions Code section 12302.25, as added by Statutes 1999, chapter 90, provides, in part:

(a) On or before January 1, 2003, each county shall act as, or establish, an employer for in-home supportive service providers .... Each county may utilize a public authority or nonprofit consortium ..., the contract mode ..., county administration of the individual provider mode ..., for purposes of acting as, or a providing, an employer ..., county civil service personnel ..., or mixed modes of service authorized pursuant to this article and may establish regional agreements in establishing an employer for purposes of this subdivision for providers of in-home supportive services. ... Upon request of a recipient, and in addition to a county's selected method of establishing an employer for in-home supportive service providers pursuant to this subdivision, counties with an IHSS caseload of

more than 500 shall be required to offer an individual provider employer option.<sup>2</sup>

In addition, Welfare and Institutions Code section 12301.3, with certain exceptions, provides that "[e]ach county shall appoint an in-home supportive services advisory committee that shall be comprised of not more than 11 individuals."

#### **Claimant's Position**

County of San Bernardino's June 29, 2001<sup>3</sup> test claim filing alleges that legislative amendments governing the operation of IHSS in California, by Statutes 1999, chapters 90 and 91, and Statutes 2000, chapter 445, "imposed a new state mandated program and cost ... by substantially amending the administrative requirements of the IHSS program."

#### Employer of Record

The claimant asserts that the legislation "mandates the establishment of an 'employer of record' [for the individuals who provide the in-home care] on or before January 1, 2003." The claimant alleges that this requirement results in multi-million dollar increased costs, with estimates varying widely according to which form of "employer of record" is ultimately selected: a public authority, a contract with an outside agency, or the county itself.

<sup>&</sup>lt;sup>2</sup> References to applicable Welfare and Institutions Code sections omitted for ease of reading.

<sup>&</sup>lt;sup>3</sup> The potential reimbursement period begins no earlier than July 1, 1999, based upon the filing date for this test claim. (Gov. Code, § 17557.)

The claimant is also seeking reimbursement for any collective bargaining that may result if providers unionize after the "employer of record" is established.

#### Advisory Committee

The claimant asserts that the statutes mandate the creation of county advisory committees, with specific membership requirements of up to eleven members, largely made up of current or past users and providers of IHSS, with participation of only one county employee. At the outset, the advisory committee is to make recommendations on the best method of employing IHSS providers, and establishing an "employer of record." According to Welfare and Institutions Code section 12301.4, the advisory committee is also to have an ongoing role providing "advice and recommendations regarding in-home supportive services."

Claimant asserts that the state funding provided at the time of the test claim filing was inadequate to cover the actual costs of the advisory committee, and seeks to recover the remainder of their claimed costs of creating and operating the advisory committee through mandate reimbursement.

In comments on the draft staff analysis, dated March 26, 2007, the claimant disagrees with the finding that reimbursement does not include "any increased wages or benefits that may be negotiated depending on the mode of service adopted, or any activities related to collective bargaining." The claimant maintains that collective bargaining was the intent of the test claim legislation, and that the "costs pertaining to collective bargaining, must be reimbursable." In addition, the claimant maintains that any "costs incurred as part of that new activity [of acting as or establishing an employer of record], such as higher wages and benefits, must be reimbursable.

#### **Interested Party Position**

The Director of Labor Relations from the County of Sacramento appeared at the April 16, 2007 Commission hearing to provide support for the claim of the County of San Bernardino. The sworn testimony described the results of collective bargaining with IHSS workers in Sacramento County since the year 2000, under a public authority form of employer of record. According to the testimony, the workers were organized by Service Employees International Union (SEIU) and a two-year agreement was reached in June 2001. Prior to that point, workers were earning minimum wage with no health benefits. Through the negotiated contract, workers received health insurance and an increase in wages to 7.50 in June 2000, \$8.50 on October 1, 2001, and then \$9.50 on October 1, 2002.<sup>4</sup> The representative also testified as to subsequent negotiations which have resulted in further increases in wages and benefits, as follows:

Our last collective bargaining agreement was entered into this last December 1st, 2006; and it runs through November 2009. And the wages go up to \$10 – they were \$10 an hour. They went up to \$10.40 per hour as of January 1, 2007. The health insurance will go up to \$391.85 as of January 1, 2007. The dental insurance stays at the rate of \$11.50.

The IHSS office here in Sacramento employs 20 employees now. And the county pays 17.5 cents for every dollar spent.

<sup>4</sup> April 16, 2007 Commission Hearing Transcript, pages 19-22.

My office does the collective bargaining. Over that period of seven years we have billed the public authority a total of \$59,675 to do the collective bargaining administration.

#### **Department of Social Services Position**

DSS, in comments filed November 9, 2001, disputes the test claim filing. As for the requirement to establish an "employer of record," DSS responds that with the multiple choices available to the county, the claimant has not "shown that the legislation at issue "requires" the county to incur an increase in costs and that therefore a basic element of a reimbursable state mandate is not met here."

In addition, DSS asserts that the test claim legislation does not require that the county engage in collective bargaining, nor does it require an increase of wages and benefits to the providers. DSS also cites case law to support the contention that higher costs of compensation or benefits are not subject to article XIII B, section 6.

DSS also argues that San Bernardino has not claimed all available funds set aside by the state for the advisory committee portion of the test claim, and therefore asserts that this portion of the claim should be dismissed.

In comments on the draft staff analysis, dated March 23, 2007, DSS argues that Government Code section 17556, subdivision (e) applies to deny reimbursement "with respect to the establishment and operation of advisory committees pursuant to Welfare and Institutions Code Sections 12301.3 and 12301.4, [because] revenue, specifically intended to fund the costs of the activities required of the advisory committees, and in an amount sufficient to cover those costs, has been available to the counties from the outset." This argument is address further below.

At the Commission hearing, DSS testified that, regarding the choice of employer-of-record, "[w]e think there is a least-cost method in terms of administrative costs that a county could use; and that it is only these costs that are arguably required by the test claim statutes. And, therefore only those costs should be reimbursable."<sup>5</sup>

#### **Department of Finance Position**

DOF, in a letter filed March 6, 2002, also disputes the test claim filing "in its entirety." Specifically, as to the claims of potential costs related to collective bargaining, DOF argues "[e]ven if local governments were in fact required by the test claim statutes to incur these costs, they would not be reimbursable because they are wage/benefit related costs incurred by local governments as a result of state statutes regulating the terms and conditions of employment," which is not a reimbursable state mandate pursuant to case law. In addition, DOF maintains that "local governments retain options pursuant to which there would be no increased costs to them resulting from the employer of record, ... [which] preclude any findings of reimbursable state mandated costs."

<sup>5</sup> April 16, 2007 Transcript, page 24.

DOF claims that the claimant failed to adequately address the exceptions to "costs mandated by the state" set out in Government Code section 17556, and therefore the test claim "is incomplete under the Commission's regulations and should be returned to the test claimant or disallowed."<sup>6</sup>

DOF also contends that the advisory committee costs are not reimbursable costs mandated by the state "because there is an allocation of funds by DSS pursuant to an appropriation to cover these costs. The test claimant has presented no evidence that these appropriations are insufficient to cover claimed costs as required by the Commission's regulations."

DOF filed comments on the draft staff analysis on March 28, 2007, which are addressed in the analysis below.

At the hearing, DOF stated "[w]e concur with the staff analysis on the finding of the program and the higher level of service."<sup>7</sup> However, DOF also noted that Proposition 1A, "limited the State's ability to reduce funding [for a mandated program,] without notifying locals of suspending the mandates."<sup>8</sup> They also concur with DSS "that much of the advisory committee's activities are funded through the department."<sup>9</sup>

# **COMMISSION FINDINGS**

The courts have found that article XIII B, section 6, of the California Constitution<sup>10</sup> recognizes the state constitutional restrictions on the powers of local government to tax and spend.<sup>11</sup> "Its purpose is to preclude the state from shifting financial responsibility for carrying out governmental functions to local agencies, which are 'ill equipped' to assume increased financial responsibilities because of the taxing and spending limitations that articles XIII A and XIII B impose."<sup>12</sup> A test claim statute or executive order may impose a reimbursable state-mandated program if it orders or commands a local agency or school district to engage in an activity or

<sup>6</sup> On June 10, 2001, Commission staff issued a completeness review letter finding that all required elements for filing a test claim had been met, and the filing was accepted.

<sup>7</sup> Id. at page 25.

<sup>B</sup> Ibid.

<sup>9</sup> Id. at page 26.

<sup>10</sup> Article XIII B, section 6, subdivision (a), provides: (a) Whenever the Legislature or any state agency mandates a new program or higher level of service on any local government, the state shall provide a subvention of funds to reimburse that local government for the costs of the program or increased level of service, except that the Legislature may, but need not, provide a subvention of funds for the following mandates: (1) Legislative mandates requested by the local agency affected. (2) Legislation defining a new crime or changing an existing definition of a crime. (3) Legislative mandates enacted prior to January 1, 1975, or executive orders or regulations initially implementing legislation enacted prior to January 1, 1975.

<sup>11</sup> Department of Finance v. Commission on State Mandates (Kern High School Dist.) (2003) 30 Cal.4th 727, 735.

<sup>12</sup> County of San Diego v. State of California (1997) 15 Cal.4th 68, 81.

task.<sup>13</sup> In addition, the required activity or task must be new, constituting a "new program," or it must create a "higher level of service" over the previously required level of service.<sup>14</sup>

The courts have defined a "program" subject to article XIII B, section 6, of the California Constitution, as one that carries out the governmental function of providing public services, or a law that imposes unique requirements on local agencies or school districts to implement a state policy, but does not apply generally to all residents and entities in the state.<sup>15</sup> To determine if the program is new or imposes a higher level of service; the test claim legislation must be compared with the legal requirements in effect immediately before the enactment of the test claim legislation.<sup>16</sup> A "higher level of service" occurs when the new "requirements were intended to provide an enhanced service to the public."<sup>17</sup>

Finally, the newly required activity or increased level of service must impose costs mandated by the state.<sup>18</sup>

The Commission is vested with exclusive authority to adjudicate disputes over the existence of state-mandated programs within the meaning of article XIII B, section 6.<sup>19</sup> In making its decisions, the Commission must strictly construe article XIII B, section 6, and not apply it as an "equitable remedy to cure the perceived unfairness resulting from political decisions on funding priorities."<sup>20</sup>

# Issue 1:Do the test claim statutes mandate a new program or higher level of service<br/>on local agencies within the meaning of article XIII B, section 6 of the<br/>California Constitution?

In order for a test-claim statute or executive order to be subject to article XIII B, section 6 of the California Constitution, it must constitute a "program." In County of Los Angeles v. State of

<sup>13</sup> Long Beach Unified School Dist. v. State of California (1990) 225 Cal.App.3d 155, 174.

<sup>14</sup> San Diego Unified School Dist. v. Commission on State Mandates (2004) 33 Cal.4th 859, 878, (San Diego Unified School Dist.); Lucia Mar Unified School Dist. v. Honig (1988) 44 Cal.3d 830, 835 (Lucia Mar).

<sup>15</sup> San Diego Unified School Dist., supra, 33 Cal.4th 859, 874-875 (reaffirming the test set out in County of Los Angeles v. State of California (1987) 43 Cal.3d 46, 56; see also Lucia Mar, supra, 44 Cal.3d 830, 835.)

<sup>16</sup> San Diego Unified School Dist., supra, 33 Cal.4th 859, 878; Lucia Mar, supra, 44 Cal.3d 830, 835.

<sup>17</sup> San Diego Unified School Dist., supra, 33 Cal.4th 859, 878.

<sup>18</sup> County of Fresno v. State of California (1991) 53 Cal.3d 482, 487; County of Sonoma v. Commission on State Mandates (2000) 84 Cal.App.4th 1265, 1284 (County of Sonoma); Government Code sections 17514 and 17556.

<sup>19</sup> Kinlaw v. State of California (1991) 54 Cal.3d 326, 331-334; Government Code sections 17551 and 17552.

<sup>20</sup> County of Sonoma, supra, 84 Cal.App.4th 1265, 1280, citing City of San Jose v. State of California (1996) 45 Cal.App.4th 1802, 1817.

*California*, the California Supreme Court defined the word "program" within the meaning of article XIII B, section 6 as one that carries out the governmental function of providing a service to the public, *or* laws which, to implement a state policy, impose unique requirements on local governments and do not apply generally to all residents and entities in the state.<sup>21</sup> The court has held that only one of these findings is necessary.<sup>22</sup>

The Commission finds that establishing an in-home supportive services advisory committee and an employer of record imposes a program within the meaning of article XIII B, section 6 of the California Constitution. Several of the Welfare and Institutions Code sections claimed governing the administrative activities of IHSS impose unique requirements on the counties that do not apply generally to all residents and entities in the state.

Next, the analysis must continue to determine if the individual elements of the test claim filing also impose a new program or higher level of service. The courts have defined a "higher level of service" in conjunction with the phrase "new program" to give the subvention requirement of article XIII B, section 6 meaning. Accordingly, "it is apparent that the subvention requirement for increased or higher level of service is directed to state-mandated increases in the services provided by local agencies in existing programs."<sup>23</sup> A statute or executive order mandates a reimbursable "higher level of service" when, as compared to the legal requirements in effect immediately before the enactment of the test claim legislation, it increases the actual level of governmental service to the public provided in the existing program.<sup>24</sup>

IHSS Employer of Record: Welfare and Institutions Code Section 12302.25, Subdivisions (a)-(c)

Welfare and Institutions Code section 12302.25, subdivision (a), as added by Statutes 1999, chapter 90, requires counties to act as, or establish an employer of record for IHSS providers, other than the state or the individual recipient by January 1, 2003.

Claimant alleges that the test claim statutes "require the establishment of an 'employer of record" and a "mandate of collective bargaining with providers of IHSS services, as well as the increased costs [of wages and benefits] that will arise once collective bargaining has been instituted."<sup>25</sup>

The county shall establish an employer of record through several options: a contract, public authority, nonprofit consortium, or by the county acting as the employer of record itself, or a combination of the above. There is no mandate for the county to act as the employer of record, but this is one of the options available to the counties; each option can have great impact on the downstream costs of operating IHSS, but this is a choice made at the discretion of each county.

<sup>21</sup> County of Los Angeles, supra, 43 Cal.3d at page 56.

<sup>22</sup> Carmel Valley Fire Protection Dist. v. State of California (1987) 190 Cal.App.3d 521, 537.

<sup>23</sup> County of Los Angeles, supra, 43 Cal.3d 46, 56; San Diego Unified School District, supra, 33 Cal.4th 859, 874.

<sup>24</sup> San Diego Unified School Dist., supra, 33 Cal.4th 859, 878; Lucia Mar, supra, 44 Cal.3d 830, 835.

<sup>25</sup> Test Claim Filing, pages 13 and 14.

Counties have always had a share of cost for the ongoing administration of IHSS:<sup>26</sup> the test claim statutes do not alter that share of cost, and no downstream administrative activities are newly required as a result of this statute. However, the requirement to *establish* an employer of record pursuant to the test claim statute is not discretionary and requires administrative action on the part of the counties.<sup>27</sup>

DOF filed comments on March 28, 2007, arguing that the test claim statute "requires any county, not in compliance with the mandates of AB 1682 within a specified timeframe, to act as the employer of record." Presumably DOF's argument is that counties did not need to engage in any administrative activities to comply with the law, because they could simply wait and default to become the employer of record. The provision that DOF refers to is section 12302.25, subdivision (j), as amended by Statutes 2002, chapter 1135, operative January 1, 2003. Therefore, counties were required to engage in administrative activities to establish an employer of record from July 12, 1999, the operative date of Statutes 1999, chapter 90, until December 31, 2002. The Commission finds that only on or after January 1, 2003 was the "default" employer of record provision applicable, and any requirement to *establish* an employer of record was no longer mandatory.

Therefore, the Commission finds that Welfare and Institutions Code section 12302.25 imposes a new program or higher level of service for the following new time-limited activity:

• From July 12, 1999, until December 31, 2002, each county shall establish an employer

=for in-home supportive service providers. This activity is limited to the administrative costs of establishing an employer of record through a public authority, nonprofit consortium, contract, county administration of the individual provider mode, county civil service personnel, or mixed modes of service. It does not include mandate reimbursement for any increased wages or benefits that may be negotiated depending on the mode of service adopted, or any activities related to collective bargaining. (Welf. & Inst. Code, § 12302.25, subd. (a).)<sup>28</sup>

In addition, the Commission finds that Welfare and Institutions Code section 12302.25 imposes a new program or higher level of service for the following new activity:

 Counties with an IHSS caseload of more than 500 shall be required to offer an individual provider employer option upon request of a recipient, in addition to a county's selected method of establishing an employer for in-home supportive service providers. This activity is limited to the administrative costs of establishing an employer of record in the individual provider mode, upon request. It does not include mandate reimbursement for

<sup>28</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).

<sup>&</sup>lt;sup>26</sup> Welfare and Institutions Code section 12306.

<sup>&</sup>lt;sup>27</sup> DOF, in its comments filed March 28, 2007, continues to argue that the "contract mode" provides a no-cost option for counties to establish an employer of record. The claimant persuasively countered this argument at pages 6-14 of the September 9, 2002 rebuttal, identifying significant administrative costs involved in establishing a contract.

any increased wages or benefits that may be negotiated, or any activities related to collective bargaining. (Welf. & Inst. Code, § 12302.25, subd. (a).)<sup>29</sup>

DSS, in its November 9, 2001 test claim comments, provides a rebuttal to the mandate claim for collective bargaining costs:

The claimant, on page 2 of the mandate summary, characterizes the legislation at issue as mandated collective bargaining between the employer of record and the providers. A careful reading of the statutes, however, reveals no such mandate. The statutes at issue do not mandate collective bargaining. Collective bargaining rights and duties are established and controlled by other state and federal laws that operate upon labor relations. The mandate to establish an employer for Individual Providers (IPs) for purposes of the [MMBA] or any other applicable state and federal laws makes no statement on whether IPs will organize or whether any representative will be able to force collective bargaining upon counties under [MMBA] or any other provision. What the legislation does is to require counties to appoint, name or otherwise establish the entity that will respond in the event there is a right or obligation to engage in collective bargaining that IPs posses[s] under other law. If collective bargaining between the employer of record and the providers is mandated by law it is not the law at issue that does so.

Subdivision (b) states: "Nothing in this section shall prohibit any negotiations or agreement regarding collective bargaining or any wage and benefit enhancements." The Commission finds that the plain language of the test claim statute does not *require* collective bargaining, but rather confirms that the code section does not prohibit collective bargaining or other negotiations on wages and benefits.<sup>30</sup> The Commission finds that Welfare and Institutions Code section 12302.25, subdivision (b), does not mandate a new program or higher level of service for collective bargaining.

Subdivision (c) provides: "Nothing in this section shall be construed to affect the state's responsibility with respect to the state payroll system, unemployment insurance, or workers' compensation and other provisions of Section 12302.2 for providers of in-home supportive services." This section maintains the existing law regarding the state's responsibilities under section 12302.2, which addresses certain withholding and contribution requirements when

# <sup>29</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).

<sup>30</sup> In comments on the draft staff analysis, dated March 26, 2007, the claimant states that "the fundamental rule of statutory construction is [to] ascertain legislative intent," citing *Select Base Materials v. Board of Equal.* (1959) 51 Cal.2d 640, 645. The claimant then quotes the Legislative Counsel's Digest for Assembly Bill No. 1682 to argue that collective bargaining costs are reimbursable. While the case law cited is correct, it is equally fundamental that "[t]he statute's plain meaning controls the court's interpretation unless its words are ambiguous. If the plain language of a statute is unambiguous, no court need, or should, go beyond that pure expression of legislative intent." *Kobzoff v. Los Angeles County Harbor/UCLA Medical Center* (1998) 19 Cal.4th 851, 861. Moreover, the Legislative Counsel's Digest is not determinative of the ultimate issue whether a statute constitutes a state-mandated program under article XIII B, section 6. (*City of San Jose, supra*, 45 Cal.App.4<sup>th</sup> 1802, 1817.)

paying individual IHSS providers. This section is only applicable to the state, and clarifies that the test claim statute is to have no impact on another provision of law; therefore, the Commission finds that Welfare and Institutions Code section 12302.25, subdivision (c) does not mandate a new program or higher level of service.

In addition, while counties may incur increased costs for higher wages and benefits as an indirect result of the requirement to act as or establish an employer of record, a showing of increased costs is not determinative of whether the legislation imposes a reimbursable state-mandated program. The California Supreme Court has repeatedly ruled that evidence of additional costs alone do not result in a reimbursable state-mandated program under article XIII B, section 6.<sup>31</sup> The Court also found in *Lucia Mar, supra*, 44 Cal.3d 830, 835:

We recognize that, as is made indisputably clear from the language of the constitutional provision, local entities are not entitled to reimbursement for all increased costs mandated by state law, but only those costs resulting from a new program or an increased level of service imposed upon them by the state.

Comments filed by the state agencies, DOF and DSS, both assert that case law interpreting article XIII B, section 6, including *County of Los Angeles, supra*, *City of Anaheim v. State of California* (1987) 189 Cal.App.3d 1478, and *City of Richmond v. Commission on State Mandates* (1998) 64 Cal.App.4th 1190, results in a finding that "increases in employment benefits or compensation, as the result of legislation that does not directly mandate the increase, are not considered a "new program or "higher level of service in an existing program" as meant by the Constitution."<sup>32</sup>

In *County of Los Angeles, supra*, 43 Cal.3d 46, the Court addressed the costs incurred as a result of legislation that required local agencies to provide the same increased level of workers' compensation benefits for their employees as private individuals or organizations were required to provide to their employees. The Supreme Court recognized that workers' compensation is not a new program and, thus, the court determined whether the legislation imposed a higher level of service on local agencies.<sup>33</sup> The court defined a "higher level of service" as "state mandated *increases in the services provided* by local agencies in existing programs." (Emphasis added.)

Looking at the language of article XIII B, section 6 then, it seems clear that by itself the term "higher level of service" is meaningless. It must be read in conjunction with the predecessor phrase "new program" to give it meaning. Thus read, it is apparent that the subvention requirement for increased or higher level of service is directed to state mandated increases in the services provided by local agencies in existing "programs."

<sup>31</sup> County of Los Angeles, supra, 43 Cal.3d at page 54; see also, Kern High School Dist., supra, 30 Cal.4th 727, 735.

<sup>32</sup> DSS Comments, filed November 9, 2001, page 5. DOF's Comments, filed March 6, 2002, page 4, expresses similar arguments.

<sup>33</sup> County of Los Angeles, supra, 43 Cal.3d at page 56.

The Supreme Court in County of Los Angeles continued:

The concern which prompted the inclusion of section 6 in article XIII B was the perceived attempt by the state to enact legislation or adopt administrative orders creating programs to be administered by local agencies, thereby transferring to those agencies the fiscal responsibility for providing services which the state believed should be extended to the public.<sup>34</sup>

The court held that reimbursement for the increased costs of providing workers' compensation benefits to employees was not required.

Section 6 has no application to, and the state need not provide subvention for, the costs incurred by local agencies in providing to their employees the same increase in workers' compensation benefits that employees of private individuals or organizations receive. Workers' compensation is not a program administered by local agencies to provide service to the public. Although local agencies must provide benefits to their employees either through insurance or direct payment, they are indistinguishable in this respect from private employers... In no sense can employers, public or private, be considered to be administrators of a program of workers' compensation is administered by the state .... Therefore, although the state requires that employees, increases in the cost of providing this employee benefit are not subject to reimbursement as statemandated programs or higher levels of service within the meaning of section 6. (*Id.* at pp. 57-58, fn. omitted.)

Although "[t]he law increased the cost of employing public servants, ... it did not in any tangible manner increase the level of service provided by those employees to the public." (San Diego Unified School Dist., supra, 33 Cal.4th 859, 875.) In this sense, the present test claim is also indistinguishable from the analysis presented by the Court in County of Los Angeles.

City of Richmond, supra, 64 Cal.App.4th 1190, similarly held that requiring local governments to provide death benefits to local safety officers, under both PERS and the workers' compensation system, did not constitute a higher level of service to the public. The court stated:

Increasing the cost of providing services cannot be equated with requiring an increased level of service under a section 6 analysis. A higher cost to the local government for compensating its employees is not the same as a higher cost of providing services to the public.<sup>35</sup>

The court also found that "[a]lthough a law is addressed only to local governments and imposes new costs on them, it may still not be a reimbursable state mandate."<sup>36</sup>

<sup>34</sup> Id. at pages 56-57.

<sup>35</sup> City of Richmond, supra, 64 Cal.App. 1190, 1196.

<sup>36</sup> Id. at page 1197.

In City of Anaheim, supra, 189 Cal.App.3d 1478, the court determined that an increase in PERS benefits to retired employees, which resulted in a higher contribution rate by local governments, does not constitute a higher level of service to the public. In this case the court found that:

While focusing on the exceptions to reimbursement, City conveniently presumes that [the test claim statute] mandated a higher level of service on local government, a prerequisite to reimbursement when an existing program is modified.

City's claim for reimbursement must fail for the following reasons: (1) [the test claim statute] did not compel City to do anything, (2) any increase in cost to City was only incidental to PERS' compliance with [the test claim statute], and (3) pension payments to retired employees do not constitute a "program" or "service" as that term is used in section 6.<sup>37</sup>

The court in *Anaheim* found that an increase in pension benefits to employees was not a "program" or "service" within the meaning of article XIII B, section 6.<sup>38</sup> The claimant in *City of Anaheim*:

argues that since [the test claim statute] specifically dealt with pensions for *public* employees, it imposed unique requirements on local governments that did not apply to all state residents or entities. [Footnote omitted; emphasis in original.]

However, the court continued:

Such an argument, while appealing on the surface, must fail. As noted above, [the statute] mandated increased costs to a state agency, not a local government. Also, PERS is not a program administered by local agencies.

Moreover, the goals of article XIII B of the California Constitution "were to protect residents from excessive taxation and government spending... [and] preclud[e] a shift of financial responsibility for carrying out governmental functions from the state to local agencies.... Bearing the costs of salaries, unemployment insurance, and workers' compensation coverage-costs which all employers must bear-neither threatens excessive taxation or governmental spending, nor shifts from the state to a local agency the expense of providing governmental services." (*County of Los Angeles v. State of California, supra,* 43 Cal.3d at p. 61.) Similarly, City is faced with a higher cost of compensation to its employees. This is not the same as a higher cost of providing services to the public. [Emphasis added, footnote omitted.]

Therefore, the court concluded that the test claim statute did "not fall within the scope of section 6."<sup>39</sup>

<sup>37</sup> City of Anaheim, supra, 189 Cal.App.3d at page 1482.

<sup>38</sup> Ibid.

<sup>39</sup> Id. at pages 1483-1484.

In San Diego Unified School Dist., supra, 33 Cal.4th at pages 876-877, the Court held:

Viewed together, these cases (County of Los Angeles, supra, 43 Cal.3d 46, City of Sacramento, supra, 50 Cal.3d 51, and City of Richmond, supra, 64 Cal.App.4th 1190) illustrate the circumstance that simply because a state law or order may increase the costs borne by local government in providing services, this does not necessarily establish that the law or order constitutes an increased or higher level of the resulting "service to the public" under article XIII B, section 6, and Government Code section 17514. [Emphasis in original.]

The test claim statutes create a situation where the employer may be faced with "a higher cost of compensation to its employees." As held by the court, in *City of Anaheim*, *supra*, "[t]his is not the same as a higher cost of providing services to the public." Therefore, the Commission finds that any increased wage and benefit costs that may be incurred indirectly following implementation of Welfare and Institutions Code section 12302.25, is not a new program or higher level of service.

# IHSS Advisory Committee: Welfare and Institutions Code Sections 12301.3, 12301.4, and 12302,25, Subdivisions (d) & (e)

Welfare and Institutions Code section 12301.3, was added by Statutes 1999, chapter 90. The amendments by Statutes 2000, chapter 445, are indicated by underline, as follows:

(a) Each county shall appoint an in-home supportive services advisory committee that shall be comprised of not more than 11 individuals. No less than 50 percent of the membership of the advisory committee shall be individuals who are current or past users of personal assistance services paid for through public or private funds or as recipients of services under this article.

(1)(A) In counties with fewer than 500 recipients of services provided pursuant to this article or Section 14132.95, at least one member of the advisory committee shall be a current or former provider of in-home supportive services.

(B) In counties with 500 or more recipients of services provided pursuant to this article or Section 14132.95, at least two members of the advisory committee shall be a current or former provider of in-home supportive services.

(2) Individuals who represent organizations that advocate for people with disabilities or seniors may be appointed to committees under this section.

(3) Individuals from community-based organizations that advocate on behalf of home care employees may be appointed to committees under this section.

(4) A county board of supervisors shall not appoint more than one county employee as a member of the advisory committee, but may designate any county employee to provide ongoing advice and support to the advisory committee.

(b) Prior to the appointment of members to a committee required by subdivision (a), the county board of supervisors shall solicit recommendations for qualified members through a fair and open process that includes the provision of reasonable written notice to, and reasonable response time by, members of the general public and interested persons and organizations.

(c) The advisory committee shall submit recommendations to the county board of supervisors on the preferred mode or modes of service to be utilized in the county for in-home supportive services.

(d) Any county that has established a governing body, as provided in subdivision (b) of Section 12301.6, prior to July 1, 2000, shall not be required to comply with the composition requirements of subdivision (a) and shall be deemed to be in compliance with this section.

Welfare and Institutions Code section 12301.4, was added by Statutes 1999, chapter 90. The amendments by Statutes 2000, chapter 445, are indicated by underline, as follows:

(a) Each advisory committee established pursuant to Section 12301.3 or 12301.6 shall provide ongoing advice and recommendations regarding in-home supportive services to the county board of supervisors, any administrative body in the county that is related to the delivery and administration of in-home supportive services, and the governing body and administrative agency of the public authority, nonprofit consortium, contractor, and public employees.

(b) Each county shall be eligible to receive state reimbursements of administrative costs for only one advisory committee and shall comply with the requirements of subdivision (e) of Section 12302.25.

Welfare and Institutions Code section 12302.25, subdivision (d), as added by Statutes 1999, chapter 90, provides that prior to implementing the "employer of record" requirement, "a county shall establish an advisory committee as required by Section 12301.3 and solicit recommendations from the advisory committee on the preferred mode or modes of service to be utilized in the county for in-home supportive services."

Subdivision (e) provides that "Each county shall take into account the advice and recommendations of the in-home supportive services advisory committee, as established pursuant to Section 12301.3, prior to making policy and funding decisions about the program on an ongoing basis."

A test claim statute mandates a new program or higher level of service within an existing program when it compels a claimant to perform activities not previously required.<sup>40</sup> Establishing, maintaining and taking advice from an advisory committee regarding the operation of IHSS was not required of counties prior to Statutes 1999, chapter 90. Therefore, the Commission finds that the plain language of Welfare and Institutions Code sections 12301.3, 12301.4, and 12302.25, subdivisions (d) and (e), mandates a new program or higher level of service, for the following new activities:

• Each county that does not qualify for the exception provided in section 12301.3, subdivision (d), shall appoint an in-home supportive services advisory committee that shall be comprised of not more than 11 individuals, with membership as required by section 12301.3, subdivision (a): "No less than 50 percent of the membership of the advisory committee shall be individuals who are current or past users of personal

<sup>40</sup> Lucia Mar Unified School Dist., supra, 44 Cal.3d 830, 836.

assistance services paid for through public or private funds or as recipients of services under this article." (Welf. & Inst. Code, §§ 12301.3, subd. (a), 12302.25, subd. (d).)<sup>41</sup>

Following the September 14, 2000 amendment by Statutes 2000, chapter 445, counties shall appoint membership of the advisory committee in compliance with Welfare and Institutions Code section 12301.3, subdivision (a)(1) and (a)(4):

In counties with fewer than 500 IHSS recipients, at least one member of the advisory committee shall be a current or former provider of in-home supportive services; in counties with 500 or more IHSS recipients, at least two members of the advisory committee shall be a current or former provider of in-home supportive services.

A county board of supervisors shall not appoint more than one county employee as a member of the advisory committee. (Welf. & Inst. Code, § 12301.3, subd. (a).)<sup>42</sup>

- Prior to the appointment of members to a committee required by section 12301.3, subdivision (a), the county board of supervisors shall solicit recommendations for qualified members through a fair and open process that includes the provision of reasonable written notice to, and reasonable response time by, members of the general public and interested persons and organizations. (Welf. & Inst. Code, § 12301.3, subd. (b).)<sup>43</sup>
- The county shall solicit recommendations from the advisory committee on the preferred mode or modes of service to be utilized in the county for in-home supportive services. (Welf. & Inst. Code, § 12302.25, subd. (d).)<sup>44</sup>
- The advisory committee shall submit recommendations to the county board of supervisors on the preferred mode or modes of service to be utilized in the county for in-home supportive services. (Welf. & Inst. Code, § 12301.3, subd. (c).)<sup>45</sup>
- Each county shall take into account the advice and recommendations of the in-home supportive services advisory committee, as established pursuant to section 12301.3, prior to making policy and funding decisions about IHSS on an ongoing basis. (Welf. & Inst. Code, § 12302.25, subd. (e).)<sup>46</sup>
- One advisory committee formed pursuant to sections 12301.3 or 12301.6, shall provide ongoing advice and recommendations regarding in-home supportive services to the county board of supervisors, any administrative body in the county that is related to the delivery and administration of in-home supportive services, and the governing body and
- <sup>41</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).
- <sup>42</sup> As amended by Statutes 2000, chapter 445 (oper. Sept. 14, 2000.)
- <sup>43</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).
- <sup>44</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).
- <sup>45</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).
- <sup>46</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).

administrative agency of the public authority, nonprofit consortium, contractor, and public employees. (Welf. & Inst. Code, § 12301.4.)<sup>47</sup>

Since 1992, Welfare and Institutions Code section 12301.6 has provided an option for counties to "[c]ontract with a nonprofit consortium to provide for the delivery of in-home supportive services ... or ... [e]stablish, by ordinance, a public authority to provide for the delivery of in-home supportive services." According to the September 1999 California State Audit Report on In-Home Supportive Services,<sup>48</sup> provided by the claimant as Exhibit 4 to the test claim, "As of June 1999, 6 of the State's 58 counties—Alameda, San Mateo, San Francisco, Santa Clara, Los Angeles, and Contra Costa—had elected to create public authorities for the delivery of inhome supportive services," under the optional program described in Welfare and Institutions Code section 12301.6. Therefore, those counties, plus any others meeting the exception described in section 12301.3, subdivision (d), are not required to *establish* an advisory committee, but they may be subject to the ongoing requirements of section 12301.4.<sup>49</sup>

DSS does not dispute that the formation and continuing operation of advisory committees pursuant to Welfare and Institutions Code sections 12301.3 and 12301.4 results in an entirely new program or higher level of service to the public. However, both DSS and DOF argue that it is already being sufficiently funded by the state.<sup>50</sup> This is addressed at Issue 3, below, regarding "costs mandated by the state."

# Issue 2: Are the remaining test claim statutes subject to article XIII B, section 6 of the California Constitution?

Several code sections pled were not in fact substantively amended by the test claim statutes, and therefore are not subject to article XIII B, section 6.

Welfare and Institutions Code section 2 provides: "[t]he provisions of this code, insofar as they are substantially the same as existing statutory provisions relating to the same subject matter, shall be construed as restatements and continuations, and not as new enactments."<sup>51</sup> The

<sup>47</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).

<sup>48</sup> Subtitled "Since Recent Legislation Changes the Way Counties Will Administer the Program, the Department of Social Services Needs to Monitor Service Delivery."

<sup>49</sup> Government Code section 17565 provides that if a claimant "at its option, has been incurring costs which are subsequently mandated by the state, the state shall reimburse the local agency or school district for those costs incurred after the operative date of the mandate."

<sup>50</sup> DOF's March 6, 2002 comments, pages 3-4, also argue that because the advisory committees "relate to the process of determining the rate of pay and benefits and of paying workers who provide services administered or overseen by the county, there is no "program" ... for which reimbursement is required." The cases cited by DOF in support of this proposition do not include facts where there were distinct administrative activities *required* by the test claim statutes, in addition to the higher contribution costs alleged, therefore, the Commission finds that this argument does not preclude a finding of a new program or higher level of service.

<sup>51</sup> This is in accordance with the California Supreme Court decision, which held that "[w]here there is an express repeal of an existing statute, and a re-enactment of it at the same time, or a repeal and a re-enactment of a portion of it, the re-enactment neutralizes the repeal so far as the

Commission finds that a renumbering, reenactment or restatement of prior law does not impose a reimbursable state-mandated program to the extent that the provisions and associated activities remain unchanged.

#### Welfare and Institutions Code Section 12301,6

Welfare and Institutions Code section 12301.6 provides an option for counties to "[c]ontract with a nonprofit consortium to provide for the delivery of in-home supportive services ... or ... [e]stablish, by ordinance, a public authority to provide for the delivery of in-home supportive services." It was amended by Statutes 1999, chapter 90,<sup>52</sup> but then repealed and reenacted in its original form by Statutes 1999, chapter 91; both statutes were effective and operative on July 12, 1999. Government Code section 9605 provides: "In the absence of any express provision to the contrary in the statute which is enacted last, it shall be conclusively presumed that the statute which is enacted last is intended to prevail over statutes which are enacted earlier at the same session ......" Thus Statutes 1999, chapter 91 conclusively prevails over chapter 90 with respect to Welfare and Institutions Code section 12301.6 so that no language was changed when compared to prior law. Therefore, the Commission finds that Welfare and Institutions Code section 1230<u>1.6</u> was not substantively amended by the test claim statutes and is not subject to article XIII B, section 6.

#### Welfare and Institutions Code Section 12301.8

Similarly, Welfare and Institutions Code section 12301.8 was added by Statutes 1999, chapter 90<sup>53</sup> and repealed entirely by Statutes 1999, chapter 91, both effective and operative on July 12, 1999. Government Code section 9605 also applies here, therefore, due to the repeal in Statutes 1999, chapter 91, Welfare and Institutions Code section 12301.8 never operated as law. Thus, the Commission finds that Welfare and Institutions Code section 12301.8 was never operative and is not subject to article XIII B, section 6.

# Several test claim statutes do not impose a new program or higher level of service because they do not require any new activities or impose a cost shift pursuant to article XIII B, section 6.

A test claim statute or executive order mandates a new program or higher level of service within an existing program when it compels a local agency to perform activities not previously required,<sup>54</sup> or when legislation requires that costs previously borne by the state are now to be paid by local agencies. Thus, in order for a statute to be subject to article XIII B, section 6 of the California Constitution, the statutory language must order or command that local governmental agencies perform an activity or task, or result in "a transfer by the Legislature from the State to cities, counties, cities and counties, or special districts of complete or partial financial

old law is continued in force. It operates without interruption where the re-enactment takes effect at the same time." (In re Martin's Estate (1908) 153 Cal. 225, 229.)

<sup>52</sup> Statutes 1999, chapter 90 would have amended the cost sharing provision between the state and the county for operating a public authority or nonprofit consortium under section 12301.6.

<sup>53</sup> Statutes 1999, chapter 90 would have added specific state cost-sharing language for increased wages and benefits, above the federal minimum wage, for IHSS providers employed through a public authority, nonprofit consortium, or contract.

<sup>54</sup> Lucia Mar Unified School Dist., supra, 44 Cal.3d 830, 836.

responsibility for a required program for which the State previously had complete or partial financial responsibility.<sup>355</sup>

#### Government Code Section 16262.5

Government Code section 16262.5 provides that counties "shall not be reduced for the state share of the nonfederal costs for the administration of the In-Home Supportive Services program," under certain circumstances. This section was amended by Statutes 1999, chapter 90, to extend the period of time that this provision was applicable from June 30, 1998 to June 30, 2001, and amended other references to fiscal years consistent with this extension. The section generally provides an opportunity for fiscal relief for counties that are reducing funding for administrative activities county-wide in their budget, and also seek to reduce the administrative costs of IHSS in their budget.

Claimant alleges that this section, as amended, "extends the period for which the counties shall not be reduced for the state share of nonfederal costs for administration of the IHSS program but limits the state share of those costs."<sup>56</sup>

The costs of IHSS have been shared between federal, state and county government since the inception of the program. The test claim statute extended a county fiscal relief program for two additional fiscal years which functioned to provide applicant counties with a reduced share of administrative costs of IHSS. Extending the number of years of fiscal relief available to counties does not require new activities on the part of the claimant, and does not transfer from the state to local agencies "financial responsibility for a required program," as described in article XIII B, section 6, subdivision (c); of the California Constitution. Therefore, the Commission finds that Welfare and Institutions Code section 16262.5, as amended by Statutes 1999, chapter 90, does not mandate a new program or higher level of service.

#### Welfare and Institutions Code Sections 14132.95, 17600 and 17600.110

Statutes 1999, chapter 90 amended Welfare and Institutions Code section 17600, by *deleting* subdivision (b)(4), which eliminated the "In-Home Supportive Services Registry Model Subaccount" from the Sales Tax Account of the Local Revenue Fund.

The deleted language was originally added to the code by Statutes 1993, chapter 100. An uncodified portion of Statutes 1999, chapter 90; (§ 12), provides that "The unencumbered amount residing in the In-Home Supportive Services Registry Subaccount of the Sales Tax Account of the Local Revenue Fund on January 1, 2000, shall be transferred to the General Fund." Statutes 1999, chapter 90 also deleted Welfare and Institutions Code section 17600.110, which previously provided that "(a) Moneys in the In-Home Supportive Services Registry Model Account shall be available for allocation by the Controller for the purposes of Section 12301.6."

Welfare and Institutions Code section 14132.95 is a detailed description of IHSS eligibility services and funding, established by prior law. Statutes 1999, chapter 90, deleted subdivision (k)(3)(A) - (C), which previously specified the allocation of the subaccount funding in Welfare and Institutions Code section 17600.110. This funding was earmarked for "the establishment of

<sup>56</sup> Test Claim Filing, page 9.

<sup>&</sup>lt;sup>55</sup> California Constitution, article XIII B, section 6, subdivision (c).

an entity specified in Section 12301.6." Prior law allowed a county "*at its option*, [to] elect to"<sup>57</sup> contract with a nonprofit consortium or establish a public authority, to provide IHSS.

The removal of specific state subaccount funding tied to a discretionary program<sup>58</sup> does not require a claimant to perform new activities, nor does it transfer from the state to local agencies "financial responsibility for a required program," as described in article XIII B, section 6, subdivision (c), of the California Constitution. The Commission finds that Statutes 1999, chapter 90, amending Welfare and Institutions Code sections 14132.95, 17600 and 17600.110, does not mandate a new program or higher level of service.

#### Welfare and Institutions Code section 12302.7

Welfare and Institutions Code section 12302.7 was repealed by Statutes 1999, chapter 90. Prior to repeal of the law, the code section provided for an optional method for counties to contract for IHSS. The section had an inoperative date of July 1, 2001, and an automatic repealer provision operative January 1, 2002. The earlier repeal of this section did not operate to place any new requirements on counties. Therefore, the Commission finds that the repeal of Welfare and Institutions Code section 12302.7 does not mandate a new program or higher level of service.

#### Welfare and Institutions Code Section 12303.4

As amended by Statutes 1999, chapter 90, language was stricken from Welfare and Institutions Code section 12303.4, as follows:

(a)(1) Any aged, blind, or disabled individual who is eligible for assistance under this chapter or Chapter 4 (commencing with Section 12500), and who is not described in Section 12304, shall receive services under this article which do not exceed the maximum of 195 hours per month.

(2) Recipients served in modes of delivery other than the individual-provider mode shall be limited in the maximum number of service hours per month to 195 hours times the statewide wage rate per hour for the individual provider mode as calculated by the department and by dividing this product by the hourly cost of the mode of service to be provided.

(b)(1) Any aged, blind, or disabled individual who is eligible for assistance under this chapter or Chapter 4 (commencing with Section 12500), who is in need, as determined by the county welfare department, of at least 20 hours per week of the services defined in Section 12304, shall be eligible to receive services under this article, the total of which shall not exceed a maximum of 283 hours per month.

(2) Recipients served in modes of delivery other than the individual provider mode shall be limited in the maximum number of service hours per month to 283 hours times the statewide wage rate per hour for the individual provider as calculated by the department and dividing this product by the hourly cost rate of the mode of service to be provided.

<sup>57</sup> Welfare and Institutions Code section 12301.6

<sup>58</sup> Ibid.

The claimant alleges "this section amends the total hours of services a qualified recipient is entitled to receive."<sup>59</sup>

Prior law allowed for reduction of the number of hours per month of service that a recipient might otherwise be eligible for, when the provider was employed in a method other than the individual provider mode. As an example, if the provider was paid through a contract with an hourly cost rate of \$10 per hour, but the current state wage rate for individual providers was \$8, a recipient otherwise eligible for 283 hours would be limited to approximately 226 hours. This could keep costs to the state and county comparable between the individual provider mode and another mode of service with a higher negotiated hourly cost rate, but could also result in a cut in services to the recipient.

Statutes 1999, chapter 90 eliminated this exception to the maximum number of hours of eligibility for a recipient. The Commission finds that Welfare and Institutions Code section 12303.4, by removing an exception to the maximum number of hours a recipient is eligible to receive, does not require any activities on the part of the counties and thus does not mandate a new program or higher level of service.

#### Welfare and Institutions Code Section 12306.1

Welfare and Institutions Code section 12306.1, as added by Statutes 1999, chapter 91, provides:

Notwithstanding paragraph (3) of subdivision (c) of Section 12301.6, with regard to wage increases negotiated by a public authority pursuant to Section 12301.6, for the 1999-2000 fiscal year the state shall pay 80 percent, and each county shall pay 20 percent, of the nonfederal share of paid increases up to fifty cents (\$0.50) above the hourly statewide minimum wage. This section shall be applicable to wage increases negotiated prior to or during the 1999-2000 fiscal year.

This section was repealed by Statutes 2000, chapter 108, effective and operative July 10, 2000.<sup>60</sup> Welfare and Institutions Code section 12301.6, as referred to in section 12306.1, is a discretionary statute, and the Commission finds that any negotiated wages in excess of the state minimum wage, or cost-sharing resulting from such a statute, are all costs assumed at the option of the county.<sup>61</sup> The Commission finds that Welfare and Institutions Code section 12306.1 did not require any activities on the part of the counties, nor did it transfer from the state to local agencies "financial responsibility for a required program," as described in article XIII B, section 6, subdivision (c), of the California Constitution, and thus did not mandate a new program or higher level of service.

<sup>59</sup> Test Claim Filing, page 10.

<sup>60</sup> Statutes 2000, chapter 108 was not pled in the test claim.

<sup>61</sup> Kern High School Dist., supra, 30 Cal.4th at page 743: "We instead agree with the Department of Finance, and with City of Merced, supra, 153 Cal.App.3d 777, that the proper focus under a legal compulsion inquiry is upon the nature of claimants' participation in the underlying programs themselves."

# Issue 3: Do the test claim statutes found to impose a new program or higher level of service also impose costs mandated by the state pursuant to Government Code section 17514?

Reimbursement under article XIII B, section 6 is required only if any new program or higher level of service is also found to impose "costs mandated by the state." Government Code section 17514 defines "costs mandated by the state" as any *increased* cost a local agency is required to incur as a result of a statute or executive order that mandates a new program or higher level of service. At the time of filing the test claim, the claimant was required to allege costs in excess of \$200, pursuant to Government Code section 17564. The claimant estimated increased costs to the county share of wages and benefits in the range of \$10 to 21.7 million after establishing a public authority as the employer of record. In addition, the claimant states that these figures "do not include the administrative costs incurred with: creation and ongoing activities of the advisory committee, costs associated with the creation of any new modality or contracting with same, and costs associated with collective bargaining."

Government Code section 17556 provides, in pertinent part:

The commission shall not find costs mandated by the state, as defined in Section - 75 17514, in any claim submitted by a local agency or school district, if, after a hearing, the commission finds any one of the following:

(c) The statute or executive order imposes a requirement that is mandated by a federal law or regulation and results in costs mandated by the federal government, unless the statute or executive order mandates costs that exceed the mandate in that federal law or regulation. This subdivision applies regardless of whether the federal law or regulation was enacted or adopted prior to or after the date on which the state statute or executive order was enacted or issued.

(e) The statute, executive order, or an appropriation in a Budget Act or other bill provides for offsetting savings to local agencies or school districts that result in no net costs to the local agencies or school districts, or includes additional revenue that was specifically intended to fund the costs of the state mandate in an amount sufficient to fund the cost of the state mandate.

Although IHSS is a joint federal-state-local program, there is no evidence in the record that any of the mandated activities are required by federal law. Therefore, the Commission finds that Government Code section 17556, subdivision (c) does not apply.

The claimant stated that *none* of the Government Code section 17556 exceptions apply. However, DOF specifically argues that the claimant has been provided with funding for the advisory committee activities and that Government Code section 17556, subdivision (e) applies to deny a mandate finding.<sup>62</sup> In the response to comments filed September 9, 2002, page 5, the

<sup>62</sup> DOF Comments, page 1, filed March 6, 2002. DOF's March 28, 2007 comments also include a chart showing funds appropriated for the "IHSS Advisory Committee" through 2005-06.

claimant asserts that of the \$11,944 already claimed for the advisory committee expenses "[t]he costs for the Advisory Committee alone have exceeded several times the allotment actually paid by the Department of Social Services."

While state funds already provided must be used to offset any mandate reimbursement claimed, the claimant has provided a declaration that their administrative costs of forming and operating the advisory committee are not being fully reimbursed. To further support this claim, the claimant provided a copy of DSS claiming instructions for the January-March 2001 quarter, which allowed for 100 percent of "IHSS Advisory Committee/Direct Costs," retroactive to July 2000, but required claims for reimbursement of county administrative costs "for supporting the IHSS Advisory Committee," be charged separately under the standard claiming instructions for IHSS. Specifically the document states:

Costs incurred by the County Welfare Department (CWD) for supporting the IHSS Advisory Committee are not allowable for reimbursement under these codes. Any CWD costs for providing support activities for the IHSS Advisory Committee should be charged to the appropriate IHSS/PCSP claim codes on the County Expense Claim (CEC.)<sup>63</sup>

This requires a county share of costs as required by Welfare and Institutions Code section 12306.<sup>64</sup> Section 12306 requires that the state and county share non-federal administrative costs of IHSS in a 65 percent state/35 percent county split. Requiring the claimant to maintain this share of costs for a mandated new program or higher level of service would defeat the stated purpose of article XIII B, section 6 to "provide a subvention of funds to reimburse that local government for the costs of the program or increased level of service."

Various DSS County Fiscal Letters show that funds have been allocated for reimbursing counties for the direct costs of the mandatory advisory committee on an annual basis since July 2000.<sup>65</sup> However, the reimbursement period for this test claim begins on the operative date of Statutes 1999, chapter 90-July 12, 1999. In addition, the state could also fail to allocate such funds in any future budget year.<sup>66</sup>

Another source of funds noted in the County Fiscal Letters, beginning in fiscal year 2003-04, was for a small number of counties' administrative costs to act as the employer of record for

<sup>63</sup> County Fiscal Letter (CFL) No. 00/01-48, page 3, issued December 22, 2000, by DSS. (Also, Exh. 2 to Claimant's Response to Comments.)

<sup>64</sup> Claimant Response to Comments, page 5, filed September 9, 2002.

<sup>65</sup> DSS CFL, Nos. 00/01-14, 00/01-33, 00/01-48, 01/02-12, 02/03-28, 02/03-73, 03/04-46, 03/04-51, 04/05-16, 04/05-22, 04/05-27, 05/06-10, 06/07-02.

<sup>66</sup> In Carmel Valley Fire Protection Dist. v. State (2001) 25 Cal.4th 287, 299, the Court discussed that, subject only to the Governor's veto power, the Legislature has the power to determine how funds are expended in each annual budget: "Legislative determinations relating to expenditures in other respects are binding upon the executive: 'The executive branch, in expending public funds, may not disregard legislatively prescribed directives and limits pertaining to the use of such funds.'"

IHSS providers.<sup>67</sup> In the current fiscal year, 2006-07, this funding is limited to the counties of Alpine and Tuolumne and is for "the cost of administrative activities necessary for counties to act as the employer of record for IHSS providers." <sup>68</sup> However, the mandated activity pursuant to Welfare and Institutions Code section 12302.25 is for the initial *establishment* of an employer of record *on or before January 1, 2003*. Therefore, this funding is not specific to the mandated activity.

The Commission finds that section 17556, subdivision (e) does not apply to disallow a finding of costs mandated by the state, but all claims for reimbursement for the approved activities must be offset by any funds already received from state or federal sources. Thus, for the activities listed in the conclusion below, the Commission finds accordingly that the new program or higher level of service also imposes costs mandated by the state within the meaning of Government Code section 17514, and none of the exceptions of Government Code section 17556 apply.

#### CONCLUSION

The Commission concludes that Welfare and Institutions Code sections 12301.3, 12301.4, and 12302.25, as added by Statutes 1999, chapter 90 or amended by Statutes 2000, chapter 445 impose new programs or higher levels of service for counties within the meaning of article XIII B, section 6 of the California Constitution, and impose costs mandated by the state pursuant to Government Code section 17514, for the following specific new activities:

- From July 12, 1999, until December 31, 2002, each county shall establish an employer for in-home supportive service providers. This activity is limited to the administrative costs of establishing an employer of record through a public authority, nonprofit consortium, contract, county administration of the individual provider mode, county civil service personnel, or mixed modes of service. It does not include mandate reimbursement for any increased wages or benefits that may be negotiated depending on the mode of service adopted, or any activities related to collective bargaining. (Welf. & Inst. Code, § 12302.25, subd. (a).)<sup>69</sup>
- Counties with an IHSS caseload of more than 500 shall be required to offer an individual provider employer option upon request of a recipient, and in addition to a county's selected method of establishing an employer for in-home supportive service providers. This activity is limited to the administrative costs of establishing an employer of record in the individual provider mode, upon request. It does not include mandate reimbursement for any increased wages or benefits that may be negotiated, or any activities related to collective bargaining. (Welf. & Inst. Code, § 12302.25, subd. (a).)
- Each county that does not qualify for the exception provided in section 12301.3, subdivision (d), shall appoint an in-home supportive services advisory committee that shall be comprised of not more than 11 individuals, with membership as required by

<sup>67</sup> DSS CFL, No. 02/03-73, page 2.

<sup>68</sup> DSS CFL, No. 06/07-02, page 2.

<sup>69</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).

<sup>70</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).

section 12301.3, subdivision (a): "No less than 50 percent of the membership of the advisory committee shall be individuals who are current or past users of personal assistance services paid for through public or private funds or as recipients of services under this article." (Welf. & Inst. Code, §§ 12301.3, subd. (a), 12302.25, subd. (d).)<sup>71</sup>

• Following the September 14, 2000 amendment by Statutes 2000, chapter 445, counties shall appoint membership of the advisory committee in compliance with Welfare and Institutions Code section 12301.3, subdivision (a)(1) and (a)(4):

In counties with fewer than 500 IHSS recipients, at least one member of the advisory committee shall be a current or former provider of in-home supportive services; in counties with 500 or more IHSS recipients, at least two members of the advisory committee shall be a current or former provider of in-home supportive services.

A county board of supervisors shall not appoint more than one county employee as a member of the advisory committee. (Welf. & Inst. Code, § 12301.3, subd. (a).)<sup>72</sup>

- Prior to the appointment of members to a committee required by section 12301.3, subdivision (a), the county board of supervisors shall solicit recommendations for qualified members through a fair and open process that includes the provision of reasonable written notice to, and reasonable response time by, members of the general public and interested persons and organizations. (Welf. & Inst. Code, § 12301.3, subd. (b).)<sup>73</sup>
- The county shall solicit recommendations from the advisory committee on the preferred mode or modes of service to be utilized in the county for in-home supportive services.
   (Welf. & Inst. Code, § 12302.25, subd. (d).)<sup>74</sup>
- The advisory committee shall submit recommendations to the county board of supervisors on the preferred mode or modes of service to be utilized in the county for inhome supportive services. (Welf. & Inst. Code, § 12301.3, subd. (c).)<sup>75</sup>
- Each county shall take into account the advice and recommendations of the in-home supportive services advisory committee, as established pursuant to Section 12301.3, prior to making policy and funding decisions about IHSS on an ongoing basis. (Welf. & Inst. Code, § 12302.25, subd. (e).)<sup>76</sup>
- One advisory committee formed pursuant to sections 12301.3 or 12301.6, shall provide ongoing advice and recommendations regarding in-home supportive services to the
- <sup>71</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).
- <sup>72</sup> As amended by Statutes 2000, chapter 445 (oper. Sept. 14, 2000.)
- <sup>73</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).
- <sup>74</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).
- <sup>75</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).
- <sup>76</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).

county board of supervisors, any administrative body in the county that is related to the delivery and administration of in-home supportive services, and the governing body and administrative agency of the public authority, nonprofit consortium, contractor, and public employees. (Welf. & Inst. Code, § 12301.4.)<sup>77</sup>

The Commission concludes that all claims for reimbursement for the approved activities must be offset by any funds already received from state or federal sources, including funds allocated for the direct costs of the advisory committee. The Commission further concludes that Government Code section 16262.5, and Welfare and Institutions Code sections 12301.6, 12301.8, 12302.7, 12303.4, 12306.1, 14132.95, 17600 and 17600.110, as pled, along with any other test claim statutes and allegations not specifically approved above, do not impose a program, or a new program or higher level of service, subject to article XIII B, section 6.

<sup>77</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).

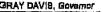
#### Attachments to Draft Staff Analysis

. . . .

Department of Social Services County Fiscal Letters Nos. 00/01-14, 00/01-33, 00/01-48, 01/02-12, 02/03-28, 02/03-73, 03/04-46, 03/04-51, 04/05-16, 04/05-22, 04/05-27, 05/06-10, 06/07-02

#### STATE OF CALIFORNIA - HEALTH AND HUMAN BERVICES AGENCY

DEPARTMENT OF SOCIAL SERVICES 744 P Street, Secremento, CA 95814





July 19, 2000

TO

#### COUNTY FISCAL LETTER (CEL) NO. 00/01-14

- ALL COUNTY WELFARE FISCAL OFFICERS
- SUBJECT: FISGAL YEAR (FY) 2000/01-IN-HOME SUPPORTIVE SERVICES (IHSS) PROGRAM ADMINISTRATIVE ALLOCATION

The purpose of this letter is to allocate \$174 million in Federal, State, and County Funds for the IHSS Program Administration in FY 2000/01. This allocation includes funding for costs associated with Personal Care Services Program (PCSP) activities, Supported Individual Providers (SIP), nurses, and denials of assistance.

- The IHSS allocation was developed using the following factors to best model each county's program size for FY 2000/01:
- Rech county's actual average monthly paid cases for the period covering and the second covering and the second s

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- Each county's FY 1998/99 actual IHSS unit cost adjusted for the cost of its doing business (1.84%) for both FY 1999/00 and FY 2000/01.
  - Each county's actual Title XIX usage rate based on expenditures through . The first three-quarters of EY-1899/00.
  - Each county was guaranteed to receive a minimum allocation of 90% of the transformed to receive a minimum allocation of 90% of 90

The caseload information used in this allocation was obtained from the in Home) Supportive Services Management Statistics Summary Report 1 Statewide growth of 5.5% through FY 2000/01 was applied to each county's average number of monthly paid cases. The allocation methodology used assumes that each IHSS/PCSP case takes 110 hours to process of her cases were multiplied by the 115-hour standard and then divided by 1778 hours available per worker to arrive at the Full Time Equivalenter for each county's An adjustment was made to provide all counties with a minimum of 4 tone-half sociality of the state of the sta

Countles that operate with SIPs were allocated additional funds included in the FY 2000/01 Budget Act for this activity based on a percent to total of the SIP amount included in the FY 1999/00 allocation. These additional funds were added to the initial base allocation.

The IHSS health-related (HR) usage rate was applied to the total program level to Identify potential Title XIX Federal funds for those activities in both PCSP and the residual program. The State General Fund (SGF) share was calculated at 70% of the non-federal share of the program.

The State share of administrative costs for IHSS activities claimed to Program Codes 102 (IHSS-Skilled Protessional Medical Personnel), 103 (IHSS-PCSP/HR), 104 (IHSS-Non HR/NonPCSP) and 330 (IHSS – Fraud) on the County Expanse Claim will be charged against this allocation. Expenditures that exceed the State allocation will be transferred to county only share through State Use Only Program Code 193. Consistent with prior policy, IHSS surplus funds will be redistributed to counties that are deficit during the closeout process.

#### IHSS Advisory Committee

The Budget Act of 2000 has appropriated \$1.8 million in total funds for the second operation of the county Advisory Committee required by Assembly Bill (AB) 1682.

The SGF portion, which is \$668,000 will be distributed equally to the counties who certify that they have established or will be establishing their AB 1682 Advisory Committee during the FY 2000/01. In order to access AB 1682 Advisory Committee funds, a county must complete the attached certification document (attachment #2) algned by the County Welfare Director and submit it to the Department of Social Services County Financial Analysis Bureau, postmarked no later than August 31<sup>st</sup>

#### Tvier vs. Anderson

Attotal of \$520,000 in State General funds is budgeted to cover costs associated with the space Tylef vs. Anderson claim, settlement activities. Costs will be shared 70% State, 30% County (IDUe) for idelay, in implementation of this program, the funds are not being with the trailocated at this time? When program guidelines are established, the Department will allocated of the counties of the soundes of the second state.

If you nave an viguesticine concerning this allocation, please call your county analyst in arthe County Financial Analysis Bureau at (916) 657-3806.

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ABY DAVERENOUS Deputy Director Administration Division

Attachment

c: CWDA

132

Attachment #1 FY 2000/01 IN-HOME SUPPORTIVE SERVICES (IHSS) ALLOCATION CFL 00/01-14

•	COUNTIES		FY 2000/01 IHSS ALLOCATION	FEDERAL SHARE	STATE	COUNTY	July 99-March 00 IHSS HR Usage Rate
•	·	1			<u>) 505108</u>		Cange Rais
•	ALAMEDA	1	\$7,266,263	\$3,206,443	\$2,841,874	\$1,217,946	87.36%
•	ALPINE		\$62,570	00,200,445 CD	\$43,799		0.00%
· ^•*;	AMADOR	•	\$78,464	539,496		\$11,690	
• • •	BUTTE		\$1,173,750	\$565,614	,021,210 8,102,202		99.65%
	CALAVERAS	,					95.40%
			\$135,740	\$75,170		\$24,171	95,55%
	COLUSA		5187,130	\$61,876		\$37,576	65.46%
	CONTRA COSTA		\$3,804,751	51,734,497			90:25%
· • • •	DEL NORTE		\$114,884	\$53,552			92.2B%
	BL DORADO	ŀ	\$290,874	\$119,365	\$120,056:	\$51,453	81.24%
	FRESNO		\$5,429,645	\$2,324,669		\$931,493	B4:76%
	GLENN	· ·	\$252,962	\$110,795	\$99,517	\$42,650	86.719
	HUMBOLDT	· . ·	\$1,461;362	\$722,151	\$517,448		97.83%
	IMPERIAL	÷	\$1,551,076	\$668,706	C617 650	\$264 211	85.35%
ц <u>е</u> ,	INYO 🖗 👘 👘		\$100,458	W \$47.502	337,069	S15.887	93.62%
i i	KERN	Ĩ	\$3,875,996	\$1.838.236	\$1,426,432	\$611,328	93.89%
	KINGS		<b>\$506,684</b>	\$248,521	\$180,714		97.10%
	LAKE A CARLY MAN	$\sim$	111-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-		Sec. \$257,929		100.009
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	LOS ANGELES		571,200,284	5 \$33.677 707	\$26,265,404	Q11 947 172	
	MADERA MAL		\$392,971	105 8195 687	\$138,102	41111111111111111111111111111111111111	· · · · · · · · · · · · · · · · · · ·
	MARIN	Į,	NA 1012,701	\$462,539	\$385,113	01C5 107	98.58%
	MARIPOSA	1	\$74,641	\$34,454	\$28,131	\$165,049 \$12,056	· · · · · · · · · · · · · · · · · · ·
	MENDOCINO	P	S1,609,887	\$766,109		4 5 1 1	91.389
	MERCED	1	\$800,528		\$590,645	\$253,133	94.219
	MODOC	1		S386,738	\$289,653	\$124,137	95.64%
<i>.</i>	MONO	6	\$85,519	\$43,196	\$29,626	\$12,697	100.009
	MONTEREY	ŝ.	\$61,105	\$18,868		\$12,671	61.149
	NAPA		\$1,965,915	\$955,995		s302,976	96.27%
10 a	NEVADA		\$409,148	\$196,238	\$149,037	\$63,873	94.95%
21.23 I	ORANGE	9	新生产的。 第二十一十一十一十一一百万万万万万万万万万万万万万万万万万万万万万万万万万万万万万	-145,953	\$102,905		· ] - 兴夜始约 98.63%
	PLACER	<u>.</u>	\$3,869,653	\$1,775,222		\$62B,329	90.82%
	FLUMAS	4	3675,053	\$311,150	\$254,732	\$109,171	91.25%
	RIVERSIDE	謹	\$1,77,770,899,882	\$47,756	S36,488		94.66%
	SACRAMENTO	E.	\$4,681,681	\$2,228,625	<sup>wilde</sup> \$1,717,139	\$735,917	-44.249
	SAN BENTTO	S.	\$7,407,952	53,478,138		\$1,178,944	92.95%
	SAN BERNARDINO	L.	14 <b>599,893</b>	·永静学\$35,256		\$19,391	69.8B%
			102 19 19 19 19 19 19 19 19 19 19 19 19 19	\$\$4,870,928	7,53,390,086	\$1,452,894	99.27%
湖北	SAN DIEGO Y	驳	1,075	\$4,504,564	\$3,679,558	\$1,576,953	91.36%
	SAN FRANCISCO	ЦĽ.	6 58,340,498	\$4,016,674	\$3,026,677	学说 \$1.297.147	95.34%
	SAN JOAQUIN		Sh	15:\$1,237,333	135 5969.919	5415.6B0	93.39%
	SAN LUIS OBISPO		5919,155	\$451,848 \$665,923	外部第二条327,115	\$140,192	. 前面直接 97.32%
	BAN MATEO	Å.	51,695,386	Sec. 5665,923	\$720,624	15 - S308 830	77.769
31	SANTA BARBARA	<b>化</b> 基本的多少量的	5545 S942,615	「「「「「「「S3RR 769」	23 C107 602	WARNE BICCICA	81.65%
翻	SANTA CLARA	畜	\$4,017,965	嚴\$1,864,169,	a 1.507.657	5646.130	91.85%
[22]	SANTA CRUZ	毲	\$963,614 (1991,146 (1991,146 (1991,146 (1991,146 (1991,146) (1991,	\$461,147,	· \$351.727	Sec. \$150.740	78.749
藗	SHASTA	翳	(Sealer 1993) 446.	\$446,740	\$339,294	5145,412 58,108	Home 94,959
	SIERRA	嬱	342,775	1 2063300.515.749	PROFESSION FIRETE	<b>58.10</b> 8	72.889
ŔΪ	SISKIYOU SOLANO	2	S154,822	202, サ/4, 202	2013 556,392	\$24,168	94.96%
酸十		孍	各部新加州市市市的基本1,892,513。	加强的。每940.377。	四世祖朝 5666,495	1 1 5285,641	9B.37%
	BONOMA	藯	容规规则的存在的S2;781;972。	368 568	5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5 5	\$424,021	97.399
	STANSLAUS	2	· S2;651,223	\$1,265,541 \$116,672	\$969,977	\$415,705	94.509
S.	SUTTER		「小公告部時期になった影響にたてフィー・フィク	\$116 672	\$80.196	\$34 970	99,899
34 A	TEHAMA	癫	1 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3 3	S133.003	5-29-54 5149.038	\$64,130	
	IRINITRY WAR	錘	\$81,824	520,B74	\$42,665	\$64,190 \$18,285	1 75.939 50.509
ľ			1,000,000 billion	\$675.165	\$479,305	5205,416	
· L	TUOLUMNE		5204,644	\$675,165 \$103,370	\$70,892		98.299
: ľ	VENTURA YOLO		\$1,414,294	\$693,747	5504,383	\$30,382 \$216.164	100.009
			\$745,295	5366,568	\$265,109	\$216,164	97.119
<u>e</u>	YUBA		\$359,861	\$181,521	\$124,838		97.37%
					4127,038	\$53,502	99.86%
	TOTAL		\$174,070,000	\$81,858,000	\$64,548,000	 	· · · · · · · · · · · · · · · · · · ·
-	an and Bridge view 1986			- aut,038,000	w04,048,000	\$27,664,000	93.07%

References in

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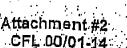
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#### STATE OF CALIFORNIA - HEALTH AND HUMAN BERVICES AGENOY

DEPARTMENT OF SOCIAL SERVICES 744 P Street, Secremento, CA 95814 GRAY DAVIB, Governor





#### AB 1682 ADVISORY COMMITTEE CERTIFICATION

County certifles:

We have established, or will establish an AB 1682 Advisory. Committee during Fiscal Year 2000/01.

We have a Public Authority In our county, but have established, or will establish during FY 2000/01, an AB 1682 Advisory Committee that is separate from the existing Public Authority Advisory Committee.

SIGNATURE

County Welfare Director

Return this form by August 31, 2000 to:

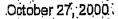
Callfornia Department of Social Services
 County Financial Analysis Bureau, F

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#### BTATE OF OALIFORNIA - HEALTH AND HUMAN BERVICES AGENCY

DEPARTMENT OF SOCIAL SERVICES 744 P Street, Secramento, CA 95814





TO:

SUBJECT:

COUNTY FISCAL LETTER (CFL) NO. 00/01-33

ALL COUNTY WELFARE DIRECTORS ALL COUNTY FISCAL OFFICERS

REVISED FISCAL YEAR 2000/01 IN-HOME SUPPORTIVE SERVICES (IHSS) PROGRAM ADMINISTRATIVE ALLOCATION.

#### REFERENCE: COUNTY FISCAL LETTER (CFL) NO. 00/01-14

This letter provides your county with a revised FY 2000/01 IHSS Administrative Program allocation. This revised allocation includes an additional \$668,000 in State General Fund and \$847,000 in Federal Reimbursement for the start-up and operation of the AB 1682 IHSS Advisory Committees. Each county's revised allocation is a result of the Certification Statements (CFL NO. 00/01-14, Attachment II) that were returned to the County Financial Analysis Bureau. In order to be eligible to receive a portion of the available State General Fund, a county needed to certify that they will be establishing or continuing operation of an AB 1682 Advisory Committee in the current Fiscal Year.

The available funds are being distributed equally to the participating counties (see Attachment I) and then added to your total initial IHSS administrative allocation (CFL 00/01-14) for a revised IHSS administrative allocation (see Attachment II).

A new claiming code(s), specific to the AB 1682 Advisory Committees will be established and tracked against the IHSS Administrative Allocation. Claiming Instructions and program guidelines for the AB 1682 Advisory Committee allocation will be issued to the countles as soon as possible. Program Codes 102, 103, 104 and 330 will continue to be controlled against the total IHSS Administrative Allocation.

For questions regarding this allocation, please contact your county analyst in the County Financial Analysis Bureau at (916) 657-3806. For program questions please contact Vanessa Southward of the Adult Programs Bureau at (916) 229-4004.

Original Document Signed by DOUGLAS D. PARK on 10/27/00

DOUGLAS D. PARK, Chief Financial Planning Branch

Attachments

o: CWDA

#### FY.2000/01

# IH88 Advisory Committees Allocation

		·	•	• •	Sec. 2. 6			
_	County	Total	Federal	State -	County			
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CFL 00/01-33 TTACHMENT I

# REVISED FY 2000/01 IN-HOME SUPPORTIVE SERVICES (IHSS) ADMINISTRATIVE ALLOCATION

	COUNTY	<b>1</b> .,	FY 2000/01 REVISED INSS ALLOCATION	- FEDERAL SHARE	STATE	COUNTY SHARE	•	' July 99-March 00 IH88 HR Usoge Rate
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	BUTTE		\$1,200,804	\$589,739		5182,441		95,40%
	CALAVERAS	F	\$182,794	\$90,295	\$68,328	\$24,171		95.55%
	COLUSA	Ł	\$214,184	\$77,001		\$37,576		65.46%
	CONTRA COSTA	Ŀ	\$3,831,805		51,461,107:			
	DEL NORTE	ľ.	51,41,938	\$68,677			÷	92.28%
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	OLENN *	1	\$280,016	\$125,920		\$42,650	ŧ	B6.71%
	HUMBOLDT		\$1,488,416	\$737,276	\$529,377			97.83%
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#### DEPARTMENT OF SOCIAL SERVICES 744 P Street, Secremento, CA 85814

December 22, 2000

COUNTY FISCAL LETTER (CFL) No. 00/01-48

- TO: COUNTY WELFARE DIRECTORS
- COUNTY FISCAL OFFICERS
- COUNTY AUDITOR CONTROLLERS
- SUBJECT: COUNTY WELFARE DEPARTMENT (CWD) COUNTY EXPENSE
- CLAIM (CEC) FOR THE JANUARY-MARCH 2001 QUARTER TIME
- STUDY AND CLAIMING INSTRUCTIONS
- This CFL provides time study and claiming instructions for the January through March 2001 quarter and includes information pertaining to the following program areas:

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- In-Home Supportive Services ((HSS)
- <u>In-Home Supportive Services Tyler-V, Anderson</u>
- Child Welfare Services (CWS) Live Scan/California Law
- Enforcement Telecommunications System (CLETS) Background
- Checks
- Non-Emergency Assistance-Emergency Response (Non-EA-ER) Referrals
- California Work Opportunity and Responsibility to Kids (CalWORKs)
- CalWORKs Transitional Services, Nonfederal
- Workforce Investment Act
- Two-Parent Families
- Supportive Services Outreach
  - Job Training and Partnership Act
- - - 138









Page 6

Page 7

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Page 2

Page 3

Page 4

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The Program Code Descriptions (PCDs) and Support Staff Time Reporting Instructions for use during the March quarter is as follows:

Social Services	3/01
CalWORKs	3/01
Other Public Welfare Programs	3/01
Child Care	3/01
Non-Welfare	3/01
Staff Development	3/01
Electronic Data Processing	3/01
Support Staff Time Reporting Instructions	3/01
General Time Study Instructions	3/01

Attached are copies of the March 2001 PCDs for the Social Services, CalWORKs, Other Public Welfare Programs, Child Care, Non-Welfare, Staff Development, Electronic Data Processing, Support Staff Time Report Instructions and the General Time Study Instructions.

#### I. GENERAL

In order to increase the effectiveness and timeliness of when the audited claims are returned to the counties, we will return the audited claims via e-mail beginning with the September 2000 quarter. This information was shared with the counties via an e-mail message sent on November 20, 2000 asking for their correct county contact person's e-mail address. If you have any updates to this, please e-mail us at <u>cec@dss.ca.gov</u>. Counties will continue to send all completed quarterly and supplemental claims to <u>csystems@dss.ca.gov</u>.

II. SOCIAL SERVICES

A. In-Home Supportive Services (IHSS)

<u>Time Study:</u> None

Claiming Instructions:

Assembly Bill 1682 (Chapter 90, Statutes of 1999) requires each county to establish an Advisory Committee to provide recommendations on modes of service to be used in the county for IHSS.

Retreactive to the September 2000 quarter, the following Program Code (PC) and Program identifier Number (PIN) have been established to capture costs associated with the IHSS Advisory Committees

These costs may laclude but are not limited to: stipends, travel, training, mileage, conference fees, and supplies. Advisory Committees in the Public Authority counties will submit claims for expenses in the same manner as the Non-Public Authority counties.

+ <u>PC</u> D23 D23 D2306B History Committee-Direct Costs

The sharing ratio will be 0/53/47/0 (Federal/State/Health/County): Expenditures will be controlled to the IHSS administration allocation (Refer to CFL #00/01-33, dated October 27, 2000). Advisory Committee costs that were incurred and paid between July and September 2000 may be submitted on a supplemental claim.

Costs Incurred by the County Welfare Department (CWD) for supporting the IHSS Advisory Committee are not allowable for reimbursement under these codes. Any CWD costs for providing support activities for the IHSS Advisory Committee should be charged to the appropriate IHSS/PCSP claim codes on the County Expense Claim (CEC).

B.eln-Home Supportive Services (IHSS) → Tyler v: Anderson

Time Study:

Effective with the March 2001 quarter tail activities related to the Tyler V. Anderson class action lawsuit should be reported to Time Study, Code (TSC) 1042 MRS — NON HR/NON PCSP, The Tyler V. Anderson Jawsuit relates to Range of Motion (ROM) exercises provided to HRSS recipients between June 17, 1990 and March 31, 1994. No revisions are being made to the current Program Code Description for TSC 1042 since the existing language already includes implementation activities for court cases. Counties should time study all of their for Tyler vs. Anderson activities to this code.

Please refer to All-County Information Notice No.1-99-99 dated December 22, 1999, for program implementation instructions.

Please reference CFL 92/93-46, dated June / 1993 for claiming instructions.

#### C. CWS - Live Scan/ CLETS Background Checks

As outlined in CFL 99/00-55, dated March 30/2009, Senate Bill (SB) 645 appropriated funds to reimburse counties for costs associated with conducting background checks of relatives, prospective guardians, or other persons who are not licensed or certified foster parents. Counties were to use the California Law Enforcement Telecommunications System (CLETS) or Child Abuse Index for these background checks and charge the associated processing fees to PC 359, CWS Background Checks.

SB 2161, Chapter 421, Statutes of 2000 updates the previous statutory requirements regarding the use of the CLETS as a means of assessing the appropriateness of a foster care placement. CWDs now have statutory authority to access full criminal background information via the CLETS. This legislation also requires CWS placement agencies to follow up a CLETS or Child Abuse Index background check with a fingerprint check within five judicial days which can be done by using an automated mobile and fixed location fingerprint identification system (Live Scan).

As a result of the above changes, the Budget Act of 2000 appropriated \$6,075,000 for the purchase and maintenance of Live Scan equipment that is to be used specifically for the background check/fingerprinting associated with CWS relative/guardian or other non-licensed/certified foster parent placement assessments. As outlined in CFL 00/01-43 dated November 13 2000, the Live Scan and CWS Background Check funds were combined into one allocation and as outlined below, both the costs will be claimed to PC 359.

#### Time Study:

Time Study Code (TSC) 3591, CWS Live Scan/CLETS(Background) Checks has been established to capture staff activities associated with using the Live Scan equipment to fingerprint foster parents and transfer information to the Child Abuse Index, Federal Bureau of Investigation and Department of Justice for a set background check.

#### TSC Description P

.3591 CWS Live Scan/CLETS Background Checks

Claiming instructions:

To accommodate the combined allocation/claiming of the Live Scan and background check costs, retroactive to the September 2000 quarter the title top RC 359 CWS/Background Checks has been changed to WS/Background Checks. PIN 359031, Contracted Services has been established to

capture the costs of purchasing Live Scan equipment, the associated implementation fees, and ongoing equipment Maintenance and Operation (M&O) costs. All CWS background check fees will continue to be claimed to 359068. CWS Live Scan/CLETS Background Checks – Direct Costs.

 PC
 PIN
 Description

 359
 359031
 CWS-Live Scan/CLETS Background Checks-Contracted

 359068
 CWS-Live Scan/CLETS Background Checks-Direct

 D. Non-EA-ER Referrals
 Services

Time Study Effective retroactively to the December 2000 quarter TSC 1101 Non-EA-ER Referrals, has been established to capture time spent on Non-EA-ER Referral 🞬 cases that do not meet the EA criteria (i.e., more than one episode in a 12-month period). The Fiscal Policy Bureau issued a reminder (CEL No. 99/00-55) to CWDs to query the Assistance to Children in Emergency (ACE) System for prior EA episodes to determine when a child is an EA case or not. Workers should use TSC 1101 at the point in time when it becomes known that the case is not. EA eligible. Array he washing the unit of the state of the state of the The Social Services Program Code Descriptions (PCDs)-have been lipdated to include the following Non-EA-ER Referral activities time spent receiving and emergency referrals toonfirming whether the referral is a child welfare services referral, completing the ER protocol, and investigating the emergency allegations, including the collateral contacts. This includes time spenticlosing those cases in which the allegations are unfounded. For those cases in which the allegations are rounded, it includes investigation activities reporting to the Department of Justice, and notifying the parents regarding the temporary custody

Claiming instructions:

TPC 110" Non-EA\*ER" has been established retroactive to me December 2000. quarter to claim the costs of Non-EA-ER cases that domotimeet the EA omeday.

PC Description

1103, 46, 321110088-911 WW ConSupport Operating Costa: (Bodes: Available) or

110092 July Creework OT/CTO COSTS

10093 With Support Staff OT/OTO/Costs

Non-EA-ER is funded with Federal Title IV-E funds 50/35/0/15 (Federal )

The Title IV-E non-federal discount ratio will be applied to costs reported on PC 110 and the non-federal portion shifted to PC 146.

#### III. CalWORKs

#### A. Information and Referral

en en en de la samérica de la companya de la compa It has come to our attention that a code has not been established for County Welfare Departments (CWDs) to claim costs associated with contracted services for Information and Referral activities. Retroactive to the September 2000 quarter, the direct cost PIN code for PC 664 has been established to capture these costs, based on the final TANF regulations and new reporting requirements associated with CalWORKs Information and Referral services. The sharing ratio is 100/0/0/0 (Federal/State/Health/County). Time Study: 5

#### None Mitter

### Cialming instructions:

The following direct cost PIN has been established for PC 664; PIN Description

664032 Information and Referral-Contracted Services (Non-assistance).

B. CalWORKs Transitional Services, Nonfederal

#### Time Study:

Effective with the March 2001 quarter, the program description listed under TSC 6481 CalWORKs Transitional Services, Nonfederal has been amended to include activities associated with Two-Parent Families. This activity was overlooked during the implementation of the State Only wo Parent ramily program."

#### Claiming Instructions None.

### C. Workforce Investment Act

Time Study: Subsequent to review and discussions between the California Department of A Social Services (CDSS) and County Welfare Directors Association (GWDA) and retroactive to the September 2000 quarter, costs associated with the provision of services under the Workforce Investment Act (WIA) will be captured under the following TSCs:

Description

WIA Dislocated Worker Program WIA Adult Program Activities WIA Youth Program Activities 8231

WIA Rapid Response Activities WIA Formula Grant Activities

WIA Retention Activities

WIA WW Grant 30%-70% Activities

WIA Other Activities 8271.), Claiming Instructions: Retroactive to the September 2000 quarter, costs associated with the provisions of services under the Workforce Investment Act (WIA) will be captured under the following PC's The sharing ratios for these programs are 0/0/100 (Federal/State/County).

PC PIN 🚮 Description WIA Dislocated Worker Program-Direct Costs 820 820068 821 WIA Adult Program Activities-Direct Costs 821068 WIA Youth Program Activities-Direct Ocsts 822 822068 % 823068 823 WIA Rapid Response Activities-Direct Costs 824068 WIA Formula Grant Activities-Direct Costs **B24** B25068 WIA Retention Activities-Direct-Costs B26068 WIA WtW Grant 30%-70% Activities-Direct Costs 826 AND 827068 History WIA Other Activities-Direct Costs Support staff performing direct-to-program activities associated with the provision of services under WIA will time study to B-46, Workforce Investment Act

Activities

8211

824.1

8251

B261...

D. Two-Parent Families

Time Study: Per CFL"No, 00/01-04, counties will time study all CalWORKs eligibility activities including Two-Parent Family, to TSC 6141 CalWORKs Eligibility and TSC 6631 CalWORKs Case Management This program code is subject to the Two Parent Family Caseload shift. The PCD has been corrected to reflect these activities.

Claiming instructions: None 糊 激频

#### E. Supportive Services Outreach Expanded Activities

#### Time Study:

As outlined in CFL 00/01-44, dated November 14, 2000, counties were provided with a \$3 million augmentation to their FY 00/01 Single Allocation for Supportive Services Outreach, Expenditure of these funds is being captured separately. Therefore, retroactive to the December 2000 quarter, TSC 2571, Supportive Services Outreach and Direct to Program Support Staff Code B56 have been. established to capture costs associated with the expansion of existing county. outreach efforts, and to develop and implement new outreach strategies 

Only those counties that have received the augmentation may use this TSC. In ... addition, only those countles who have directed staff to separately capture expanded outreach activities may report their time to these codes for the December 2000 quarter.

#### Claiming Instructions:

Retroactive to the December 2000 quarter, PC 257, Supportive Services Outreach, has been established to capture costs associated with the expansion of existing county outreach efforts, and to develop and implement new outreach strategies. This PC is available only to those counties that received an allocation In CFL 00/01-44. This expanded outreach activity is to ensure current and former CalWORKs participants, as well as other low income individuals, are made aware of and have access to available income-support services. Outreach services may be provided through a contract or directly by county staff. These services may include, but are not limited to, information on:

#### Earned Income Tax Credit (EITC)

Health coverage "Food and nutrition programs

The sharing ratio for this program is 100/0/0/0 (Federal/State/County/Health)) The following PINs have been established for PC 257

PIN础被 Description

257032 Contracted Services, Non-Assistance 257088-91 Support Operating Costs (Codes Available) 257092 Casework:OT/CTO Costs

257093 Support Staff OT/CTO Costs 257094

Start Up/Nonrecurring Costs

#### V. NONWELFARE

A. Job Training and Partnership Act

<u>Time Study:</u>

Effective with the March 2001 quarter, the reference to activities associated with the Job Training and Partnership Act (JTPA) has been deleted. This program has been replaced by the Workforce Investment Act (WIA) effective July 2000. Program codes have been established under the CalWORKs function to capture the costs associated with WIA.

Claiming instructions;

If you have any questions regarding this CFL, please contact your Fiscal Policy Bureau Analyst at (916) 657-3440.

Sincerely Original Document Signed by

Mary Jane Archer of 12/22/00 MARY JANE ARCHER, Chleft Marker States of House S

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CFL No. 00/01-48 attachments omitted.

#### STATE OF CALIFORNIA - HEALTH AND HUMAN BERVICES AGENCY

DEPARTMENT OF SOCIAL SERVICES. 744 P Street, Secremento, CA 95814 GRAY DAVIS, Governor





February 16,-2001

COUNTY FISCAL LETTER (CFL) NO. 00/01-61

### O: ALL COUNTY WELFARE FISCAL OFFICERS ALL COUNTY WELFARE DIRECTORS

SUBJECT: PLANNING AUGMENTATION TO FISCAL YEAR (FY) 2000/01 IN-HOME SUPPORTIVE SERVICES (IHSS) PROGRAM ADMINISTRATIVE ALLOCATION

REFERENCE: CFL No. 00/01-14, CFL No. 00/01-33, CFL No. 00/01-48

The purpose of this letter is to provide counties with a planning allocation augmentation of \$10.5 million in Federal, State, and County funds for the administration of the IHSS Program in FY 2000/01. CFL No. 00/01-33 dated October 27, 2000, allocated \$175 million for FY 2000/01. IHSS Administration. This planning allocation includes augmentations for the Basic Administrative allocation, the Advisory Committee component, and funding for the implementation/administration of the <u>Tyler v. Anderson</u> court case judgement.

a IHSS Basic

Each county's actual average monthly paid cases for the period covering.
 May 1999 through April 2000: Caseload was obtained from the IHSS
 Management Statistics Summary Report.

Each county's revised FY 1998/99 actual IHSS unit cost adjusted for the cost of doing business (1.84%) for both FY 1999/00 and FY 2000/01.
 Each county's actual Title XIX usage rate based on EY 1999/00 for expenditures.

Please reference. CEL: No. 00/01-14 for claiming codes and instructions. with



#### IHSS Advisory Committee

CFL No. 00/01-33 allocated \$1,516,000 in State and Federal funds for the establishment or continued operation of the county Advisory Committee regulied by Assembly Bill (AB) 1682, Chapter 90 statutes of 1999. This allocation includes an augmentation of \$1,452,000 in State and Federal funds for the current year Advisory Committee allocation. The available funds were distributed equally to participating counties:

In CFL No. 00/01-48, dated December 22, 2000, Program Code 023 was established retroactive to the September 2000 claiming quarter in order to capture costs related to the Advisory Committees. Please reference CFL No. 00/01-48 for specific claiming guidelines.

#### Tyler v. Anderson

A total of \$2,519,000 in State and County funds is being allocated for costs associated with <u>Tyler v. Anderson</u> claim settlement activities. With the exception of Amador, Calaveras, Fresho, Los Angeles, San Bernardino, and Tehama counties, the available funds are being distributed based upon a percent to total of each county's actual average monthly paid cases for the period covering May 1999 through April 2000. The counties listed above were excluded from the original <u>Tyler v. Anderson</u> lawsuit; however, there will still be some workload associated with the settlement activities. Therefore, each of those excluded counties is being allocated \$1,000 per number of locations where <u>Tyler v. Anderson</u> information will be displayed.

ACL 08-01, dated January 22, 2001, provides counties with program implementation guidelines. In addition ACIN No. I-99-99, dated December 22, 1999, provides background information on this settlement. Staff time related to the administration of this program should be charged to Time Study Code 1042 (IHSS –NON HR/NON-PCSP).

If you have any questions concerning this allocation, please contact your county analyst in the County Financial Analysis Bureau at (916) 657-3806.

Original Document Signed by DOUGLAS D. PARK on 2/16/01

DOUGLAS D. PARK, Chief Financial Planning Branch

Attachment

C::

CWDA

## Attachment CFL 00/01-61

FINAL REVISED FY 2000/01 IHS8 ADMINISTRATIVE ALLOCATION

	· · ·						·	· · · ·	• .
		FY 2000/01	FY 2000/01	F	7				1
	COUNTIES	INITIAL IHES	PLANNING		TOTAL	FEDERAL	STATE	COUNTY	
		ALLOCATIONS	AUGMENTATION			SHARE	SHARE	<u></u>	
	ALAMEDA	CFL 19 00/01-14.4F00/01-13	6500 550 I	i i	PO GOC OCC	000 000 1	F1 000 674		1
	ALFINE	\$89,624	\$502,550 \$30,218	1	57,795,866 \$119,841	\$3,389,833 \$\$25,107	\$3,092,564 	51,313,470	
	AMADOR	\$105,518	\$31,216 \$31,176	1	\$136,693	\$66,557	\$57,458	\$12,678	
	BUTTE	\$1,200,804	\$116,879		\$1,317,682		\$496,992	\$201,058	
· .	CALAVERAS	\$182,794	\$34,670	<b>.</b> †	5217,463	\$103,609	\$88,060	\$25,794	
	COLUSA	\$214,184	\$31,870		\$246,053	\$88,447	\$118,686	\$38,920	
	CONTRA COSTA	.\$3,831,805	\$254,658		\$4,086,463	\$1,832,554	\$1,586,087	\$667,821	
•	DELNORTE	\$141,938	\$37,149		\$179,087	\$81,499	\$76,678	\$20,915	
· ·	EL DORADO	\$317,928	\$46,725	· []	\$364,652	\$150,284	\$158,419	\$55,950	
6 -	FRESNO	\$5,456,699 \$280,016	\$269,280 \$39,277		5,725,978 21, \$319,292	\$2,467,523 \$139,534	· \$2,289,279 市民\$134,193	\$969,176	<b>.</b>
1	HUMBOLDT	\$1,488,416	\$ \$95,459		\$1,583,874	\$768,510	\$579,113	5236,251	
•	IMPERIAL	\$1,57B,130	\$112,264	:1	\$1,690,394	\$716,089	5690,370	\$283,934	
	INYO	\$127,512	\$32,177		\$159,689	\$75,118	13-567,561	\$17,009	
- 41) - 13 - 5	KERN	\$3,903,050	\$189,297		蒜\$4,092,347	\$1,913,074	\$1:533,844 \$227,949	5645,428	1997 (1995) 1997 (1997)
	KINGS	\$533,738	\$64,276		\$598,014	3284,315	\$227,949	\$123,942	
	LAKE	\$771,621	\$89,393	Ţ	\$861,014	5420,011 第 <b>5</b> 420,011	\$317,060.	5123,942	a state of
· • •	LASSEN	\$124,993 \$71,227,338	· · · · · · · · · · · · · · · · · · ·	2	\$74,263,711	\$35,372,741	569,471 \$27,291,690	\$17,828 \$11,659,339	
· '.	MADERA MAN	\$420,025	74. S. F. 561,160	3	\$481,184	\$230,323	2. \$183,963.	\$66,898	
	MARIN	\$1,039,755	\$63,604		\$1,103,359	\$500,186	÷ \$430,581	\$172,591	
	MARIPOSA	\$101,695	\$31,670		\$133,365	\$61,027	\$58,998	\$13,339	
-	MENDOCINO	\$1,636,941	\$97,539		\$ \$1,734,480	5 <b>5818,242</b>	F1 \$649,726	5266,512	
	MERCED	2 \$827,5B2	\$93,552		<b>\$921,134</b>	\$431,401	7 \$351,171	\$138,562	- <b>-</b>
с. Ла	MODOC	5112.573	£1 \$30,600	4	\$143,173	\$70,039 \$44,836	214 859 556	\$13,57B	127 15
·	MONO	\$1,992,969	\$28,819 5. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1.	¥.	\$116,977	\$1,018,164	\$783,145	方法第13,280 公子\$323,695	1
	NAPA ANAL	5436,202	34,030	ě.	5483,072	151228,586	5186,501	\$67,984	
	NEVADA	\$320,014	**************************************		1231 \$369,976	\$178,151	\$142,638	549,187	<b>新</b> 州
5	ORANCE	\$3,896,707	2,556	j.	\$4,199,362	[参 <b>\$1,887,182</b> ]	\$1,626,874	\$\$ \$685,306	
	PLACER	\$702,107	856,710.			\$344,071 \$73,847	ziki(5298,682	\$116,064	的感
	PLUMAS	\$126,936	\$31,567	3	\$158,503		\$67,621	\$17,034	102.2
-	RIVERSIDE	\$4,708,735 \$7,435,006	5368,536 45,114 (\$542,341	2	1455,077,270	\$2,362,573	1.51,908,632	\$806,065	120
- 14	SAN BENITO	\$126,947	\$33,163	r.	\$160,109	\$53,679,018	2453,017,168 -147 \$77,145	1731 \$21,161 1731 \$21,115	
- <b>1</b> 9 n	SAN BERNARDINO	\$9,740,962	\$302,084		\$10,043,045	35,046,768	\$3,505,752	\$1,490,525	4.8.6
29. 1	SAN DIBOD MYSS	1	47. 5703,744	$ \vec{q} $	WS10 464 B19		154,019,021	\$1,722,490	「「「「」」
Ŧ	SAN FRANCISCO	\$ 7.5 \$8,367,552	小前行第中公\$561.550	Ŷ¢.	\$1,929,102	\$4,241,013	\$\$3,290,001		1 建空
	BAN JOAQUIN -	\$2,649,986	\$210,891		\$2,860,876	<b>\$1,326,063</b>	\$1,082,722	\$452,091	
	SAN LUIS OBISPO	\$946,209	5,467	闔	51,021,676	\$493,959	5377.762	5149,955 573333328	
÷., Қ.,	SAN MATEO	\$1,722,440	\$140,545 \$98,866	слі	\$1,862,984 \$1,068,535	\$724,034. \$433,121	12,5805,622 14,53,148	\$182,266	
		\$4,045,019	5283,332		\$4,328,351		E\$1,652,122	\$696;122	
	SANTA CRUZ	\$990,66B	\$86,504	×	\$1,077,172		i 🕆 \$408,411	E \$163,091	
	SHASTA	\$958,500	\$92,467		\$1,050,967	5491,420	L45, \$400,041	(法,\$159,505	
谝	SIERRA, SIERRA	569,829			<b>1000598,847</b>		348.325	381%% SB 765	
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5 H	SUTTER	\$231 23B	小学用的第三年13,077	「第	5244.31	5】梁气120,450	\$86,70	5 337,16	0
82. AN	TEHAMA	\$373,825	\$43,812		\$417,630		\$185,63	51 \$67.61	
	TRINITY	\$108,878			.[\$140,80	8 \$47,083		9 \$19,75 4 \$77 mana an	
۰.	TULARE	51,3B6,94(			\$1,519,16		1 922R'50	4 3 3441,31	
					5264,68 \$1,553,35		\$\$71,76		
	VENTURA	\$1,441,34 \$772,34		۶ľ	\$828,45				
-	YOLO	\$386,91			\$429,60			4 \$58,5	32
			-	1		<b>F</b>		· · · · · · · · · · · · · · · · · · ·	1
	TOTAL	\$175,585,000	\$10,563,000		5186,148,0	0 \$87,014,99			
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#### GRAY DAVIS, Governor

#### BTATE OF CALIFORNIA - HEALTH AND HUMAN BERVICES AGENCY

DEPARTMENT OF SOCIAL SER 744 P Street, Secremento, CA 95814

July 18, 2001

TO:

COUNTY FISCAL LETTER (CFL) NO. 01/02-12

# ALL COUNTY WELFARE FISCAL OFFICERS

SUBJECT: FISCAL YEAR (FY) 2001/02 IN-HOME SUPPORTIVE SERVICES

Contingent upon approval of the State Budget, the amounts identified on the enclosed attachment are your planning ellocations for the IHSS program. It is anticipated that a total of \$195 million in Federal, State, and County Funds will be made available upon approval of the FY 2001/02 Budget Act. This planning allocation includes funding for costs associated with Personal Care Services Program (PCSP) activities, Supported individual Providers (SIP), nurses, and denials of assistance.

Each county's FY 1999/00 actual IHSS unit cost adjusted for the cost of doing business (5.40%) for FY 2000/01.

Each county's actual Title XIX usage rate based on expenditures through the the first three-quarters of FY 2000/01

 Each county was guaranteed to receive a minimum planning allocation of 90% of their prior four quarters expenditures.
 The caseload information used in this allocation was obtained from the in Home
 Supportive Services Management Statistics Summary Report. The allocation
 The case assumes that each IHSS/PCSP case takes 11.5 hours to process.
 The cases were multiplied by they 415 hour standard and thenfoly ded by 11776 hours available per worker to arrive at the Full Time Equivalents for each county. An adjustment was made to provide all counties with a minimum of one-half social worker. Counties that operate with SIPs were allocated additional funds included in the FY 2001/02 Budget Act for this activity based on a percent to total of the SIP amount included in the FY 2000/01 allocation. These additional funds were added to the initial base planning allocation.

The IHSS health-related (HR) usage rate was applied to the total program level to Identify potential Title XIX Federal funds for those activities in both PCSP and the residual program. The State General Fund (SGF) share was calculated at 70% of the non-federal share of the program.

The State share of administrative costs for IHSS activities claimed to Program Codes 102 (IHSS-Skilled Professional Medical Personnel), 103 (IHSS-PCSP/HR), 104 (IHSS-14 Non HR/NonPCSP) and 330 (IHSS – Fraud) on the County Expense Claim will be charged against this allocation. Expenditures that exceed the State allocation will be transferred to county-only share through State Use Only Program Code 193. Consistent with prior policy, IHSS surplus funds will be redistributed to countles that are deficit during the closeout process.

<u>IHSS Advisory Committee</u> Contingent upon approval of the State Budget, \$3 million in federal and state funds for continued operation of the county Advisory Committee required by Assembly Bill (AB) 1682 will be made available. The SGF portion of \$1,589,000 has been distributed equally to the participating counties and has been included in your total allocation on the attachment. Program Code 023 has been established to capture costs associated with the IHSS Advisory Committees. Program Code 023 is tracked against the total IHSS to allocation.

<u>Tyler vs. Anderson</u> Contingent upon approval of the State Budget, a total of \$115,000 in SGF. will be made available to cover costs associated with <u>Tyler vs. Anderson</u> claim settlement activities.

If you have any questions concerning this allocation, please call your county analyst in the county Financial Analysis Bureau at (916) 657-3806, Association of the second statement of the county Financial Analysis Bureau at (916) 657-3806, Association of the second statement of the county Financial Analysis Bureau at (916) 657-3806, Association of the second statement of the county Financial Analysis Bureau at (916) 657-3806, Association of the second statement of the second statem

Original Document Signed By GLORIA MERK 1975 Deputy Director

c: CWDA

FY 2001/02 IN-HOME SUPPORTIVE SERVICES (IHSS) & ADVISORY COMMITTEE PLANNING ALLOCATION

•••		1	FY 2001/02				ſ	July 00-March 01:	· · ·	· · · ·
· · ·	COUNTIES		LHISS .	FEDERAL	- STATE	COUNTY		IHES HR		
	L	Ŀ	ALLOCATION	BHARE	BHARE	SHARE	1	Lisage Rate		
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	ALPINE	ŧ.,	\$8,326,111 \$124,045	84,046,707 825,105		\$1,275,458 \$21,319	ł		9.47% 	18 A 19 27
•	AMADOR		\$128,289	\$61:919	554,822	\$11,548		أأأأ كالمتكلفين العلام والاقتصار	0.00% 1.75%	
· ,	BUTTE	ţ.	\$1,427,556	\$698,289	9518,850	\$210,417			.84%	
	CALAVERAS		\$210,016	\$101,012	884,694	\$24,350	1		9,18%	· · ·
	COLUSA CONTRA COSTA	ŀ	\$220,754	\$107,671		525,556	ļ		D.09%	
••••	DEL NORTE	<u>،</u>	\$4,567,118 \$209,176	\$2,245,323 . \$93,757		\$686,375			1.12%	
•	EL DORADO		\$428,077	\$175,116	SB9,156 \$185,436	- \$26,263 \$67,525	ł		4.73% 0.70%	i
Ŋ.,	FRESNO	Ŀ	\$6,707,227	\$2,763,480		\$1,174,761		and the second	1.88%	il in set
•	OLENN		\$295,560	"tr/ \$140,282	\$117,058	\$38,220	4	A REAL PROPERTY OF A READ PROPERTY OF A REAL PROPER	8_32%	525,7
	HUMBOLDT	·	\$1,222,507	\$595,684	8447,139	\$179,684			9,65%	1997. 1997 1
<u>.</u>	INYD A Street States		\$1,502,061	571,942	\$621,114 \$67,201	\$254,244 \$16,853		TRUES STOLEN PROFILE CONTRACTOR AND AND AND A	2.25%	e na
	KERN		S2,658,662	\$1,216,973		8424.144			6 <b>.27%</b> 5:5 <b>5%</b>	المنتخب المنابعة ال مرابعة المنابعة المناب
	KINO		\$535,986	\$256,005	\$204,351	175,632			8.65%	書意
	LAKE	•	111111111111111111111111111111111111111	\$400,438	Z \$299,902	· [] (] (] [] 116,582			9.00%	TRAN
	LOS ANGELES		364.290.886	美国运行部 877,031 《总》 \$40,253,362	\$30,834,528	144 12 320,306			1.18%	部的
	MADERA		\$446,016	5213,572	3171,074	513,202,996 561,370		DO LONG THE REPORT OF THE PARTY OF THE	B,60%) B.80%)	
	MARN	ŀ	A. 14. W. \$1, 166, 551	: ie., 5564,337	1429,913	5172 \$172.301			2.28%	$T_{i}$
	MARIPOSA MENDOCINO		8135,690	\$62,059	559,905	\$13,726	1	· · · · · · · · · · · · · · · · · · ·	5.47%	10.01
	MERCED		1,422,919 1997-1998 - 1949,672	\$688,210	\$522,659	5212,050			9.26%	د کم ا
х. У 5.	MODOG		\$164,336	\$453,765	\$355,498	\$140,409 # \$16,993			8,65%	E.e.
	MONO CONTRACTOR	•	\$134,106	\$43,663	\$71,673	218,770			0,00% 1.28%	
i n	MONTERBY		EL,805,129	\$857,892	\$671,429				B.37%	
1999	NAPA-18VIA	•	3427,573	3195,969	\$170,486	112 112 35 561,118		The second s	5 42%	
	ORANGE STATE		B337 D47	\$164,670	\$1,622,324	\$43,350		The set of	0,00%	
	PLACER -		5 5605,039	<b>\$284,186</b>	1.042,324 1.042,324	23 AST 287.891	1	TRUTH CAPTOR IN CAPTURE AND A STATE OF A DATE	3,85% 7.76%	北
4	PLUMA'S CUI		8152,497	\$71,827	\$64,832	515,838		A DESCRIPTION OF THE OWNER OF THE	7.78%	
	RIVERSIDE		E5,854,356	\$2,732,306	\$2,193,798	145-0 1928,252			7.49%	10.0
^	SAN BENITO		89,805,017 5224,112	\$4,910,306	\$3,434,661		1	THE PERSON AND A DESCRIPTION OF A DESCRI	9,98%	
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ý L ENAL	BAN LUIB OBISPO		\$2,864,283	\$1,376,772	\$1,049,62T	\$437,890			8.93%	en sur s
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Ś.	BANTA CLARA	2	11, 54, 196, 682	14.17.52,079,402	\$1,630,459	\$686,821		11-11-11-14	9,13%	in the
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#### STATE OF CALIFORNIA - HEALTH AND HUMAN SERVICES AGENCY

DEPARTMENT OF SOCIAL SERVICES 744 P Street, Secremento, CA 95814





September 24, 2002

#### COUNTY FISCAL LETTER (CFL) NO. 02/03-28

# TO: ALL COUNTY WELFARE FISCAL OFFICERS

SUBJECT: FISCAL YEAR (FY) 2002/03 IN-HOME SUPPORTIVE SERVICES (IHSS) PROGRAM ADMINISTRATIVE ALLOCATION

The purpose of this letter is to provide counties with their IHSS allocation. As approved in the Budget Act of 2002, a total of \$217 million in Federal, State, and County Funds - to will be made available for costs associated with Personal Care Services Program (PCSP) activities, Supported individual Providers (SIP), nurses, and denials of assistance.

IHSS Basic

The IHSS allocation was developed in conjunction with the County Welfare Directors Association and uses the following factors:

Each county's actual average monthly paid cases for the period May 2001 through a July 2002.

• Each county's FY 2000/01 actual IHSS unit cost

Each county's actual Title XIX usage rate based on expenditures for FY 2001/02 //

Each county was guaranteed to receive a minimum allocation of 100% of their prior is the second secon

 The 20 small counties each received \$130,000 above their base allocation for development of their Public Authority.

The caseload information used in this allocation was obtained from the in Home Supportive Services Management Statistics Summary Report Anne allocation methodology used assumes that each IHSS/PCSP, case takes 11.5 hours to process The cases were multiplied by the 115-hour standard and then clivided by 1778 hours available per worker to arrive at the Full Time Equivalents for each county. An adjustment was made to provide all counties with a minimum of one-half social worker.

Counties that operate with SIPs were allocated additional funds included in the Budget Act of 2002 based on a percent to total of the SIP amount included in the FY 2001/02 allocation. These additional funds were added to the initial base allocation.

The IHSS health-related (HR) usage rate was applied to the total program level to Identify potential Title XIX Federal funds for those activities in both PCSP and the residual program. The State General Fund (SGF) share was calculated at 70% of the non-federal share of the program.

The State share of administrative costs for IHSS activities claimed to Program Codes (PC) 102, IHSS-Skilled Professional Medical Personnel; 103, IHSS-PCSP/HR; 104 [HSS-Non HR/NonPCSP; and 330 IHSS - Fraud, on the County Expense Claim will be charged against this allocation. Expenditures that exceed the State allocation will be transferred to county-only through State Use Only PC 193, State Use Only-IHSS.

#### IHSS Advisory Committee

a de la compañía de l Three million in Federal and State funds is available for continued operation of the county Advisory Committee required by Assembly Bill (AB) 1682 (Chapter 90, Statutes of 1999). The SGF portion of \$1,601,000 has been distributed equally to the participating counties and has been included in your total allocation on the attachment. EC 023 captures costs associated with the IHSS Advisory Committees. PC 023 is tracked against the total IHSS allocation.

If you have any questions concerning this allocation, please call your county analyst in the County Financial Analysis Bureau at (916) 657-3806. 

Original Document 👯 🔮 Signed By 🥙 👘

GLORIA MERK Deputy Director Administration Division and a sufficient state of the state of the 

Attachment

William Street

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COUNTIES IHES FIDERAL STATE COUNTY ALLOCATION SMARE SHARE SHARE ALAMEDA	July 31-June 02 IHSS HR HESS HR Usage Rats 49.70% 0.00% 7.48% 50
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#### 2002/03 IP HOME SUPPORTIVE SERVICES (IHSS) & ADVISORY COMMITTEE ALLOCA

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#### STATE OF CALIFORNIA - HEALTH AND HUMAN BERVICEB AGENCY





June 30, 2003

TO:

GOUNTY FISCAL LETTER (CFL) NO. 02/03-78

## ALL COUNTY WELFARE FISCAL OFFICERS ALL COUNTY WELFARE DIRECTORS

## SUBJECT: PLANNING FISCAL YEAR (FY) 2003/04 IN-HOME SUPPORTIVE SERVICES (IHSS) PROGRAM ADMINISTRATIVE ALLOCATION

Contingent upon approval of the State Budget and outcomes of the Realignment proposal, the amounts identified on Attachment I are your planning allocation for the administrative costs associated with In Home Supportive Services (IHSS) activities, Supported Individual Providers (SIP), nurses, and denials of assistance. It is anticipated that a total of \$86.1 million in State General Fund will be available upon approval of the FY 2003/04 Budget Act.

IHSS Basic

- The IHSS allocation methodology uses the following factors:
- March 2003.
- Each county's FY 2001/02 actual IHSS unit cost.
   Each county's actual Title XIX usage rate based on expenditures for FY June 2002 through March 2003;
- Each county was guaranteed to receive a minimum allocation of 100% of their prior.
   four guarters expenditures (June 2002 through March 2003).

The caseload information used in this allocation was obtained from the IHSS. Management Statistics Summary Report. The allocation methodology used assumes is that each IHSS/PCSP case takes 11.5 hours to process. The cases were multiplied by the 11.5-hour standard and then divided by 1.778 hours available per worker to arrive at the Full Time Equivalents for each county. An adjustment was made to provide all accountes with a minimum of one-half social worker. Attachment I also displays the IHSS health-related (HR) usage rate that is applied to the total program level to identify potential Title XIX Federal funds for those activities in both PCSP and the residual program. The State General Fund (SGF) share was calculated at 70% of the non-federal share of the program.

The State share of administrative costs for IHSS activities claimed to Program Codes (PC) 102, IHSS-Skilled Professional Medical Personnel; 103, IHSS-PCSP/HR; 104 IHSS-Non HR/NonPCSP; and 330 IHSS – Fraud, on the County Expense Claim will be charged against this allocation. Expenditures that exceed the State allocation will be transferred to county-only through State Use Only PC 193, State Use Only-IHSS.

Attachment II displays the Supportive Individual Providers (SIP) allocation. Counties that operate with SIPs were allocated additional funds based on a percent to total of the SIP amount included in the FY 2002/03 allocation. These additional funds were added to the initial base allocation.

## IHSS Advisory Committee

Attachment II displays three million in Federal and State funds that is available for continued operation of the county Advisory Committee required by Assembly Bill (AB) 1682 (Chapter 90, Statutes of 1999). The SGF portion of \$1,601,000 has been if distributed equally to the participating counties and has been included in your total allocation. PC 023 captures costs associated with the IHSS Advisory Committees. PC 023 is tracked against the total IHSS allocation. Please refer to CFL 00/01-48 dated December 22, 2000 for additional information related to IHSS Advisory Committee costs

tiel In West

#### HSS County Employer of Record

This premise, also included in Attachment II, reflects the cost of administrative activities necessary for counties to act as the employer of record for IHSS providers under Welfare and institutions Code Section 12302.25. The estimated funding need for each of the participating counties was determined based on data received from the counties by the Department of Social Services Disability and Adult Programs Branch In conjunction with the Estimates Branch. This funding has been included in the total allocation for appropriate counties. If you have any questions concerning this allocation, please call your county analyst in the County Financial Analysis Bureau at (916) 657-3806.

Criginal Bigned by Doug Park for Gioria Merk fon June 30, 2003

GLORIA MERK Deputy Director Administration Division

c: CWDA

## ATTACHMENT I

## PLANNING FY 2003/04 IN-HOME SUPPORTIVE SERVICES (IHSS) & ADVISORY COMMITTEE ALLOCATION

			IIISS ALLOCATION	FIEDERAL SHARE	STATE Share	COUNTY SHARE	LH8S HR Usage Rate
	ALAMBDA	Ċ.	B1111000F	05 PPP 700		· · · · · · · · · · · · · · · · · · ·	
	ALPINE	ŧ -	\$11,113,327 \$299,710	\$5,537,792	- \$3,911,614 \$142,936	\$1,663,920	49.399
	AMADOR			\$107,375 \$117,280			0.009
	BUTTE		\$1,789,626	1007 200	\$109,392.	\$35,039	43.879
	CALAVERAS		\$309,815		5639,688		49.239
	COLUSA		\$325,715	\$131,112 \$138,740		\$45,317	41.009
	CONTRA COSTA		\$6,026,208	\$3,026,909	P2 100 02 C		41.389
	DEL NORTE		\$292,529	\$111,923	\$2,108,036 \$134,718		49.809
	BL DORADO		\$446,844		\$194,421		36.049
	FRESNO	•	\$8,030,479	\$3,551,908			39,289
	OLENN	F I	\$384,541	\$160,3B6	\$165,206	\$58,949	43.819
4	HUMBOLDT	-	\$1,406,543	\$622,763			40.519
	IMPERIAL		\$2,115,724		\$954,890		43.779
	INYO 🤐		\$218,501		\$89,042	\$26,320	35.499
112	KERN	مار	\$3,599,270	\$1,681,902			46.849
- 4	KINGS		\$669,786	\$336,161		\$91,781	46.309
: : : · ·	LAKE		\$921,922	\$435,295		\$137,669	50.009
	LASSEN	-	\$178,360		569, 583,022	\$23,741	46.80°
	LOS ANGELES	1	\$84,301,076	\$41,847,143	\$29,729,547	512,724,386	49.199
	MADERA	ī	\$664,881	\$106.412	5750 977	\$99,232	45.59
	MARIN		\$2,104,322	\$1,036,405	\$755,909	\$312,008	48.869
	MARIPOSA		\$755,579	4 \$344,675	\$295,922	5114,982	32.419
	MENDOCINO,	· -	\$2,279,879	\$1,147,701		\$331,281	49.969
	MERCED	· .	\$1,398,458	<b>\$678,570</b>		5207,62B	48.149
	MODOC	-	\$163,749	¥ \$65,806	\$76,847		96.689
	MONO		\$169,791	\$39,779	\$99,298	530.714	12.899
	MONTEREY		<b>\$2,518,519</b>	\$1,151,779	\$965,110	\$401,630	A5.299
	NAPA	S.	\$488,199	\$226,531	\$191,468	\$70,200	45.919
	NEVADA	ŝ.	\$611,329	\$288,095	\$234,570		46.719
	ORANGE	j.	\$6,433,223	\$2,852,163	\$2,515,318	\$1,065,743	43.919
	PLACER	1	\$897,645	5412,992	FIGR 02 7 5347,576	\$137,077	45.539
	RIVERSIDE	2	\$295,111	\$136,581			45.719
	ACRAMENTO	큍	\$7,844,200	\$3,804,543		\$1,203,284	48.079
	SAN BENITO	1	\$15,851,471	\$7,829,298		\$2,397,709	48.959
	SAN BERNARDINO	백	\$322,618	\$119,864	PANJATAN TANAN TANA SANTAN SANTA SANTA SANTA	\$52,531	34.949
	SAN DIBOO	4	\$11,696,944	\$5,988,513			上 3 50.759
	SAN FRANCISCO	÷.	\$10,976,378	\$5,232,503	\$4,029,467	\$1,714,408	47.249
	AN JOAQUIN	戲	\$12,985,907			51,930,732	ā <b>49.77</b> 9
		4	\$1,588,462	A 1,914,000	51,388,118	5582,848	
	AN MATEO	6	\$2,204,837	\$763,591	\$585,757	FF-5239,114.	47.679
	SANTA BARBARA	Ŀ	\$1,698,930	57, \$892,395 57, \$813,243	5/11/5 11 \$927,098	\$385,345	A DESCRIPTION OF THE OWNER OF THE
	ANTA CLARA		57,603,561	\$1,756,392	1912 1917 1862B,333	112091\$257,354	47.469
5	SANTA CRUZ	췕	\$1,860,185	· · · · · · · · · · · · · · · · · · ·			48.979
	SHASTA THE		\$1,454,729	\$695,716		5267,994	50.239
	SIERRA	<u>}</u> ]	AL-38-37 \$168,745	\$77,982	\$539,651 \$71,821	5219,362	47.429
	SISKIYOU	51	1611 S320,623	\$128,781	3142.5B4		45.459
	SOLANO	割	\$2,699,076	\$1,351,843	5951 454	\$39,258	S 199
	SONOMA (	影	\$2,990,556	\$1,487,037	3951,434 3951,434 3951,434		49.699
	TANSLAUS (1997)	劉	\$3,925,866	\$1,975,617	<b>51,000,880</b>		49.329
咽幽中	ULTER	翻	24-1-14-17-15-15297.839-	Scill 504 3140,344	\$1,3,38	542.1455576,661	· · · · · · · · · · · · · · · · · · ·
	TEHAMA .	16	\$609,529	174,500,5237,796	10,530, 10,500, 10,500	538,957, 5103,210	A 46.729
	IRINITY USE THE ST	34	\$203,674	\$B9,367	588,303	\$26,004	
	<b>ULARE</b>	ΞÌ	\$1,624,371	\$B40,209	\$557,257		42.42
	<b>TUOLUMNE</b> 伊斯納斯	8	2400 207	\$297,109	\$219,191	\$226,905 \$82,087	51.419
	VENTURA	1	\$2,221,269	\$1,166,092	\$746,990	\$30B,1B7	49.96
	YOLO	3	\$1,065,714	\$52B,16B	\$384,605	\$152,940	52.159
	YUBA		\$669,002	\$335,141	\$242,010	\$91,852	49.249
74, I	TOTAL	<u>,</u> [		•		2001.00	49.909
		Ľ	\$238,840,293	\$116,428,555	S86,178,456.	<b>536,233,282</b>	48.34%
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### ATTACHMENT II

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•••	COUNTIES		FY 03/04		FY 03/04 STP		Record	
· · · ·			dvisory Committee		Allocation	•	Allocation	
			Fed/State/County	T .	ed/State/County		Fed/State/County	
	ALAMEDA	Г · · · Г	\$52,069		\$0	1	\$10	
	ALPINE		\$52,069		<b>\$</b> 0		\$170,000	
	AMADOR	h . E	\$52,069		\$ <b>0</b>		60	
	BUTTB		\$52,069	(* C (*	\$0 SO		<b>S</b> C	
	CALAYERAS		\$52,069	Г Г.	80.		50	
	COLUBA		\$52,069		\$57,354	Ξ.		
•	CONTRA COSTA		\$52,069		\$0	· · · ·	\$0	
.'	DEL NORTE		\$52,069		180		\$0 \$0	
	EL DORADO		\$52,069		50		\$0	
	FRESNO	· · · ·	\$52,069		\$58,045		50	•
•	GLENN	. •	\$52,069	••••••	\$54,271		50	
	HUMBOLDT	•	\$52,069		\$333,416	··	\$0	
	IMPERIAL		\$52,069	· ·	\$272,999	· ·	. \$0 \$0	-
	INYO		\$52,069		\$0	1	, \$0	
	KERN				\$971,55 <u>9</u>		. \$D	
	KINGS		\$52,069 \$52,069		\$36,722		\$0 \$0	
	LAKE		\$52,069				. \$0	· ·
	LASSEN		\$52,069		\$0 \$0-	· ·		· · ·
	LOS ANGELES		\$52,069		\$0 \$0		SO SO	•
	MADERÁ		\$52,069		\$0. \$0.	·	\$0	•
-	MARIN		\$52,069		\$0 \$0	:	50 50	
	MARIPOSA		552,06 <del>9</del>		. SD		\$560,988	
	MENDOCINO		\$52,069		· · · \$281,261		4304,988 \$0	_*
	MERCED		\$52,069		50		50	
	MODOC		\$52,069		\$0 \$0		- <b>S</b> Q	
	MONO		\$52,069	· · ·	\$0	• •	<b>\$</b> 0	
	MONTEREY		\$52,069		\$224,785	:•.	50	
	NAPA		\$52,069		\$60,539	<u>э</u> .	<b>S</b> D	
	NEVADA		\$52,069	· . ·	\$0 \$0	Y • 1	50	
-	ORANGE	· ·	\$52,069		\$0	κ.	\$0	
	PLACER		\$52,069		\$0 \$10	· · ·	<b>S</b> 0	· ·
•	PLUMAS		\$52,069		50	1	\$0	
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	SAN LUIS OBISPO		\$52,069	ŀ	\$119,434		\$0	• •
	SAN MATEO	1 I.	\$52,069		\$47,257		<b>\$</b> 0	
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	SANTA CLARA		\$52,069		50		. \$0	
	SANTA CRUZ	. I.	\$52,069		50		\$0	
	SHASTA		\$52,069		\$51,702		\$0	
· ·	SIERRA		\$52,069		- 50		\$0	
•	SISKIYOU		\$52,069		\$0		50	
	BOLANO	1 1	\$52,069		\$246,717		SC SC	
	80NOMA		\$52,069		\$235,662		. \$C	
	STANSLAUS		\$52,069		\$232,868		\$617,80	
- A	SUTTER		\$52,069		544,195		5	
- 1	THHAMA		\$52,069		\$0	<u> </u>	. 5	
	TRINITY	1	\$52,069		<b>\$</b> (			
	TULARE	1 1	\$52,069					
	TUOLUMNE		\$52,065		\$79,12		\$170,00	
•	VENTURA		\$52,06		\$139,47		. 5	
	YOLO	1	\$52,06		\$179,02			
	YUBA	i i	\$52,06	ין א	- \$85,36	13	· ۱	0
		1			56,849 <u>,</u> 83		\$1,518,7	
	TOTAL		\$3,020,00	V.	30,049102	. <u>.</u>		<u>····</u>

#### BTATE OF GALIFORNIA - HEALTH AND HUMAN SERVICES AGENCY

DEPARTMENT OF SOCIAL SERV 744 P Street, Sacramento, CA 95814



February 5, 2004

TO:

COUNTY FISCAL LETTER (CFL) NO. 03/04-46

ALL COUNTY WELFARE FISCAL OFFICERS

SUBJECT: FISCAL YEAR (FY) 2003/04 AUGMENTATION TO IN-HOME SUPPORTIVE SERVICES (IHSS) PROGRAM ADMINISTRATIVE ALLOCATION

REFERENCE: CFL NO. 02/03-73, DATED JUNE 30, 2003.

Contingent upon Legislative approval of the appropriate FY 2003/04 budget documents, the amounts identified on the enclosed attachments are your FY 2003/04 IHSS Administrative allocation planning augmentations.

An additional \$1,304,000 In State General Fund (SGF) is being provided for the following components of the IHSS Administrative Allocation: IHSS Basic Cost, County Employer of Record (AB 2235) and Advisory Committee.

The IHSS Administrative Basic Cost is adjusted by \$948,000 in SGF due to updated caseload counts. These funds are distributed to the counties using the same methodology as the original HSS Administrative Basic Cost Allocation. Please see CFL 02/03-73 dated June 30,2003 for specific details of this methodology.

Additional County Employer of Record funding Includes \$329,000 in SGF for the estimated costs of Imperial, Lessan and San Benito County to act as employer of record for IHSS providers within the county in addition \$27,000 in SGF was allocated to San Diego County as reimbursement for prior advisory committee costs.

Upon approval of the appropriate budget documents, countles will be notified that the figures in the provided attachment are final.) If you have any questions, please contact the County Allocations Unit at ((916) 657-3806.)

Sincerely, Strain Sie

Driginal Document Signed By:

DOUGLAS D. PARK, Chief

Attachment riverser c: CWDA



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#### FY 2003/04 IHSS Basic Augmentation Allocation

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#### Allachment I

Coundles .	Total	.Federal	State	County	•
Alameda	\$91,947	\$23;292	\$48,534	. \$20,120	
Alpins	\$629	\$0	\$444	\$184	
Amador	\$676	\$152	\$371	\$154	
Butte	\$14,066	\$3,552	\$7,433	\$3,081	
Calaverad	\$1,549	\$326	\$864	\$358	
Coluse	\$778	\$165	\$433	\$180	
Contra Costa	\$41,081	- Faller -			
		\$10,493	\$21,624	\$8,964	
Del Norte	\$1,325	\$245	\$763	1117	
Bi Dorado	\$3,117	\$628	\$1,759	\$729	
Freanc	\$64,832	\$14,568	\$35,534	. \$14,731	
Glenn	\$1,562	\$325	\$875	\$363	
Fiumboldt	\$8,295	\$1,862	\$4,548	\$1,885	
Imperial	\$97,594	\$42,499	\$38,654	\$16,441	
Invo	\$391	\$94	\$210		· :
Kem				\$87	
	\$21,412	\$5,085	\$11,542	\$4,785	
Kings	\$4,694	\$1,204	\$2,467	\$1,023	
Laice	\$7,557	\$1,814	\$4,060	\$1,683	
Lassan	\$113,823	•• \$54,751	\$41,355	\$17,717	
Los Angeles	\$677,606	\$170,957	\$35B,169		
Madera	\$4,998	81,169	\$2,708	\$1,122	
Marin					
	\$7,470	\$1,872	\$3,95B	\$1,641	
Mariposa	\$842	\$140	\$496	\$206	
Mendoolno	\$8,758	\$2,244	\$4,605	\$1,909	
Mercad	\$10,984	\$2,712	\$5,847	\$2,424	· · · .
Modoe	, <sup>–</sup> \$640	5120	\$368	\$152	
Monó	\$\$64		5373		
Monterey	\$17,716	\$4,115	\$9,615		
Napa					
	\$2,782	\$655	\$1,504	\$623	,
Nevnda	\$3,7BD		\$2,032	5 <u>842</u>	
Örange	\$50,482	\$11,369	\$27,650	\$11,463	
Placer	\$5,914	\$1,241	\$2,879	\$1,194	a• .
Plumos	\$1.946	\$456	\$1,053		(ð: *
Rivanida	\$63,568	\$15,673	\$33,859		1
Sagramento	\$123,669	\$31,049	\$65,476	\$27,144	•
San Benito					
	\$715,237		\$259,199		
San Bomardino	\$78,428	\$20A15	\$41,011	\$17,002	
Sun Diego	\$139,084		\$73,647	\$19,338	
San Francisco	\$103,495	\$26,419	\$54,488	\$22,5BB	1 ·
San Joequin	\$31,251	\$7,830	\$16,557	\$6,864	· ·
San Luis Obispo	\$9,288	\$2,271	\$4,961	\$2,056	
Sán Matao	\$16,635	\$3,409	\$9,351		
Santa Barbana					<b>1</b> '
	\$13,148	\$3,201	\$7,032		۰. I
Santa Clara	\$60,373	\$15,164	\$31,961	\$13,249	- Se - 1
Senta Cruz	\$7,94L		\$4,168		1
Sheate	\$11,258	\$2,738	\$6,023	\$2,497	ľ
Slarra	\$436				
Sistiyou	\$2,161				
Solano	\$14,746				
Sonoma					
	\$18,649			414;005	
Stanleieus	\$23,814	\$6,133			
Sutter	\$1,487		1		
Tehama	\$4,393				
Trinity	\$813		\$44	9 :44 \$180	( Star Star
Tulare	\$12,663				1 A 1
Tüblumne	\$1,386				
Ventura	\$11,7B				
Yolo	\$5,84				
Yuba	\$3,23	2 SB2	7 : \$1,70	0 \$70	5
1	1	1.	1	1	. <b>`</b>
Total	\$2,744,00	0 \$906.01	0 51,304.00	10 \$534,00	-1 .

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Attachment II

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For Duplay Only . ... Disrtibution of PY Distribution of PY 03/04 Advisory ...03/04 County Commilton Samboyar-of Record Counties Augmontation Augmentation Peul & Bloid . Fed/8tale/County ·\* . . . Alameda 1 40.0 60 58 Amndor Hulte \$0 .\$0 1.1.1 Calavaras . \$0 Coluse 🗤 ۶Q . .-Contra Costa \$0 Del Norte \$O El Dorado 50 **\$**0

Alpine

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Glenn

Included in Basic

Humboldt 80 Humboldt Imperial \$0 4 linyo Karni 50 ÷. \$0 Kinga Lake Lassen Af<sup>7</sup> v \$0 \$0 \$0 Los Angeles 1 \$0 Madam \$0 Marin 344 50 Mariposa 50 Mendoeino \$0 Moread **S**0 Modoo \$0 Mono 🕬 🕂 \$0

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#### STATE OF CALIFORNIA - HEALTH AND HUMAN BERVICES AGENCY

DEPARTMENT OF SOCIAL SERVICES 744 P. Street, Seorameinto, CA 95814

### ARNOLD SCHWARZENEGGER, Governor





April 22, 2004

## COUNTY FISCAL LETTER (CFL) NO: 03/04-51

## TO: ALL COUNTY WELFARE DIRECTORS

SUBJECT: APPROVAL OF ALLOCATION AUGMENTATIONS FOR FISCAL YEAR (FY) 2003/04

The purpose of this letter is to inform counties that funding has been approved for the

augmentations to the following programs:

Kinship Guardianship Assistance Program Non-Assistance Food Stamps (NAFS) Revised CalWORKs Single Allocation In Home Support Services (IHSS) Child Welfare Services (CWS) Emergency Assistance (EA) Foster Care Please refer to the attachments in the CFLs Questions concerning these allocations shou CFL 03/04-42 January 26, 2004 CFL 03/04-44 February 9, 2004 CFL 03/04-45 February 10, 2004 CFL 03-04-46 February 5,2004 CFL 03/04-47 February 4, 2004 CFL 03/04-48 February 17, 2004

Please refer to the attachments in the CFLs listed above for your county's allocation. Questions concerning these allocations should be directed to <u>fiscal.systems@dss.ca.gov</u>.

DOUGLAS D. PARK Chief

CWDA

STATE OF CALIFORNIA - HEALTH AND HUMAN SERVICES AGENCY

DEPARTMENT OF SOCIAL SERVICES 744 P Street, Secremento, CA 95814





August 27, 2004

- COUNTY FISCAL LETTER (CFL) NO: 04/05-16
- TO: ALL COUNTY WELFARE FISCAL OFFICERS ALL COUNTY WELFARE DIRECTORS
- SUBJECT: FISCAL YEAR (FY) 2004/05 IN-HOME SUPPORTIVE SERVICES (IHSS)
- PROGRAM ADMINISTRATIVE ALLOCATION
- The purpose of this letter is to provide counties with their FY 2004/05 IHSS allocations for the administrative costs associated with IHSS activities, nurses, and denials of assistance. A total of \$101.8 million in State General Fund (SGF) has been made available with the approval of the FY 2004/05 Budget Act.
- The Individual components within the IHSS Administrative Allocation and their allocation methodologies are as follows:
- IHSS Basic
- The IHSS Basic allocation methodology uses the following factors:

- Lech county's EY 2001/02 actual IHSS unit cost
- Each county's actual Title XIX usage rate based on expenditures for June 2003 • In through March 2004.
- u // Each county was guaranteed to fecelve a minimum allocation of 100 percent of their their their prior four quarters of expenditures (June 2003, through March 2004);
- -The caseload information used in this allocation was obtained from the IHSS Case Management Information and Payrolling System (CMIPS) Management Statistics Summary Report in he allocation methodology assumes that each IHSS/Personal Care Services Program (PCSP) case takes an 5-hours to process. The cases were multiplied by the 11.5 hour standard and then divided by 1,778 hours available per worker to arrive at the Full Time Equivalents for each county. An adjustment was made to provide all counties with a minimum of one-half social worker.

Also displayed with the IHSS Basic allocation is the IHSS Health-Related (HR) usage rate that is applied to the total program level to identify potential Title XIX Federal funds for those activities in both PCSP and the Residual Program. The SGF share was calculated at 70% of the non-federal share of the program.

The State share of administrative costs for IHSS activities claimed to Program Codes (PC) 102 - IHSS-Skilled Professional Medical Personnel, PC 103 - IHSS-PCSP/HR, PC 104 - IHSS-Non HR/NonPCSP; and PC 330 - IHSS Fraud, on the County Expense Claim (CEC) will be charged against this allocation. Expenditures that exceed the State allocation will be transferred to county-only through PC 193 - State Use Only IHSS.

### Quality Assurance

This premise reflects the cost of hiring County Quality Assurance staff that will conduct legally required county IHSS/PCSP quality assurance and program integrity functions and work with State staff on the following tasks: development of statewide assessment guidelines; social worker training on the IHSS/PCSP assessment process and other related projects with the goals of improving and streamlining the service needs assessment process and reducing the cost of the IHSS program. The \$7.5 million SGF portion has been included in your total allocation and was distributed based on a percentage to total of each counties average monthly paid cases.

#### PCSP Three-Month Retroactive Benefits

This premise reflects the estimated administrative costs associated with implementing a Medi-Cal rule that provides reimbursement for eligible IHSS Personal Care services rendered up to three months prior to the application. The \$35,000 in SGF was the service distributed to countles based on the percent to total of their average monthly paid cases and has been included in your total allocation.

## HSS Advisory Committee

This premise reflects the \$3.0 million in Federal and State funds that are available for continued operation of the county Adylson. Committee, required by Assembly Bill (AB) 1682 (Chapter 90) Statutes of 1999). The \$1.6 million SGF share has been distributed equally to the participating counties and has been included in your total allocation. PC 023 captures costs associated with the IHSS Advisory Committees and is tracked against the total IHSS allocation. Please refer to CEI 00/01-48 dated December 22 v 2000; for additional mormation related to IHSS Advisory Committees costs (12).

### HSS County Employer of Record

1-This premise reflects the cost of administrative activities necessary for counties to act this as the employer of record for IHSS providers under Welfare and Institutions Code Section/12302:25 The estimated funding need to be ach of the participating counties was determined based on data received from the counties by the Department of Social Services Disability and Adult Programs Branch in conjunction with the Estimates Branch. This funding has been included in the total allocation for appropriate counties.

Any questions concerning this letter should be directed to fiscal systems@dss.ca.gov.

Original signed by Gloria Merk on August 27, 2004

GLORIA MERK Deputy Director Administration Division

Attachment c:\_\_\_\_CWDA

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Sincerely

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#### FY 2004/05 FINAL THES ALLOCATION

## ATTA CHMENT I PAGE 1 OF 4

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De un du	TOTAL	Federal	State '	County	LH68 HR	
County	Funds	Punda'	Share	Share	Usage Rate	
Alamada	\$13,450,849	ec enn enn.			10.000	
Alpine		\$6,539,539	\$4,837,615	\$2,073,695	49.27%	
Amador	\$223,627 \$282,449	\$107,824	\$89,452 \$110,814		0.00%	
Butte	\$2,227,354	\$136,971 \$1,082,163	\$110,414	\$35,664 \$336,734	47,26% 49.95%	
Calavoran	\$271,630	\$1,082,103	\$106,546	533,864	40.06%	
Colusa	\$275,377	\$135,046	\$107,914	\$34,417	41.31%	
Contrp Costra	\$6,730,612	53,271,866	\$2,425,217		50:47%	
Del Norte	\$241,853.	\$116.740	595,842	\$29 271	47.85%	
El Dorado	\$563,455	\$273,119	-\$211,311	\$79,026	44.75%	
Freano	\$8,325,045	\$4,047,060	\$2,996,760	\$1,281,225	44.16%	
Gienn	\$559,947	\$271,416	\$210,074	\$78,457	46.23%	
Humboldt	si,345,573		\$491,965	\$200,201	39.92%	
imperial interview	\$1,844,309	\$895,885	<u>ु,</u> \$670,727	<b>\$277,69</b> 8	36.94%	
Inyo	\$288,850	\$139,600	S112,770	\$36,480	48.77%	· 영상 방법에 가장한 소개에 해외하는
Kem	\$3,146,207	S1,528,940	\$1,138,225	\$479,042	47.11%	
Kings Lake	\$777,365	\$377,119	\$287,993	\$112,254	49.61%	fe e an la calante de la c
		94. 10 EF \$472,221 EF	EVE \$358,159	\$142,581	<u>ia</u> 45.96%	
Lassen	2127 \$31 L175	\$150,411 \$51,051,556	S120,825	\$39,939	48.65%	
Madera	\$104,997,828 \$854,310	6414.535 M	\$37,697,544 \$315,626	\$16,248,729 \$124,149	49,47%	Angleson of the second s
Marin	\$1,821,210	\$884,705	\$662,912	\$273,594	47.15%	
Mariposa	\$917,868	5445,283	5338,934	\$133,652	40.05%	
Mendooing	\$2,461,311	\$1,195,959 st	\$892,774	\$372,578	50.00%	
Marced	\$1,657,874	\$805,255	\$604,017	\$248,602	46.45%	
Modoo	5204,78B	598,723	S \$82,575	\$23,491	36.07%	Receive an or
Mono	\$166,458	\$80,086	S68,821 -	······································	91.69%	And the structure is a second se Second second s
Monterey	\$2,632,986	\$1,279,413	\$954,201	\$399,373	47.59%	งสมัยชาติได้สารในประเทศได้ โดย และ คายไป 10 การเป็น เป็นสาย เป็นการเหตุโตว่า ครามเหตุโตว่า 10 การเป็น
Napa	\$546,830	\$265,035	\$205,342	\$76,453	44.64%	
Nevada	十年9月8927,110	\$449,948	\$341,896	\$135,266	49.14%	And the second
Orange Placer list	\$7,410,660	\$3,602,475	\$2,668,781	\$1,139,404	44.39%	
Plumas	\$1,001,726 \$339,819	\$486,222	5368,619	5146,886	49.13%	
Riverside	\$8,847,309	54,301,053	\$131,038 \$3,184,660	\$44,403 \$1,361,596		The state of the second s
Sacremento (Holding	\$18,169,255	\$B,B33,876	\$6.531.793	52,803,587	49.77%	
San Benito	5294.254.3	Ha AB# \$142,223 Par	\$114,678	\$37,353	34.64%	
San Bernerdino	\$13,411,407,3	\$6,520,312	\$4,823,010	\$1, \$2,068,086	49,76%	14
San Diego Alexan	1.01513,389,193	11. June \$6,509,436 tub	35,54,814,346	\$2,065,411	《框: 46:16%	Breinsteine Brain alle State State State
Ban Francisco	23515,256,364	·斯特·斯·\$7,4)7,454	\$5,485,698	\$2,353,212	49.21%	Western The second second second
San Joaquin	磁磁\$4,532,309	\$2,202,926	\$1,635,826	\$693,557	47.99%	i de sua de la sector de la companya
San Luis Obispo		144 x 5819 146 14	<b>1935614,48</b> 0	\$252,766	47.69%	A State of the second second
San Iviateo	52,410,713 555, \$2,131,360 E		3838,466	5349,542	14日代 41.49%	
Santa Clare	\$10,079,620	31,053,496	現代するファ ちちのう		48.39%	
Sente Cruz	\$2,036,152	12 42 5 COOD 712 72	3740,066	\$1,551,747 \$306,868 \$239,055	50.56%	
Shesta	51596,338	5775,3361	3335581,948	建学 \$239,055	45.14%	
SIBITE STREET, S	\$141,459	5567,9301	\$59,842	\$13,588	14.14%	
Siddivou	C3 4 8-\$379,7455	5-51B3,7B9	\$145,348	\$50,609	40.34%	
Solano Solario	121 <b>\$3,308,567</b> 10 10 \$3,756,690	51,607,927,	<b>11:51</b> ,196,881	\$503,759	49.88%	
Sonoma	· 新新第3,756,690	1825,817,72		國際在\$573.197。	49.88%	
Stanislaus	\$4,532,809	52,202,981	<b>\$\$1</b> ,636,523	\$693,305	1 HEAT 51.469	
Sutter, S. W. S.	\$309,122	15149,449	67,08119,987	\$39,687	38.55%	
Tehama Trinity	\$598,822	5290,303 \$1051820	\$223,897 \$95,234	528,950 S84,623	19.43% 19.43%	
Tulare	1 4 4 5 1 7 7 5 ,08 7		6646,112	\$266,724	49.309	
	5749,213		2278,172		48.80%	The second s
Venture	\$2,945,490	11 3 11 273 X	S1 066 451	\$ \$447.666	52.139	
Yolo agentication	\$1.269.449	学院学会派。\$616.404 新	464,75	\$188,290	48.819	
Yuba	5805.315	· · · · · · · · · · · · · · · · · · ·	品445.5298,14	i 🛶 \$116,452	47.859	
		三、 一、 中、				
Total	\$282,332,900	\$137,229,800	<sup>3-</sup> 5101,869,40	0 \$43,233,700	. 48,489	
				tri:	•	
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and the second sec				No. and a second second	· -	3-1 ( ) · · · · · · · · · · · · · · · · · ·
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## FY 2004/05 FINAL IHSS ALLOCATION

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#### ATTACHMENT I PAGE 2 OF 4

	• • •		PAGE 2 OF 4 IHBS BASIC Federal State County Funds Share Share			
•			THES BAS	IC .		
	_	TOTAL				
	County	. Pundy	Funds	Share .	Sharo .	
	Alameda	\$12,570,411	\$6,112,527	\$4,514,712	\$1,943,172	
	Alpino	\$0	<b>\$</b> 0	\$0	50	
	Amador Butte	\$218,733	\$106,362	\$78,559	\$33,812	
and a standard and a standard standard	Calayoras	\$1,980,915	\$963,246	\$711,453	\$306,216	
4 7.5 d	Coluse	\$196,732	396,636 	\$71,375	330,721	-
	Contra Chara	\$210,528 \$6,272,000	\$102,372	\$75,612	\$32,544	
	Del Norte	\$165,653	\$3,049,842	\$2,252,613	\$969,545	
	Bl Dorado	\$474,651	\$230,805	\$59,495 \$170,473	\$25,607 \$73,373	
	Fresno	57,478,754	53,636,642	\$2,686,024	\$1,156,088	
	Glenn	5479,522.	\$233,174	\$172,222		
d tê.	Humboldt.	\$1,170,342	5569,094	\$420,333	\$180,915	
1. U.S. A.	Imperial .	\$1,541,908	\$749,773	\$553,782	\$238,353	
	Inyo 🔁	\$230,272	\$111,973	\$82,703	\$35,596	
	Kem 277	\$2,814,565 #	\$1,368,619	\$1,010,862	\$435,084	이 이 지수님, 영국 일을 가 없는 것이 있는 것이 없다.
	Kings No.	\$637,740,55	S310,109	\$229,047.	S98,584	and the addition of the second s
in the life of the state	Lako	5804,162,77	\$391,034	☆ \$288,818 ☆	\$124,310	
	Lassen	÷ \$130,521	<b>7 363,468</b> 36	清海\$46,877,苏	题题 \$20,176	
	Los Angeles	\$96,045,864	\$46,702,145	534,498,694	\$14,845,025	and a second line to the second second second
	Madera Marin	\$ \$714,154	\$347,267	154 \$256 491 <u>*</u>	潮。\$110,396	
	Mariposa	\$1,687,817	5820,723	\$606,186	5260,908	n an fear an ann an tha ann an th Tha ann an tha ann an t Tha ann an tha ann an t
	Mendooing	\$349,513 \$2,316,581	\$169,955 S169,955	\$125,529	\$54,029	We have a strain of the second strain of the strain of the second str
	Merced	\$1,442,927	\$1,126,468 \$701,642	5832,009	\$358,104	
I HI KAT	Modoo wa	\$144,626	\$70,326	518,233	5223,052	
	Mono	SI10,521	\$53,742	\$51,943 \$39,694	\$22,357 \$17,085	
te a sale of the second second	Monterey	\$2,407,100 5	* \$1,170,484	\$864,519	\$372,097	
A. C.	Napa manager	15458,751		\$164,762	\$70,915	
A4/44 197	Nevada	3830,318	福根 \$403,753 医	\$298,212	\$\$\$128,353	
而是一些正常	Ormge	\$6,714,083	\$3,264,811	\$2,411,389 -	\$1,037,883	
	Placer 1	\$878,013	\$426,945	S 315,342	进5135,726	
	Plumas Riverside	·建留\$267,711	5130,178	第96,149,1	\$41,384	
	Saoramento	3. SB,115,724	\$3,946,377	\$2,914,794	\$1,254,553	
	San Benito	\$17,128,696	58,329,052	\$6,151,838	\$2,647,806	
	Ban Bernerdino	305 01 \$223,862) 312 \$12,376,550 314	\$5,018,856 \$6,018,259	380,401	<b>5</b> , <b>5</b> 34,605	
	San Diego	512,113,453	85,890,325	1254,445,086 2 \$4,350,594 2	H \$1,913,205	
and the state of the state of the	San Francisco	14244,380 H	\$6,926,516	\$5,115,925	\$1,872,534 \$2,201,939	
	San Joaquin 🔆	\$4,122,098	S2.004.424		1	
	San Luia Obispo 75 Sirin	与1549.08B	1-52,004,424 1-57,53,264	34-\$1,480,468 5 \$1,8556,361	5637,206 5239,463	
	San Mateo	FS2,088,871	影響\$1015,741初間	\$750,226	5322,904	
	Santa Barbara 2 (Minut. Santa Chara	F 51,928,347 1	5937,684,45	\$692,573	出版 \$298,090	
	Santa Ciara	\$9,457,1054	134,598,641	第13,396,556 海	\$\$1,461,908	
and the state of the	Shasta 2	\$1,887,575	125912;858)	<b>1</b> 5677,930	浙海5291,787、	
	Sierra Signal	51,392,666) 585,390 - 1	69155677,2023 5675541,522,4	NE 15500,1817 (	5215,283	
A Margaret same	Siskiyou (1) Martine	与第 \$296,945 运	5144 393381	1530,668 15330,668 1533106,649 5	4 2 \$13,200	
	Solano X	\$3,097,6631	697\$15062793	31,112,538	\$45,903 \$478,846	
<b>这些新闻的问题</b>	Sonome Solution	表出达\$3,493,076日。	11691554	1254,552	\$539,970,	
	Stanisiaus .	A \$3,572,827	ST11737.334 55	031,283,1956	\$552,298	
	Sutter	4736 \$3,572,8276 5227,708 5 1469,010 5	\$110.726	的编辑B1,782 0	35-31\$35,200	
	Tehama Trinity	<b>斯塔莱 \$469,010</b> 新	SHE 5228,062 33	5168,4471	把那些\$72,501	
A STATE OF A	Tulore	被機關間與200月50月第	FILEBE 287	15637829	\$27,431	
	Tuolumne	31,559,345	15758,232	\$560,045	出於\$241,048	
, and a the second s	Ventura	\$ \$508,756	\$247,389	品牌\$182,722,影	\$78,645	
en anten en e	Yolo ******	\$2,724,046 \$1,139,570	料理\$1,324,603 ==	数据5978,352 法	\$421,091	
	Yuba	<b>\$704,412</b>	1, 3554,131 1, 1, 1, 1, 1, 1, 1, 1, 1, 1, 1, 1, 1, 1	\$409,281 F	S176,158	
			100-174-147 100-174-147	113252,992	\$108,890	
	Total	\$256,432,000	\$124.692.000	592,102,000	539,638,000	and the second
		an alle er alle fit fitt with state en trette	And a second sec		000,000,000	

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#### FY 2004/05 FINAL IHSS ALLOCATION

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#### ATTACHMENT I · PAGE 3 OF 4

	QUALITY ASSURANCE TOTAL Federal State County				PCSP 3-MONTH RETROACTIVE PAYMENTS					
County	Funds	Funda	State Share	County Share	TOTAL Funds	Federal Funds	State Share	County . Abare		
eda	\$823,674	\$400,216	\$293,505	\$129,955	53,79B	\$1,899	\$1,329	\$570		
8	\$461	\$224	\$164	\$73	\$200	\$100	\$70	530		
<b>)</b>	\$11,55D \$192,586	\$5,612 \$52,612	\$4,116 \$68,625	\$1,822	\$200. \$888	\$100 \$444	\$70 \$311	\$30		
188-	\$19,733	\$93,576 59,588	87,032	\$30,385 \$3,113	\$200	\$100	570	\$133. \$30		
A	ST1,683	\$5,677	\$4,163	\$1,843	\$200	\$100	\$70	\$30		
a Costra	\$403,785	\$196,198~		\$63,706	51,862	5031': Dion	\$852	\$279		
orts rado	\$23,034 \$35,639	\$11,192 \$17,317	\$8,208 \$12,699	\$3,634 \$5,623	\$200 \$200	\$100 \$100	\$70 \$70	\$30 \$30		
G	\$789,685	\$383,701	\$281,393	\$124,591	\$3,640	\$1,820	\$1,274	\$546		
n boldt	\$27,259 \$121,704	\$13,245 \$59,135	59,713 ·	54,301	\$200 \$561	- \$100 \$281	\$70	\$30		
	\$248.290	₹7 <b>\$120,642</b> c	\$43,367 \$888,475	\$19,202 \$39,173	\$1,146	معدد 1573 م	\$196 \$196 \$401	\$84		
	\$5,412	\$2,630	<u> </u>	\$854	<b>5 \$200</b> \	5100	\$70	\$30		
<ul> <li>All Addition - Control - Control</li></ul>	5277,396	\$134,784 541,914	\$98,846	\$43,766	\$1,280	\$640 \$199	\$448	\$192		
	\$86,262 	\$56,024	(- 秉2, \$30,738 元	\$18,191	\$398 - \$532 -	5266	<u>1) -</u> \$139 \$186	\$60 \$80		
n Sinder Scherter	38 \$14,388 g	56,991	\$5,127	興學 \$2,270	制。新潮等5200至	\$100	\$70	1		
ngoles	58,858,183	\$4,304,112 \$42,171	* \$3,156,491	\$1,397,580	\$40,816	\$20,402 \$200	\$14,290 51\$140	\$6,124		
	\$80,059	\$38,900	530,926 528,528	\$13,693 \$12,691	5369	\$185	्र	\$60		
OBB	ે. <sup>‡3</sup> \$14,190 "	\$6,895	\$5,056	\$2,239	4 5200	5100	\$70	\$30		
onloo d	\$91,343 \$161,238	\$44,383 \$78,344	\$32,549 \$57,455	\$14,411 \$25,439	\$421 \$743	\$211 \$372	\$147 \$260	563 \$63 \$111		
50 	\$6,997.		52,493	\$1,104	\$200	\$100 .	\$70			
	\$2,772 .	s1,347 4	ia• + <b>1</b> 43988 ±	ex.6.086\$437	\$200	5100 .	\$70	\$30		
ney	\$172,127 \$34,913	583,635 516,964	512,441	\$27,157 #2::: \$5,508	\$794	\$397 \$100 .	\$278 \$70	\$119 \$30		
	1 \$43,625	\$21,197	\$15,545	\$6;8B3	5201	\$101	\$ \$70	\$30		
A CARLES	3. 1. \$640,657	545-5 \$311,290 545-5 \$34,217	27, \$228,289 300 concerts	\$101,07 <b>B</b>	\$2,954 \$326	51,477 :: S1,477 ::	(조산), <b>\$1,034</b> . 2년 - ( <b>\$114</b>	\$443		
the state of the s	570,422 5, \$18,943	334,21	25,094 + 26,750	511111 11112 11112	S 19 19200	\$163 1995 \$163	\$70	\$49 \$30		
da la stati i series	\$675,505	\$328,222	555240,707	\$\$\$106,576	3,114	\$1,557	\$1,090	5467		
nento 1 di si cianta onito	345983,062 3004 \$17,226	347,661. 383702	3350,3002 100,000	\$155,101 1251,52,718	大学学。\$4,532	\$2,266 \$100	\$1,586	5680 535 ft \$30		
emardin o	\$977,386	\$474,903	33-12-36;1381 33-48,278	\$154,205	FOA 84.506	Bury \$2,253	51,577	5676		
lego 波 🗄 🎆	運用1,217,162.1	122591,408	1413433,7127	143192,035	\$5,612	2446 \$2,806	前示:\$1,964	\$842		
anolado aquin	\$954,617 \$355,605	\$463,840	約3245340,1641 約328(第176715	\$150,613	1 84,401 51,640	S820	\$1,540 \$1,540 \$574	\$660 \$246		
		<b>10.791</b>	629,915	1818245)		91988-7364 A	*******	A		
abso (1) osta	75 \$16B,101	57. SB1 6791	C659,9007	5115261522	\$ \$775	5388	5271	5116		
Cinta and Andrews	22.5566.936	件试验: \$275.469	派派》第333-2423 《梁语第202-0203	語言。323,203( 1993) 1993 1993 1993 1993 1993 1993 199	\$2.614	131307	5915	\$392		
Cruz	\$95,171	5117 \$46,243	533,913,	\$15,015	1419	5220	新新学 \$154	\$60		
	8150,015 004	CHARLES 72,891	2013-01-53-456	1887 (S23) 668	4. 新日本5692 2. 3. 1 3. 1 3. 1 3. 1 3. 1 3. 1 3. 1 3.	5346	1455-42 S242	5104 Aleuna su		
is Oblepo Trans ateo de la constant Barbara (1) Clara (1) Constant Cruz (1) Activité Cruz (1) Activité	\$29.635.	\$14,399	312310.560	54,676	\$200	\$100	\$70	\$31		
	\$157,212	\$76,388	ANTE \$56.020	1524894	1726	5363	62.54	新学示 \$10 第1		
TA TALL AND	5209,681	5101,882	33565102.5R5	533,082	16 18 13907	CHANNE \$664	5464 1970 - 1 S464	34FLG3 314		
	\$28,249	\$13,726	FAX \$10,066	\$4457	<b>1 1 1 1 1 1 1 1 1 1</b>	1100	開始時間 \$7(	\$3		
ma ilus 1 ilus Islaus - Nul Arts Ima Ilus - Nul Arts Ilus - Nu	\$76,493	\$37,167	Sec. 19. 19. 19. 19. 19. 19. 19. 19. 19. 19	12069 112069	77 354 17 354	2445-542 <b>5</b> 177	107 S124	55 )   		
V Providence	1 5 \$162.029	1000年1月1日 1000年1月11日 1000年1100年1100年1100年1100年1100年1100年1	<b>1</b>	1297 1297 1297 1297 1297 1297 1297 1297	明明明明行行	如 第 374	11999年526	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		
imne en e	\$17,292	\$8,402	56,162	11.52,72	\$200	\$100	57	D 53		
ura and the second second second	\$167,704	\$81,486	559,759	7/11/2526,45		33B	527 7 10 512	1 51 4 51		
	· 英花:\$47.718	1997,199 1997,199 1997,199	S17,003	57,52	522C	jan sii	0 \$7	7 5		
	1	1	te open to a start of the start	in Republic				0 \$15,0		
al	\$21,157,000	510,280,00	) 539,00	127 83,338,00	U.] . W. 5100.00	u <u>\$50,00</u>	0 222,00	n 979 <sup>1</sup> 0		
		540,791 540,791 540,791 572,572 572,572 572,891 572,891 572,891 572,891 574,399 576,388 576,728 513,726 514,728 514					nersen versen. Leven 120 € - en			
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#### FY 2004/05 FINAL IHSS ALLOCATION • . . • •

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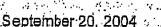
		ADVISORY C	COMMITTEE	i			CMPLOYER	OFRECORD	· · · · · · · · · · · · · · · · · · ·
-	TOTAL	Federal	State	. County		TOTAL	Federal	State	County
County	Funds	Funds	Share	Share		Funda	Funds	Share	Share
Alameda.	\$52,966	\$24,B97	\$28,069	\$0	• -	nn.		<b>.</b>	
Alpine	\$52,966	\$24,897	\$28,069	au \$0	.•	\$0 \$170,000	\$82,603	561,149	526,248
Amedor	\$52,966			\$0	•	\$0. \$0.			320,248 \$0
Butte	\$52,966		\$28,069	\$0		<b>\$</b> 0	\$0		<b>\$</b> 0
Calavaras	\$\$2,966	\$24,897	\$2B,069	\$0		50	50		\$0.
Coluse	\$52,966	\$24,897	\$28,069	75 SO		\$0	50	\$0 SO	
Contra Costra Del Norte	\$52,966		\$28,969				\$0°		50
El Dorado	\$52,966 \$52,966	\$24,897 \$24,897	\$28,069 \$28,069	\$0 \$0		- \$0 \$0	\$0 \$0	\$0 \$0	50
Fresno	\$52,966	\$24,897	\$28,069		••		50 50	50. 50.	.\$0
Glenn	\$52,966	\$24,897	\$28,069	<b>\$0</b>		\$0 \$0	50	50	<b>\$0</b>
Humboldt	\$52,966		\$28,069	50			50 ST	10°	<b>SO</b>
Imperial	\$52,966	\$24,897	\$28,069	50		\$0	SO	\$0	<b>\$0</b>
Kem	\$52,966	\$24,897	\$28,069	a 50		n menn \$0	SD	50	50
Kinga	\$52,966	\$24,897 \$24,897	528,069 \$28,069	50 S		\$0	50	\$0	50
Laice	\$52,966	\$24,897-	\$28,069 \$28,069	50 50 50		\$0 50 (	\$0 1997	\$0 \$1.50 \$0	50 50
Lassen 2	\$\$52,966	\$24,897	s28,069	A 2 3 50		\$\$113,100	\$54.955	S40,682	\$17.463
Los Angeles	\$52,966	\$24,897	\$28,069	\$0		4 4 4 50	50	The second s	SO 1
Madem	\$52,966	\$24,897	\$28,069	50		\$0	S0	\$0	50
Marin Marinosa	\$52,966	\$24,897	\$28,069	*********************		\$0	\$0	\$0	SO .
Mandocino	\$52,966	\$24,897 \$24,897	\$28,069 \$28,069			\$501,000	\$243,436		sta \$77,354
Merced	\$52,966	\$24,897	\$28,069	\$0 50	:	50 50	50 12 12 12 12 12 12 12 12 12 12 12 12 12 1	50 SO	
Modoo	\$52,966	\$24,897	\$28,069	50	-	50	50		50 <b>5</b> 0
Mono	\$52,966	\$24,897	<b>\$28,069</b>	\$0	-		\$0	17 M 1	50
Monterey	\$52,966	\$24,897	\$28,069	50		50	\$0	50	
Napa Nevada	\$52,966 26 \$52,966	\$24,897	\$28,069	\$0	1	56.35 \$0	5.4.5.5 \$0	International Second	\$0
Orango	4(\$52,966	\$24,897 \$24,897	\$28,069 \$28,069	02 10 10 10 10 10 10 10 10 10 10 10 10 10	蒹	107 State	S0	50	SO 50
Piacer State	\$52,966	\$24,897	\$28,069	50	4	50	\$0 \$0 \$0		50
Plumas Plumas	\$52,966	\$24,897	\$28,069	1541-50		· · · · · · · · · · · · · · · · · · ·	Restances SO		\$0 \$0
Riveralde	\$52,966	\$24,897	1 \$28,069	10	5	. So .	50 SO	50	50
Saoramento Saoramento	352,966	\$24,897	新机。\$28,069 f	50	Y	PE-18-30,	1993 SO	\$0	50
San Bernardino	\$52,966	第二 S24 897 注入 S24 897	<b>元在 \$28,069</b>	SU2214 SO	1.1	50	FID 1947 30	26 30 50	\$0
- Ale San Diego	\$\$52,966	\$24,897	\$28,069 \$28,069		Ļ,			545 BACK SO	50
San Francisco	\$52,966	\$24,897	52B,069,7	91. Sec. 1	ł.			4778-55 50 	50 50 50
Sen Joaquin	S52,966	£ \$24,897	\$28,069	·····································	Â.	611-9-41 SO		TODATILIST CTANZA	50 SO
San Luis Obispo Gra- San Mano	\$\$52,966			-0. 		C		The Third State State	المالة المستحي المستح
Santa Barbara	\$52,966 \$\$52,966	\$24,897 \$24,897		1917 SO	촱	50	50	18 18 23 50	S
Santa Clara	\$52,966	\$24,897 \$24,897	\$28,069 \$28,069	50 SO		13.85.50	語:計算:50	50.	<b>\$0</b>
Santa Cruz	\$52,966	5 524,897	528,069	0.00	ŧ.	A CONTRACTOR		A STATES SO	50
Shasta	\$52,966	524,897 J	528,069	1.5.5.80	É			50	50 50 50
Sierra	\$52,966	\$24,897	\$28,069	2 2 2 2 30'	E.	247 SO	50	102. SO	so i
Siskiyou	\$52,966	\$24,897	52B,069	21.50	著名	501	Call He iso		50
Sonoma .	\$52,966	\$24,897 524,897	528,069	ST.SO	36	(2) (SO)	19 Aug. 50	50,	50
Stanisiaus and an	\$52,966	\$24,897	\$28,069 \$28,069 \$28,069	1997 - 200-200-	雅	50	500000	<i>Constant</i> 50	50 B
(1) Summer Webs Webs (1)	\$\$52,966		PAR \$28,069	50.	盟	17.5617,8001 50.50	四日\$300,203 第二十50	447 <b>\$222,210</b>	新学校 195,387 1997年50
Tenama 4	\$52,966	\$24,897	\$28,069	Sec. 50	Ē.	50	50 H 10 H	DESTRICT 50	50 m
ET dalley the state of the	\$3252,966	<b>新福尔</b> 24:897月	以前528,069	101 Sec. 501		150	S1050	Phoena Mago	
Tulare	<sup>™\$\$2,966 \$52,966</sup>	524,897 Star			5	<b>WERE BOOK</b>	理论的 100	50	50 SO
Ventura	\$52,966	\$24,897 \$24,897	\$28,069 \$28,069	\$D \$0	1	\$170,000	\$82,603	was at Arts of	\$26,248
Yolo	\$52,966		\$28,069 \$28,069	50 50	Ļ	50 50 50	14 SO	(公司) 第30	so 1
Yuba	\$52,966	\$24,897	528,069	50	4	50	50 50		<b>50</b>
					ŀ		30	50	.÷
Totni	\$3,072,000	\$1,444,000	\$1,628,000	<b>S</b> 0		\$1,571,900	\$763,800	\$565,400	\$242,700
	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	ante d'alternat	s a serie		al,			11.7.11.279 A.1157 A.17	
"。张·尔尔林会学生。	រដេ ក្បា	1. mar		and the second	انه. مد				
	-		•		11.4			第二学现4	1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 -
	. mining and the second		•	171				yan mana sa	
والمعادر توادر المشاعدة الشوي المتحاصين المعارية المتحا			يوسية المريد المريد ومريد. ما الي المجتر المجموع المريد ا	enne and the state of the state		A CARLENE CONTRACTOR		and the second	

#### STATE OF DALIFORNIA - HEALTH AND HUMAN BERVICES AGENCY

DEPARTMENT OF SOCIAL SERVICES

#### ARNOLD BCHWARZTENEGGER, Governor





COUNTY FISCALLETTER (CEL) NO. 04/05-22

## TO:

COUNTY FISCAL OFFICERS

SUBJECT: REVISED FISCAL YEAR (FY) 2004/05 IN HOME SUPPORT SERVICES

REFERENCE: CFL No: 04/05-16, dated August 27, 2004

## 

The purpose of this letter is to provide counties with a revised allocation for the administrative costs associated with IHSS for FY 2004/05.

In CFL No. 04/05-16, the funds associated with the Hold Harmless portion of the IHSS Basic methodology were not reflected properly in the IHSS Basic columns. The Hold Harmless portion of the methodology guarantees that each county receives a minimum allocation of 100 percent of their prior four guarters of expenditures The enclosed attachment provides you with the revised FX-04/05 IHSS Administrative allocation in which each county was assured a Hold Harmless minimum allocation equal

to at least their prior four quarters expenditures a Hold, Harmless minimum allocation equal to at least their prior four quarters expenditures a standard to the standard to

#Sincerely 詞語論語

Original Document Signed By:

KATHY FARMER, Chief

Financial Management and Contracts Branch

Attachment

#### FY 2004/05 REVISED IHSS ALLOCATION . . .

#### ATTACHMENT I PAGE 1 OF 4 . .

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		NIE	T IHSS REVISED	ALLOCATION			l i i i i i i i i i i i i i i i i i i i
		TOTAL	Federal	State	County	IHSS HR	
	County	Funds	Funds	Shore	Share	Usnge Rate	
	Alamada	\$13,245,844.		\$4,694,416	\$2,011,890	49.27%	
	Alpine	\$325,576	\$107,824	\$160,727	\$57,025	0,00%	
	Amador	\$219,099	\$136,971		£ 13 <b>~ \$37,362</b>	ar 47.26%	
	Butta	\$2,168,421	\$1,082,163	\$767,276	\$318,982	. 49.95%	
	Calaveras	\$313,275	\$131;221	\$125,869	\$46,391	40:06%	
	Colusa Contra Costra	\$311,768	\$133,046	\$133,358	\$45,365	41.31%	
	- Del Norte	56,481,754 \$244,016	\$3,271,866 \$116,740	\$2,251,297 \$97,356	\$958,592	50.47%	
	El Dorado	\$602,924	\$273,119	\$238,909	\$29,921 \$90,897	47,85%	and an
	Fresno	\$9,054,420	\$4,047,060	\$3,506,754	\$1,500,606	44.75%	
	Glenn Glenn	3583,205 W	\$271,416	\$226,339	585,450	46.23%	2 Martin Contraction
	Humboldt	\$1,596,194	\$653,407	1 \$667,191	\$275,597	512- 39,92%	
	Imperial	\$2,325,397	\$895,885	\$1,007,080	\$422,432	36.94%	
	Inyo in the second	小部演 \$287,313 (4	\$139,600 🖕 🖧	\$111,698.28		WHAN 48.77%	
	Kern setting	\$3,227,216	\$1,528,940	\$1,194,888	\$503,389	47,11%	
	Kinga	\$762,671	\$377,119		\$107,826	49.61%	
	Lake support the	1 20年 \$1,016,871 4	\$472,221	\$388,866	155,785	144. 45.96%	
	Lessen	\$310,661	\$150,411	ي. \$120,467 ي	\$39,783	将新用于48.65%	
	Madera	\$103,046,784 \$837,360	\$51,051,556		\$15,663,281	《汕流》49.47%	
	, Marin	\$1,868,324	\$414,535 \$884,705	\$303,783 \$695,867	51 19,042	49.65%	
	Mariposa	\$991,206	\$445,2B3	\$390,209	\$287,753 \$155,714	47.15%	
	Mendocino	\$2,390,380	\$1,195,959	\$843,208	编型 \$351,213	40.06%	
	<sup>3</sup> Merced	S* \$1,720,632	\$805,255	\$647,907	5267,470	46.45%	
	Modoo	\$254,514	\$98,723	\$117,341	\$38,451	36.07%	
	Mono ( no la serie de la serie	武学校 \$224,959 5	读···· \$80,086-}	\$109,721	\$35,152	31.69%	4142-127
	Monterey	\$2,677,349	\$1,279,413	\$985,240	\$412,697	47.59%	
	Napa Della Santa	5586,171	\$265,035	\$232,851	\$88,285	44.64%	Call in 1971
	Orange Vivilia	5915,792	\$449,948	\$333,992.0	\$131,853	49,14%	
	Placer	第二条 \$8,027,209 第二条 \$989,749 第	53,602,475	30,099,889	\$1,324,846	5 44 39%	
	Plumas	\$324,221	\$486,222 \$164,379	5145 \$360,254 5120,1365	5143,274	19.13%	
	Riverside Trans	\$9,019,482 1	¥ 1, \$4,301,053 9	53,305,110	\$1,413,320	147%	
	Riverside Secremento	\$17,720,804	58,833,876	101 16.218,441	\$2,668,48B	47.46%	Contraction of the second s
	c:Ban Benito	4545-231383,464	計算計142,223	\$177,049	Sec. 1937	1000 34 64%	
Salar Sa	San Bernardino	\$13,089,614	\$6,520,312	\$4,598,160	\$1,971,142	49.76%	
	San Diego With the	\$13,994,573	\$6,509,436	F 15,237,699	1/52,247,438	46.16%	
	San Francisco Ster C	\$15,041,254	\$137,417,454	Star \$5,335,451	\$\$2,288,350	和 49.21%	
A LEAD	San Joaquin	\$1,711,620	52,202,926	新知識 \$1,664,420,4		47.99%	
	San Mateo	152,661,976	\$819,146.7	5632,133 151,084,062	5260,341	47,69%	
	Santa Barbara Minir	\$2.134.484		20151,084,062 (0 1997) - \$776,308 (1	5260,3411 55455,209 105322,678	41,49%	
	Senta Clera	\$2,134,484 54,555 54,5555 54,555 54,555 54,5555 54,5555 54,5555 54,5555 54,5555 54,5555 54,55555 54,55555 54,555555 54,55555555		53,466,182	\$1,482,161		
	Sente Cruz	\$1,958,027	\$989,218	他们至\$685.466 国	時時5283.344.1	49.68% 50.56%	
	Shasta		\$775,336	\$653,762.3	5269.941	45114%	
	Slerra	5149,970	567,930 <i>,</i>	5653,762,3 5793,565,793	SS 16,248	44.14%	
	Siladyou Siladyou Solano ya Siladyou	19月2日至15439,479 "49	\$189,789	\$187,112	E651668:5781	40.34%	
	Sonoma Sonoma	33,220,906	電動室 ゆ1,007,927 副	時日2-\$1,135,626余裕	\$477,353 \$\$543,410	49.88%	
	Stanlalaus	\$3,657,802_4 \$4,325,006	\$1,825,817		\$\$\$43,410	1988 49.88%	
	Support Support	5367,584	786.52,202,981 j	1,491,279	2128630,747	1452	
A LEADER STATE AND A LEADER STATE	C Bhama	\$706 413	5200 202	5160,861	57,27,57	1000 H 2825%	
and a straight and a straight and a straight a	Trinity	\$304,183	\$115.870	\$299,120 \$140,070	51 16,990 51,548,243		
	Tulare ;	\$1,748,640	S862.251	\$627,638	\$258,752	49.30%	
	Tuolumne	\$745.825		51 0076 0A0		书》中49.30% 书》中48.80%	
	Ventura	\$2,753,965	\$1,431,373	Aut 5932.579	\$390.014	2.13%	
· · · · · · · · · · · · · · · · · · ·	Yolo Yuba	\$2,753,965 \$1,261,334 \$814,374	\$616,404	141 \$459,093 G	\$185,837	4B.B1%	Futty Date:
	I UDB			5304.461	GC F S119 171 Ⅰ	17 47.85%	
ىلىكىنىيەت. ھەتىرىسى مەتى ئىكىنىيەت، ھەتىرىسى مەتى	Total	\$282,332,900	And the same gap in the	and the state of the			n de la companya de l
and a second				5101,869,400	* \$43,233,700	48.48%	
				1	್ಷದ್ ಎಸ್.ಎ. ಎಸ್.ಎ. ಎ.ಎ. <b>ಕಿ</b> ಳಿಗೆ	Allyness and the second s	mail was to be

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## FY 2004/05 REVISED IHSS ALLOCATION

## ATTA CHMEN'T I PAGE 2 OF 4

		REVISED INS	S BÁSIC		
	TOTAL	Federal	State	County	
County	Funds	Funds	Share	Share	
Alameda	\$12,365,407	\$6,112,527		\$1,881,367	
Alpine	\$101,949	50	\$71,275	530,674	
Amador	2:~. # \$224,383	\$106,362	\$82,511	\$35,510	
Butte Said A A A A	*** \$1.921.98F	S963,246 3	\$670.271	\$288,464	
Calaveras	\$240,376	\$96,696	K71: \$1,00,492	\$43,248	
Colusa	\$246,920	6102,372	\$101,056	\$41,492	
Contra Costra Del Norte	\$6,023,142	\$3,049,842 \$80,551	\$2,078,693	5894,607	
Bl Dorado	5167,817 Ear 5514,120		\$61,009 \$198,071	\$26,257 \$85,244	
Freano	\$8,208,129	\$3,636,642	\$3,196,018	\$1,375,469	Contraction of the second sec second second sec
Glenn	\$502,780	+ \$233,174	£ \$188,487 )	\$B1,119	an a
Humboldt Sterning	\$1,420,964	\$569,094	\$595,559		
Imperial	\$2,022,995	\$749,773	\$890,135	\$383,087	
Inyo Kom Managara	\$228,735	\$111,973	\$81,631	\$35,13)	
Kings	\$2,895,575 \$623,045	\$1,368,619 \$310,109	51,067,525 u 51,067,525 u 51,067,525 u	\$459,431 \$94,156	
Lake	5848,073	\$391,034	\$319,525	Sig 1 \$137,514	
Lesson	\$130,007	\$63,468	. S46,519	\$20,020	
Los Angeles un state	\$94,094,820	\$46,702,145	3 \$33,133,098	\$14,259,577	A ALTERNATION AND A A
Madera	\$697,204.	\$347,267	2 \$244,648	S105,289	
Marin	<b>\$1,734,931</b>	S820,723 🍋	144 \$639,141 T	<b>5275,067</b>	
Mariposa Mendooino	\$422,850	5169,955	\$176,804	\$76,091	
Marced an incode	\$2,245,650 \$1,505,685	\$1,126,468 \$701,642	5 \$782,443 \$562,123	\$336,739 \$241,920	10 - Burnets R. Carden
Modoo	\$194,352	\$70,326	SEA 586 709 (		2. Provide and the provide state of the provide
Mono n	5169,021 ···	\$53,742	580,594	\$34,685	
Montarey	\$ 52,451,463	51,170,484	A\$B95.55B	\$385,421,	
Napa Noveda	\$498,092	514 \$223,074	5192,2715	3512,747	
LAT SHOTENge	\$819,001	\$403,753 \$3,264,8115	54 \$2,842,4974	\$124,940 \$1,223,325	
Philas Placer HE MAL HIMM	3866,036 A	¥ \$426,945	\$306.977	\$132.114	
Pumer Providence	5252,113	14-4- \$130,178	14-04-585,247-	\$36,68B	
Riverside	58,287,89B 🤤	\$3,946,377,6	53,035,244	¥¥\$1,306,277	
2 Saoramento In the second	\$16,680,245	2104 58,329,052	55,838,486,	\$2,512,707	
San Benito	第313,073 新	108,856 a	\$142,772	561,445	
ACHIEF Son Diego And Hearth	\$12,054,756 \$12,718,033	79 \$6,018,259 # \$5,890,325 #	14.220.2361 19.34773.947	第一章1,019,29,16 第一章52,054,561	
San Francisco	\$14,029,271	\$6,926,516	\$4,965,678	52,137,077,	
San Joaquin	到4162,941 谱	W 152.004.424	1309.062	5649 455	
TAND San Luis Obispo	· 资料:\$1,574,316 点	5753,264	anna 1574,614	5247,038	
San Mateo			1374995,822	\$428,571	
Victoria: Santa Barbara ni comulari Victoria: Santa Clara	前。前1,931,4701 第1,931,4701	12 × 1937,684	143.5694776 53235.178	\$299,010	
Banta Cruz al Hand	39,226,141 51,809,451	54,598,641 54,598,641 54,5917,858	65623 330	11511-192-3222 5268-263	
Shash Harris	415: S1,495,366	5677,202 V	影響時以\$571.995	State: 5246.169	
Sierra	\$93,901 #	\$41 522	1.深心流行。536.619	E 15,760	
Sieldyou X	船舶電 \$356,678温	a144,393省	510-5148413	8611872 1992 - 1993 - 1993 - 1993 - 1993 - 1993 - 1993 - 1993 - 1993 - 1993 - 1993 - 1993 - 1993 - 1993 - 1993 - 1993	
Soleno Jania Soleno Soleno Jania Soleno Ja	33,010,002	· 第二章 31,506,279,3	常施設な1,051,5285	和期间的14-24-44	
The state of the second st	6 \$3,394,189	\$1,698,554	\$1,185,452 \$1,137,951	2 510/183 1 5489 740	
Sutter Sutter	53,365,025 5286,170	5110,726	34,5122,656		
and the second	1 1	前,如何3228'062	期前:20670	101868	
and surface and	情况:\$241,5792	SG 386,2873	\$108,558	》。如此的1946月24	
Tulare	\$1,532,899	\$75B,252	\$541,57		
Tuolumne	\$505,367	\$247,389	\$180,351	577.62	
Ventura Yolo	\$2,532,522	\$1,324,603 \$554,191		9 <b>1 1 1 1 1 1 1 1 1 1</b>	
Yolo Yuba	\$1,131,455 \$713,471,	\$342.529	\$259.33	2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	
na se a construction de la constru La construction de la construction d					
Total	\$256,432,000		T \$92,102,00	0 18 \$39,638,00	
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#### FY 2004/05 REVISED IHSS ALLOCATION

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PAGE 3 OF 4

	· · · · · · · · · · · · · · · · · · ·	QUALITY ASS	URANCE		PCBP 3-MC	ONTH RETRO	ACTIVEPA	YMENTS	
	TOTAL	Foderal	State	County	TOTAL	Federal	State	County	
County	Funda	Funds	Share	Share	Funde	Funda	Share	Share	
Alameda	\$823,674	\$400,216	\$293,505	\$129,953	\$3,798	\$1,899	\$1,329	\$570	
Alpinb	\$461	\$224	\$164	\$73	\$200	S100 -	\$70	<b>£</b> 30	
Amador Butto	\$11,550	\$5,612,	\$4,116	\$1,822	\$200	\$100	\$70-	\$30	
Calaveras	\$192,586 \$19,733	\$93,576-j \$9,588	\$68,625 \$7,032	\$30,385 \$3,113	\$888 \$200	5444 \$100	\$311	5133	
Coluse	\$11,683	\$5,677	\$4,163	\$1,843	\$200	5100	\$70 \$70	\$30 \$30	
Contra Costra	\$403,785	\$196,196	\$143,883	\$63,706	\$1,862	\$931	\$652	\$279	
Del/Norte	\$23,034	\$11,192	\$8,208	\$3,634	\$200	满~1 \$100*	. \$70	\$30	•
El Dorado Fresno	\$35,639 \$789,685	\$17,317 \$383,701	12,699 \$281,293	\$5,623 \$124,591	\$200		\$70	\$30	
Glenn	\$27,259	\$13,245	\$9,713	\$4,301	\$3,640 \$200	\$1,820 / \$100	\$1,274 \$70	\$546 \$30	
Humboldt	\$121,704	\$59,135	AL \$43,367	\$19,202	, sair \$561	\$281	\$196	<b>584</b>	
Imperial n N	<b>\$248,290</b>		\$88,475	\$39,173	51,146	\$573	\$401	\$172	
Inyo Kom	\$5,412 \$277,396	\$2,630 \$134,784	\$1,928 \$98,846	\$854 \$43,766	S200 2	5100 S100	570	<b>53</b> 0	· ·
Kings	\$86,262	\$41,914	530,738	\$13,610	\$1,280	5640 \$199.1	\$448 \$139	\$192 \$60	rame de la
Laice	j <b>5</b> 115,301. u	556,024	\$41,086	\$18,191	\$532	5266	5186	580	and a special sector of the Description of the sector of
Lassen	\$14,388	\$6,991	55,127	\$2,270	\$200	\$100	\$70	530	
Los Angeles	\$8,858,183 \$86,790		\$3,156,491 \$6,\$30,926	2 <b>91,397,580</b> 2010 <b>813,693</b>	之。	5.0 \$20,402 5.5 \$2007	514,290	\$6,124	all and a second second
Marin	5 580,059		3 \$28,528	\$12,631	\$369	S185 5	》 第140 第129	\$60 \$55	
Mariposa	\$14,190	se <b>56,895</b> ⊡	538 \$5,056 -	\$2,239	S200	<b>S100</b>	\$70	530	1994 - Anis I. 1977 - Anis I. 1977 - Anis I.
Mandoolno Marced	\$91,343	\$44,383	\$32,549	\$14,411	\$421	5,5211	5147 🛫	563	
Modoo	\$161,23B \$4,\$6,997	\$78,344 \$3,400	\$57,455 (52,493	\$25,439 \$1,104	\$743 \$200	\$372 5	\$260	<b>SI</b> II	
Mono	\$2,772	\$1,347	\$988	\$437	\$200 \$200	\$100	570 570	530 530	а. Д
Monterey	\$172,127	\$83,635	. \$61,335	\$27,157	\$794	\$397	\$278	\$119	
Napa Nevada	543,625	\$16,964	\$12,441	\$5,50E	- <b>\$</b> \$200	S100	影·波波· \$70 1	530	
Orange	\$640,657	\$21,197 \$311,290	\$15,545 15,545	\$6,883 \$101,078	52.01 52,954	51,477 51,477	\$70	530	lu a l
+ Placer +	570,422 ()	\$34,217	基接·\$25,094	\$11,111	\$326	5163	51,034 14:55 114	5443 1003-549	
Plumas	\$18,943	59,204	4 03 \$6,750	\$2,989	FAR \$200 G	\$100	\$70	\$30	
Riverside Secramento	\$983,062	134 \$328,222 1 5477,661	数3240,707	\$106,576	\$3,114	\$1,557	运动。 第1,090 年	\$467	
San Benito	\$17,226	58,370	\$350,300 \$22\$\$6,138	\$2,718	建建,\$4,532 。 。 第2002	10/1452,266 10/141 \$100 \$	11- \$1,586,1 11- \$70	5680 539 530	des To Car
San Bernardino	79 15977,386 2	\$474,903	\$348,278	\$154,205	1011154,506	\$2,253	51,572	530 5676	
San Diego	\$\$1,217,162 \$954,617	5591,408	\$\$ <b>\$</b> \$\$433,719	\$192,035	35,612	12,8062	\$1,964	555 <b>5</b> 842	
Ban Joaquin ?	RE\$155,605 B	5463,840 \$172,785	\$340,164 \$126,715	\$150,613	34,401 34,51,640	52,2011	S1,540	5660	Anna (Contractor) Filter (Contractor)
San Luis Obispo		5791 CS 40 791 64	110 0070 014	374 012 DA's	1335353874	500 158207 101 151945		1997,5246 1997,5246	
San Mateo	\$168,101 \$149,359	5B1;679.1	。 登359,900	\$26,522	<b>1</b> 200 \$775 a	11×133884	出现把\$271.9	40625 \$116	
		148-2572.572 H	\$3, <b>53,222</b>	\$23,565	AK: \$689	16-16-545 F	13414	\$103	
Santa Cruz	194419 BAC 101 144	546,243 4,546,243			1990 <b>\$2,614</b>	5113072 5220	\$915	1011 \$392	
Construction of the state of the state of the	TURNED TO CALL CAL		趙党(433,436 *)	\$23,668	100425,5692	153346	5247	1073 <u>\$116</u> 1073 \$103 1174 \$392 1767 \$66 1764 \$104	
Sierra Sieldyou	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		n 1960 n. 18 - 1973 - 1		distribution of	LIU BURNER STREET	法教育的过去式 医水口子 计分错	530	
2 Jacobie Station	529,635 /m 5157,212	\$14,399, 1997: \$76,388	355 S10,560	54,676	17,8200 49,75726 49,75726	2. j. s. s100 j	1570 A	166271 530	
-Sonoma - Sonoma	\$209,681	5101,B82	時間 \$74.717	117524,804 \$33,082	1449 5720 - 14-14-5967 -	153631 35 131 54843	5254 1945 1945 1945	<b>6113-05</b> 109	
2 Stanislaus	July \$287.889 H	AMA: \$139,883	S102.585	静 \$45,421	H With \$1,327 1	BioLand \$6664	144464M	5145 5199:	副時間
Sutter Difficultes Tohema Harris Difficultes	528,249 576,493 77	513,726	\$10,066	54,457	513 S200 S354	7. 59 <b>/</b> \$100.2	推进1860.570 法	AND 1530	
Trinky	39,438 W	10/10/10/10/10	\$27,257 - \$3,363	200512.06941	S3549	51776	65104 123-1570 (	555	
Tulars		\$78,728	\$57,737	\$25,564	53 8 \$747	5100 31 \$374	1111年11月11日	530	
Tuolumne	\$17,292	58,402	\$6.162	\$2.72R	5200	ST S100	10 S70	RIADES S30	
Ventura A Yolo	\$167,704 St \$76,559	\$81,486 \$37,199	\$59,759	\$26,459	1. Sec	the second s	· 第5271篇	5112 530 531 5116	trast. as
Yuha	547,718	523.186	547,281 547,517,003	·····································	5354	<b>\$177</b>	1940 S124 A	把帮助在553	
	and the second		-	14 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	100 AN 00220	667. (% <b>5110</b> ) 20	5124 577, 577,	\$33	
Total	\$21,157,000	\$10,280,000	\$7,539,000	\$3,338,000					
					100,000	<u></u>	- CARLES	The first of the	
		· · · · ·		1999 (1999) 					
			17	5		an a			
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#### FY 2004/05 REVISED IHSS ALLOCATION . •

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<b>.</b>			OMMITTEE				EMPLOYER		• •
County	TOTAL Funds	Federal Funds	State Share	County Share		TOTAL Funda	Federal Funds	State Sinre	County Share
				· · · · · · · · · · · · · · · · · · ·					onare
Alameda	\$52,966	\$24,897	\$28,069	·\$0		50	50	° \$0	50
Alpina Amador	. \$52,966	\$24,897	3. \$28,069	\$0		\$170,000	\$82,603	\$61,149	\$26,248
Butte	\$52,966 \$52,966	\$24,897 \$24,897.	\$28,069 \$28,069	50. Su		\$0. 	\$Q. 50	\$0 \$0	, 50
Calavaras	552,966	\$24,897	528,069	80	3	50	50	ου 50-	
Coluia	*** \$52,966	\$24,897	\$28,069			50	<b>.</b>	50	30
Contra Costra	\$52,966	\$24,897	\$28,069	\$0		50	\$0	\$0	\$0
Del Norte	\$52,966	\$24,897	\$28,069	\$0	• •	\$0	50	\$0	\$0 \$0
Bl Dorndo	\$52,966	\$24,897	\$28,069.	<b>\$0</b>	. 1	- 1975 - 50 - 1975 - 1976 - 50	50	50 50	50
Freeno	\$52,966 \$52,966	524,897 524,897	\$28,069 \$28,069	50 50		SO SO	50 50	\$0 \$0	50
Humboldt	\$52.966	524,897	\$28,069	50		30 50	so - 50 -		8.3.45.44 <b>50</b>
Imperial	\$52,966	\$24,897	\$28,069	S0		The states \$D	SD -	50	\$0
Inyo	± \$52,966	\$24,897	\$28,069	60	2	TIE \$0		50	\$0
Kem	\$52,966	\$24,897	\$28,069			50	1944 - 1 A. (B. C. )	50	50
Kings	\$52,966	\$24,897	主語 <b>528,06</b> 9 3	50 SO		Section 1		50 SO	50
Lausen	\$52,966	\$24,897 \$24,897	\$28,069 \$28,069		5	\$113,100	854,9554	4 \$40,682	\$17,463
Los Angeles	\$ \$52,966	\$24,897	\$28,069	50	- 4	AN	S0 .	50	- Wale: 1. SO
Madara Shiri	\$\$2,966	\$24,897	\$28,069	<b>3</b> \$ \$0	~	÷:		S0	\$ \$0
Marin -	\$52,966	\$24,897	<b>528,06</b> 9 -	50	-	#- int #4 \$0	·····································	S0 -	- <b>5</b> 0
Mariposa view	"	\$24,897	\$28,069	<b> </b>		\$501,000	\$243,436		\$77,354
Mendootno Merced	\$52,966 \$52,966	\$24,897 \$24,897	\$28,069 \$28,069	\$0 \$0	:	\$0 % \$0	50	50 50	S0
Modon	3 \$52 966 ···	\$24,897	\$28,069	\$0 \$0	Ę	50		50	111
Mono	\$52,966	\$24,897	\$2B,069	\$0	ŝ.	***** <b>\$0</b>	50	50	<b>S</b> 0
Monterey	\$52,966	\$24,897	52B,069	50		50	- SO	50	10 and 50
Napa Vienna	\$52,966	制气\$24,897 当	\$28,069 <sup>~</sup>	\$0.50	4	3.在16650。	199 <b>1</b> , 199 <b>1</b> , 1997	3. 19 780 美	50
Novada Jan	352,966		528,069	\$0		CALLER SD		50	50
Orange Placer Hard Archite	36, \$52,966 \$52,966	国际 \$24,897 第二 \$24,897	528,069 6E 528,069	50 SO		1414 HT 50	2017 2017 40 2 2400 2018 50 2	10 - 10 - 10 - 10 - 10 - 10 - 10 - 10 -	man and so
Plumas The State	\$52,966	\$24.897	328,069		S	50	· // · · · · · · · · · · · · · · · · ·	50 H	South South
Riverside	<b>74.</b> \$52,966	\$24,8974	\$28,069	<b>光动动动能 50</b> :		X. 37 \$0	50	1.02 SO	01
Secremento 10-	\$52,966	21, \$24,897	HY\$28,0693	S0	2	079112	FILE 0.	80	50
San Benito	\$52,966	\$24,897	4 \$28,069		Ĩ,	5 BER 80	SD.	- SO	50
San Bernardino	\$52,966	121-524,897 524,897 12524,897	328,069 328,069	2200-50 719-50	1			50) 50)	
San Francisco	\$52,966	\$24.897	528,069	50		1150 100 100	50	201 - 10 - 10 - 10	STATES SO
Sen Joequin	\$\$\$52,966	MA \$24,897.	528.069		ò1	Silver SO		osi iso'	000000000000000000000000000000000000000
San Luis Obispò	17 \$52,966 J	LI	57 \$28,069 T	94 <b></b>		19 30 30	0.	5.6 5.6 50.5	AND 19950
San Mateo	<u>ି</u> ର୍ଜ୍ଜ <b>\$</b> 52,966		\$28,069			1710年1810	101	的现在分词 302	SO SO
Santa Barbara, T	\$52,966					-K			<b>\$0</b>
Sante Clera 200 200	第二章 第二章 第二章 第二章 第二章 第二章 第二章 第二章 第二章 第二章	524,897 524,897	\$\$28,069 \$\$28,069	16-11-150 47-16-54-50	E				21070-00-50 1411-1410-50
V Sheata	考醒\$52,966				15	50	· 记行的时代的时代的时代中国		150
Slern 75 W State	\$\$52,966		\$28,069	Sai 191 <b>S</b> O	ΙŤ.	HE HAS SO	50	2012 Store	的事例包括第50
Sleidyou	"译\$52,966		<b>美新</b> \$28,069	50 SO	8	Think SO	1850 1850	<b>1 50</b> 7	SC SC
Soleno de sida, nal pr	552,966	524,897					14 30 30 1 30		
Stanislaus	\$52,966 \$52,966	21, 1924, 897 24, 897	528,069 528,069	5 		\$\$617,80	1995300,203	52222210	1915 (1915) 1915 (1915) 1915 (1915)
Sutter	\$52,966	324,897	ALS28,069				)	121912222210 1219125350 121915555555555555555555555555555555555	LINE AND STREET
Tehamazartikati	\$52,966	5624,897	6413\$28,069						
時代に見ていた。	\$52,966	524,897	Auto: \$28,069	A designability			0端等减期的30		
Tulare	\$ \$52,966	\$24,897	\$28,069		ŎĹ.	\$	0 582,603		Same Press
Tuolumne	\$52,966	\$24,897				S170.00	0 \$82,603 0 \$82,603	3. 新知(\$6),149 0. 华华、新知(\$0	建化、\$26.24 建化、赤、\$
Yentura Yolo Maria A	\$52,966		**************************************			Section 5	0 0		
		524,897	- N.M. 2012 (1997)					0. 464 66	
Yuba	#34,700	F. <b>\$24,897</b>				· · · · · · · · · · · · · · · · · · ·	0		· · · · · · · · · · · · · · · · · · ·
Total	\$3,072,000				in	\$1.571.9	0 \$763,80	0 10 5565,40	) 👼 \$242,7(

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#### BTATE OF DALIFORNIA - HEALTH AND HUMAN BERVICEB AGENCY DEPARTMENT OF SOCIAL SERVICES

ARNOLD SCHWARZTENEGGER, Governor



October 7, 2004

## COUNTY FISCAL LETTER (CFL) NO. 04/05-27

SUBJECT: FISCAL YEAR (FY) 2004/05 IN HOME SUPPORT SERVICES (IHSS) PROGRAM ADMINISTRATIVE ALLOCATION – SECOND REVISION REFERENCE: J. CFL'No. 04/05-22, dated September 20, 2004

The purpose of this letter is to provide counties with a revised allocation for the administrative costs associated with IHSS for FY 2004/05.

In CFL No. 04/05-22, the funds associated with the Supportive Individual Providers (SIP) were incorrectly distributed to all counties as opposed to just the Individual counties operating SIPs. Attachment II displays the SIP allocation which was distributed to SIP for a percent to total basis of their FY 2003/04 allocation These funds were added to the Initial basic allocation.

Included in Attachment I is the redistribution of the \$7.4 million State General Fund; (SGF) for the Quality Assurance (QA) premise. Originally, all QA funds were distributed based is on a percent to total of paid IHSS cases. Per the request of the County Welfare Directors Association (CWDA), \$4.8 million in SGF was redistributed based on each county is proposed number of QA Social Workers multiplied by their FY 01/02. Unit Cost The remaining \$2.8 million was distributed based on each county's paid IHSS cases. Any questions concerning this allocation should be directed to fiscal systems@desyca.gov.

Sincerely, 50 The second

Original Document Signed By:

KATHY EARMER Chief, We have been strengthered with the second strengthered second strengthered second strengthered second s

Attachment

### FY 2004/05 IHSS ALLOCATION - SECOND REVISION

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# ATTA CHMENT I PAGE 1 OF 4

	· · ·	NET INSS ALLO	CATION	· · · · · · · · · · · · · · · · · · · ·	· · · · · · · · · · · · · · · · · · ·	
	TOTAL	Federal	State	County	HSS HR	
County	Funds	Funda	Share	Share	Usage Rate	
Alameda	\$13,019,964	\$6,428,967	\$4,613,770	\$1,977,227	49.27%	
Alpine	\$483,619	\$186,845	\$216,042	\$BD 732	0.00%	
Amador	\$366,565	\$175,704.	5141,879	\$48,982	47.26%	
Butto Celeveros	\$397,797	\$1,148,296 \$173,482	\$813,428 \$165,245	5338,738 \$59,070	49.95% 40.06%	
Colase	\$402,011	\$178168	\$164,943	\$58,90F	41.34%	
Contra Costra	\$6,636,043	\$3,349,757	52,304,776	\$981,510	50,47%	
Del Norte Bl Dorado	\$309,522 \$841,061	\$149,620 \$392,312	\$120,195 \$322,170	\$39,708 \$126,579	47,85%	
Fresno	58,769,735	\$3,910,429	\$3,403,159	\$1,456,147	44.75%	
Clenn	\$663,617	. \$311,747	\$254,396	\$97,474	46,23%	
Humboldt Imperial	\$1,703,904	\$706,088	\$705,705		39.92%	$\sum_{i=1}^{n} \frac{1}{i} \sum_{i=1}^{n} \frac{1}{i} \sum_{i$
Inyo	\$2,550,947 \$382,256	\$981,336 * \$187,071 -	\$1,105,032 \$144,928	\$464,579 \$50,257	36.94% 48.77%	antar a di antaria di a Natarita di antaria di a
Kem	\$4,125,507	SI,957,386	\$1,523,423	\$644,698	Hinet 47.11%	and the second
Kings Laks	\$871,233	- \$431,385	\$315,726	# \$124,123	49.61%	
Lasson	\$1,010,266 \$395,439	\$469,414 \$192,800	3386,212 3150,139	347 5154,041 \$52,500	48.65%	
Los Angeles	\$96,156,835	\$47,629,106		\$14,625,218	49.47%	
Madera V	\$928,143	\$460,082	5335,453 <sup>- 53</sup>	\$132,609	49.65%	
Mariposa	\$2,084,409 \$1,087,817	\$992,996 \$493,588	\$771,322 \$424,023	\$320,091 \$170,206	47.15%	
Mendooino	\$2,575,378	\$1,288,833	\$907,695	\$378,851	50.00%	
Merced W	\$1,863,964	\$876,127	\$697,242	\$288,595	46.45%	
Modoc Mono	\$330,514 \$365,023	Si 36,723 - 3 5150,118	\$143,941 \$158,743	\$49,851 \$56,162	· 36.07%	
Monterey	\$3,125,180	\$1,500,420	\$1,143,951	\$480,810	47.59%	And an Andrew State of State o
Napa Novida	5796,685 J	\$370,292	\$306.531	\$119,862 \$145,364	44.64%	
Orange	\$1,006,110 (a)	\$495,231 . \$3,512,780	\$365,516 \$3,026,876	\$1,293,470.	49.14% 44.39%	And the second second second second
Placer 219 Was able at	\$1,166,493	\$\$\$74,595	5422,114	\$169,785	49.13%	and the state of t
Plumes Riverside	\$551,797	5278,093	5199,841	\$73,864	36651.47%	
Secremento	\$18,073,161	\$9.011.873	53,239,711 66,340,287,	\$1,385,213 52,721,002	47.46%	
Sen Benlio	轮 22: \$466,920	31 B3,951	\$206,259	365-\$76,711	34,64%	An and a second state of the second state of t
San Bernardino	\$13,895,017	\$6,923,699 ¥ \$6,262,487	\$4,879,084, \$5,062,739,71	5\$2,092,2351 52,172,454	049.76%	
San Francisco	\$14,651,291	\$7,225,512	\$5,196,932	\$2,228,847	49.21%	
San Joaquin	· · · · · · · · · · · · · · · · · · ·	潮:\$2,234,747 - 9	#\$\$1,684,533	\$714383	47.99%	
San Luis Obispo San Mateo	\$1,948,774 \$2,813,384	\$1,198,658	\$1 136 B81	\$295,878 \$477,845	47.69%	
Serie Barbara	\$2,258,195 \$9,831,636	\$1,09B,072	\$819,119	3341,004	48.39%	
Santa Clara	19,831,636	\$4,893,151	-53,459,344	51,479,141	49.68%	
Santa Cruz	\$1.826.595	38-31,003,107	\$699.052	\$311,379 3289,368	50.56% 1975 1945 14%	
Sierra	\$2,145,427 \$1,826,595 \$2,57,772	\$121,956	\$103,436	\$32,380	44.14%	
Sisidyou Solano	1 \$510,704 deg	\$219,401	<b>5212,041</b> 4	\$79,262 \$517,443	40.349	
Sonome Line	J TRACE 13 781.007 (F)	\$1,742,308 \$1,887,919	51.331.348	\$561,741	49.88	
Stanislaus .	\$4,538,430	52,311,203	<b>51,564,892</b>	···· § \$662,336	1.469	The second state of the se
Sutter	556B,612	\$246,327 \$300,088	\$233,749 \$304,059	1 \$88,537 1 \$11970985	38.559	
Trinity	***** \$400,342 ***	\$164,075	\$173,638	4-11 \$62,630	35.629	4
Tulare	\$1,895,557	\$935,997	\$678,870 <sup>-7</sup>	\$280,691	49.30	
Tuolumne	\$821,797	\$401,503	\$302,310 51,013,677	\$117,985 \$424,769	48.809	<ul> <li>Manufacture and the second se Second second sec second second sec</li></ul>
Ventura Yolo	\$2,986,172 \$1,421,420	\$696,572	5515,036	\$209,813	48.81	<b>%</b>
Yuba	\$945,755	\$456,537	\$350,378	\$138,839	• 47.85	
Total	\$282,332,900	\$137,229,800	\$101,869,400	\$43,233,700	48.48	a debies and the second se
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### FY 2004/05 IHSS ALLOCATION - SECOND REVISION

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	TOTAL	IHSS BA Federal		<b>6</b>
County	Funds	- Funda	State Share	County Share
				- Dinity
Alameda	\$12,210,790	\$6,037,587	\$4,315,810	\$1,857,393
Álpine	\$101,949	50	\$71,275	\$30,674
Amador	\$224,383	\$105,362	\$82,511	\$35,510
Butter .	\$1,885,346	\$945,841	\$657,386	\$282,919
Calaveras	\$240,376	596,636	\$100,492	\$43,248
Colusa	\$246,920	\$102,372	\$1,01,056	\$43,492
Contra Costra	\$6,023,142	\$3,058,590	\$2,078,171	\$894,381
Del Norte	\$165,068	\$79,304	\$19,919	\$25,805
El Dorado	\$514,120	\$230,930	\$197,984	\$85,206
Fresno	\$B,123,636	\$3,600,107	\$3,162,490	\$1,361,039
Clenn	\$502,780	\$233,299	\$188,400	
Humboldt	\$1,434,535	\$574,705	\$601,124	\$81,081
Imperial	\$2,235,253	\$B28,578		\$258,706
Ілуо	\$228,735	\$111,973	\$983,435 \$91,631	\$423,240
Karn	\$3,664,927	\$1,732,595	\$81,631 \$1.360,020	\$35,131 8601 400
Kings	\$640,533	\$318,837	\$1,350,932	\$581,400
Lake	\$837,856	\$386,421	\$224,904	896,792
Lassen	\$130,007	\$63,468	\$315,607	\$135,828
Los Angeles	\$92,289,385		\$46,519	\$20,02€
Madera	\$687,668	\$45;816,955	\$32,489,737	\$13,982,693
Marin	\$1,734,931	\$342,654 \$20,022	\$241,206	\$103,808
Mariposa	\$422,850	\$820,972 \$160.055	\$638,967	\$274,992
Mendoolno	\$2,245,650	\$169,955	\$176,804	\$76,091
Vierced		\$1,126,842	\$782,181	\$336,627
Modoo	\$1,478,935	\$689,173 870,226	\$551,719	5237,443
Aono	\$194,352	\$70,326 559 (74)	\$86,709	\$37,317
Vionterey	\$169,021	\$53,742 51,229,040	\$B0,594	\$34,6B
Лара	\$2,594,190 \$498,092	\$1,238,940	\$947,482	\$407,768
Nevada	010 001	\$223,074	\$192,271	\$82,747
Drange	\$819,001	\$403,877	\$290,221	\$124,903
'lacer	\$7,210,198	\$3,211,941	\$2,795,261	\$1,202,996
lumas	\$866,036	\$426,945	\$306,977	\$132,114
Uverside	\$247,276 \$8.170,635	\$127,685	\$83,608	\$35,983
lagraménto	\$8,170,635.	\$3,891,513	\$2,991,620	\$1,287,502
an Benlin	\$17,152,931	\$8,567,213	\$6,002,447	\$2,583,271
an Bernardino	\$313,073 \$13.164.902	\$10B,856	\$142,772	\$61,445
San Diego	\$13,164,892	\$6,574,012	\$4,607,816	\$1,983,064
an Francisco	014/10/032	\$5,891,822	\$4,772,900	\$2,054,111
an Joaquin	\$13,816,450	\$6,823,146	84,889,159	
an Luis Obispo	\$4,099,211	\$1,974,124	\$1,485,691	\$639,396
San Mateo	\$1,574,316 \$2,440,124	\$753,389	\$573,926	\$247,001
Banta Barbara	\$2,440,134	\$1,015,990	\$995,648	\$428,496
lente Clara	\$1,898,612	\$921,973	\$682,788	\$293,85
Santa Cruz	\$9,085,537	\$4,529,686	\$3,185,087	
Shasta	\$1,809,451 \$1,518,039	\$918,107	\$623,156	\$268,18
lerre	\$1,518,938 \$03,001	\$688,050	\$580,890	\$249,991
laldyou	\$93,901 \$356,678	\$41,647	\$36,532	\$15,722
olang	\$356,678	\$144,393	\$148,413	\$63,872
DDoma	53,010,002	\$1,506,653	\$1,051,021	\$452,328
tanislaus	\$3,394,189	\$1,699,053	\$1,185,103	\$510,033
utter	\$3,434,325	\$1,773,494	\$1,161,120	\$499,711
abama	\$318,630	\$123,320	\$136,545	\$58,765
rialty	\$564,634	\$223,448	\$238,530	\$102,656
ulare	\$241,579	\$86,412	\$108,480	\$46,687
uolumna	\$1,504,894	\$744,536	\$531,5B1	5228,777
ontura	\$505,367	\$247,514	\$180,270	\$77,583
olo	\$2,532,522	\$1,324,853	\$844,306	\$363,363
/uba	\$1,131,455	\$554,256	\$403,531	\$173,661
· · · · ·	\$713,471	\$342,654	\$259,245	\$111,571
•••		•	- • •	
otol 🤆	\$256,432,000	\$124,692,000		

#### FY 2004/05 IHSS ALLOCATION - SECOND REVISION

## ATTA CHMENT I PAGE 3 OF 4

OTAL Funds \$752,410 \$158,504 \$89,016 \$361,262 \$104,255 \$104,255 \$104,255 \$104,255 \$558,073 \$91,289 \$273,775 \$558,493 \$273,775 \$589,493 \$273,775 \$276,342 \$100,355 \$406,334 \$107,337 \$118,913 \$99,166 3,783,668 \$187,110 \$296,143 \$110,801 \$110,801 \$110,801 \$110,801 \$110,801 \$110,801 \$100,801\$100,801\$100,801\$100,801\$100,801\$100,801\$100,800\$100,800\$1	QUALITY A85 Federal Funds \$364,584 \$79,245 \$44,345 \$51,849 \$50,799 \$273,339 \$45,319 \$136,385 \$283,605 \$53,451 \$106,205 \$127,288 \$106,205 \$127,288 \$50,101 \$199,254 \$57,830 \$127,288 \$57,830 \$127,288 \$57,830 \$127,288 \$57,830 \$127,288 \$57,830 \$127,288 \$57,830 \$127,288 \$57,830 \$127,288 \$57,830 \$136,852 \$146,942 \$55,200 \$136,883 \$163,685 \$141,400	Stnte Shar¢ \$268,552 \$55,479 \$31,229 \$127,652 \$825,748 \$197,884 \$32,097 \$96,047 \$211,325 \$76,316 \$37,857 \$76,316 \$393,127 \$393,127 \$35,158 \$76,316 \$93,127 \$34,799 \$1,380,415 \$1,380,415 \$1,380,415 \$104,157 \$38,870 \$97,298 \$117,194	County Shares \$119,264 \$23,786 \$13,442 \$55,586 \$13,799 \$86,850 \$13,873 \$41,343 \$94,562 \$16,363 \$32,322 \$41,167 \$15,096 \$63,106 \$527,271 \$18,733 \$14,987 \$636,401 \$28,741 \$45,044 \$16,731 \$42,161	PCSP 3-Mi TOTAL Funds \$200 \$200 \$200 \$200 \$200 \$1,862 \$200 \$1,862 \$200 \$3,640 \$200 \$3,640 \$200 \$3,640 \$200 \$1,146 \$200 \$1,280 \$398 \$398 \$200 \$1,280 \$398 \$200 \$1,280 \$398 \$200 \$200 \$3,640 \$200 \$3,260 \$200 \$3,260 \$200 \$200 \$200 \$200 \$200 \$200 \$200 \$	DNTH RETRO Federal Fands \$1,899 \$100 \$100 \$444 \$100 \$400 \$931 \$100 \$100 \$100 \$100 \$100 \$100 \$100 \$1	Stats Share \$1,329 \$70 \$70 \$31,1 \$70 \$32,1 \$70 \$652 \$70 \$1,274 \$1,274\$1,274\$1,274\$1,274\$1,274\$1,274\$1,274\$1,274\$1,274\$1,274	MENTS County Share \$30 \$30 \$30 \$30 \$279 \$30 \$279 \$30 \$279 \$30 \$546 \$50 \$50 \$50 \$50 \$50 \$50 \$50 \$50 \$50 \$50
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## FY 2004/05 IHSS ALLOCATION - SECOND REVISION ATTACHMENT I

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PAGE 4 OF 4

ſ		ADVISORY (	ADVISORY COMMITTEE				EMPLOYER C	FRECOR	)
County	TOTAL Funda	Federal Funds	State Share	County Sinne	·	TOTAL Funds	Federal Funds	State Share	County
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Alameda	\$52,966		\$28,069	\$0	`•	<b>\$</b> 0	\$0	\$0	
Alpine Amedor	\$52,966 \$52,956	\$24,897	\$28,069	02		\$170,000	\$82,603	\$61,149.	\$26,2
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Humboldt	\$52,966	\$24,897.	\$28,069	di \$0	6	WF	50 10 10 10	50	
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#### DEPARTMENT OF SOCIAL SERVICE 44 P Street, Sacramento, CA 95814



July 27, 2005

## COUNTY FISCAL LETTER (CFL) NO. 05/06-10

## ALL COUNTY WELFARE FISCAL OFFICERS

# SUBJECT: FISCAL YEAR (FY) 2005/06 IN-HOME SUPPORTIVE SERVICES (IHSS)

The purpose of this letter is to provide counties with their FY 2005/06 IHSS allocations for the administrative costs associated with IHSS activities, nurses, and denials of assistance. A total of \$110 million in State General Fund (SGF) has been made?

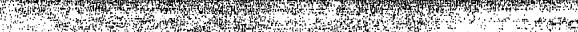
The Individual components within the IHSS Administrative Allocation and their allocation

#### IHSS Basic

in consultation with the County Welfare Directors Association, it was agreed that small counties would received the greater of either their calculated FY-2005/06 IHSS Basic allocation or their FY 04/05 IHSS Basic allocation:

The IHSS Basic allocation methodology uses the following factors: • Each county's actual average monthly paid cases for the period of March 2004 - through February 2005.

- Each county's FY 2001/02 actual IHSS unit cost.
- Each county's actual Title XIX usage rate based on expenditures for June 2004 through March 2005 11 (2004)
- Each county is guaranteed a minimum allocation of 100 percent of their prior four ( guarters of expenditures (June 2004 through March 2005)





The caselead information used in this allocation was obtained from the IHSS Case Management Information and Payrolling System (CMIPS) Management Statistics Summary Report. The allocation methodology assumes that each IHSS/Personal Care Services Program (PCSP) case takes 11.5 hours to process. The cases were multiplied by the 11.5 hour standard and then divided by 1.778 hours available per worker to arrive at the Full Time Equivalents for each county. An adjustment was made to provide all counties with a minimum of one-half social worker.

Also displayed with the IHSS Basic allocation is the IHSS Health-Related (HR) usage rate that is applied to the total program level to identify potential Title XIX Federal funds for those activities in both PCSP/Walver and the Residual Program. The SGF share was calculated at 70 percent of the non-federal share of the program.

The State share of administrative costs for IHSS activities claimed to Program Codes (PC) 102 - IHSS-Skilled Professional Medical Personnel; PC 103- IHSS-PCSP/Waiver; PC 104 - IHSS-Non HR/ Non PCSP/Non Walver; and PC 330-IHSS Fraud on the pro-County Expense Claim (CEC) will be charged against this allocation. Expenditures that exceed the State allocation will be transferred to county-only through PC 193 - State Use Only IHSS.

Attachment II displays the Supportive individual Providers (SiP) allocation. Counties that operate with SIPs were allocated additional funds based on a percent to total of the SIP amount included in the FY 2004/05 allocation. These additional funds were added to the initial base allocation.

This premise reflects the cost of hiring County-Quality Assurance (QA) staff that will a conduct regality required county (IHSS/PCSP required assurance) and program integrity functions and work with State staff on the following tasks: development of statewide assessment guidelines, social worker training ton the files/PCSP assessment process and other related projects with the goals of improving and a streamlining the service needs assessment process and reducing the cost of the IHSS program. The \$11.6 million SGF share was distributed as follows \$4.6 million in SGF, was distributed, based on each county's proposed number of QA. Social Workers multiplied by their FY 01/02 Unit Cost, The remaining \$7 million was distributed, based on each county's proposed number of QA. Social Workers multiplied by their FY 01/02 Unit Cost, The remaining \$7 million was associated with QA activities and is tracked against the total IHSS allocation.

IHSS Advisory Committee This premise reflects the \$3 million in Federal and State Junds that are available for usin continued operation of the county Advisory Committee The \$116 million SGF share has been distributed equally to the participating counties and has been included in your total allocation. PC 023 captures coats associated with the IHSS (Advisor) Committees and i is tracked against the total THSS allocation. Please refer to CFL 00/01-48 dated December 22, 2000, for additional information related to IHSS Advisory Committee



### IHSS County Employer of Record

This premise reflects the cost of administrative activities necessary for counties to act as the employer of record for IHSS providers under Welfare and Institutions Code Section 12302:25. The estimated funding need for each of the participating counties was determined based on data received from the counties by the Department of Social. Services Disability and Adult Programs Branch In conjunction with the Estimates Branch. This junding has been included in the total allocation for appropriate counties.

Any questions concerning this letter should be directed to fiscal.systems@dss.ca.gov. 

Sincerely. Original Document Signed By. Eric Fulli for: . Unici, 446.) Deputy Director Administration Division Attachment 1

c: CWDA A State States

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## ATTACHMENT I

PAGE 1 OF 4

		NICT IEES ALLO	OCATION	· · · · · · · · · · · · · · · · · · ·		
County	TOTAL	Federal	Strite	County	IHSS HR	
County	Funds .	Funds	Sönre	Share	Ujango Rato	
Alameda	\$13,179,936	\$6,446,981	\$4,720,073	\$2,012,682	48.36%	
Alpine	\$490,756	\$189,491	\$219,282	581,983	2.17%	
Butte	\$971,549 \$2,427,985	\$184,728 \$1,158,164	\$139,170 \$897,049	\$47,654 \$1,73	49.7.4%	
Calaveren	5441,228	\$213,259	\$167,966	\$60,601	47.45%	
Coluss Contra Costra	5482,164	\$236,785	\$180,148	\$65,232	48.64%	
Del Norte	\$6,895,660 \$356,434	\$3,479,618 \$172,015	\$2,398,954 \$137,490	\$1,017,089	50.07%	
El Dorndo	\$836,530	\$409,391	\$307,360	\$1 19,780	48.07%	2
Presno Glenn	58,968,918	\$3,797,19B	\$3,627,544	\$1,544,177	- 2. 41.03%	
Humboldt 4	\$697,644 	\$349,813 \$939,323	\$251,843 \$878,196	\$95,989 \$\$364,696	49.99%	
Imperial	\$2,717,621	\$1,075,447	51,157,615	\$484,560	平 37.25%	
Inyo		\$173,050	\$136,376 <sup>1</sup>	\$46,452	47.B2%	
Kings	\$4,208,180 \$1,020,232	\$1,989,099. 8488,192,14	\$1,561,333 # \$380,758	語台:\$657,748     注意。\$151,282	46,43%	
Lake 1 R	\$1,043,522	\$503,202	\$386,547	\$153,774	3 m 47.59%	
Lassen	\$535,274	\$251,862 🚇	\$206,776	籍446, \$76, 637	國語墨 44.73%	
Los Angoles Medera	\$106,569,534 \$949,046	\$52,378,275 \$472,262	\$37,930,725 \$342,092	\$16,260,534 \$134,692	48.66%	
Marin	\$2,258,290	\$1,007,950	\$883,416	\$366,924	43.14%	
Mariposa	S1,057,736	\$489,436	\$406,179	\$162,121	41.51%	
Mendocino Merced	\$2,482,785 \$1,895,481 sk	\$1,251,152 \$941,128	\$870,323 \$676,290	5361,311 55278,064	- 49.27%	
Modoo	53 16,907	\$148,866	\$126,028	\$42,013	45.00%	
Mono Monterey	\$326,716	\$158,754		841,9B4	47.14%	
Napa	\$3,051,992 \$1,035,027	\$1,465,496 \$489,850	浩:\$1,118,657, 二法 \$389,956 世	新聞。 第467,840 第二十二、 第155,222	47.26%	
Nevada - The state	\$940,281	\$456,267	\$347,144	\$136,871	17. Sec. 47.B5%	
Placer	58,961,195	54,071,405	\$3,430,257,3	(\$1,459,534	44.49%	
Plumas	\$1,387,111 \$423,215	\$201,934 \$201,370	\$487,926 7	577,252 j 577,258,162 j	1 10 10 10 10 10 10 10 10 10 10 10 10 10	
Riverside	\$9,557,349	\$4,610,567	半 \$3,470,142	51,476,640	47.62%	
Sacramento	\$18,632,164	\$9,318,953	3. 5 <b>\$6,525,6</b> 81	\$2,787,530	112 49 54%	
San Barnardino de Al	\$469,547 \$15,040,368	11-4-5233,447 11-4-57,575,487	\$173,656 1.\$5,232,254	\$62,444 \$2,232,628	49,60%	
San Diego	\$15,564,589	\$7,614,005	\$5,572,153	\$2,37B,432	48,40%	
Sen Francisco 2	\$\$\$15,743,293	\$8,007,672	5,421,721	52,313,900	x 1245-50.48%	
San Luis Obispo	\$4,928,081 \$2,382,976	52,421,067 51,172,911	11,762,834 3 3 3 5 5 2 3 6 4	\$744,181 \$354,830	48.63%	
San Mateo and Andrea Santa Barbara Maga	S3,352,379	S1 528 448	51 284 803	资产的15539,129	] 邮总 44.52%	
Santa Barbara 70.357	\$2,252,787 \$11,033,895	\$1,087,292 \$5,381,596	5824,048	進備48341,447	4751%	
Santa Cruz	52,661,828	\$1,365,132	25.\$3,963,848 2 27 2 \$915,854	51,688,451 5380,843	51.05%	
Shesta	\$1,965,317	\$889,043	# \$761,60B	1314 667	43,80%	
Sierre Siskiyou	\$273,640 \$\$\$502,552	\$133,577 e \$245,629	\$106,452 \$188,228 \$	522-5833,611, 772-583,696, 772-583,696,	47.94%	
Solano al Al	Nan \$3,357,878 (	4432131,793,626 世	51,243,054 1	521 <b>198</b>	50.04%	
Line of Manual Souther Southers	\$4,128,111	52,031,092	\$1,475,907	\$621,112	48.66%	
Stanislaus in Annual Sution	54,495,476 5585,555	52,280,622 56,002,002,000 57,002,000	31,558,3674 30,935234,2035	5656,488 A 404	10.750,40%	
ATenama Dura	3749.04B	110-111327,920	\$303,135	388,404 44,253147,9931	1162%	
Trinity	\$376,883		5155,047	\$54,461	40.45%	
Tulare Tuolumne	\$2,019,975 \$BB3,352	\$1,000,409 \$410,151	\$721,935 \$339,591	\$297,632	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
- Venture	DZ 804.114		\$339,591 \$989,684		51.20%	
Yolo	7\$1,386,741	\$693,058	\$493,877	5199,807	49.66%	
Yuba	\$1,045,860	\$524,119	\$373,548	S(S)48.L93	49,86%	a status adapti tana ara
Total	\$305,341,000	5148,850,000	\$110,000,000	\$46,491,000	48239	4 Merilian - Berlin Market
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	TOTAL	1H88 BA Federal		0
County	Funds	Punds	- State Share	County Share
		L UNUB	Ditute	ouare -
Alameda	\$11,920,768	\$5,834,219	\$4,259,183	\$1,827,366
Alpina	\$108,713	\$2,388	\$74,403	\$31,922
Amador	\$223,075	\$112,293	\$77,522	\$33,260
Bulte.	\$2,008,634	\$953,582-	\$738,293	\$316,759
Calayeres Colusa	\$275,610	\$132,350	\$100,249	\$43,011
Contra Costra	\$320,132 \$6,065,552	\$157,585	\$1 13,745	\$48,802
Dal Norta	\$200,707	\$3,073,549 \$96,138	\$2,093,713	\$898,290
El Dorado	\$489,687	\$238,224	\$73,174 \$175,966	\$31,395 \$75,497
Fresno	\$7,924,974	\$3,290,725	\$3,242,907	\$1,391,342
Glenn	\$521,806	\$263,988	\$180,413	\$77,405
Humboldt	\$1,850,099	\$777,025	\$750,905	\$322,169
Imperial	\$2,250,52B	\$84 <b>8,4</b> 05	\$981,163	\$420,960
Inyo Via	\$199,357	\$96,480	\$71,990	\$30,887
. Kern Kinga	\$3,593,476	\$1,688,518	\$1,333,032	\$571,926
Laka	\$740,251 \$812,113	\$351,428	\$272,087	5116,736
Lasson	\$261,290	\$391,133 \$118,281	\$294,589 \$100,073	\$126,391
Los Angeles	\$97,661,399	\$48,093,604	\$34,686,04B	\$42,936 \$14,881,747
Madera	\$662,603	\$332,202	\$231,205	\$99,196
Marin	\$1,861,816	\$812,847	\$734,037	\$314,932
Mariposa	\$384,819	\$161,659	\$156,161	\$66,999
Mendoolno Merced	\$2,109,647	\$1,067,724	\$729,106	5312,817
Modoo	\$1,515,739	\$755,787	\$531,791	\$22B,161
Mono	\$176,091 \$129,864	580,194	\$67,106	\$28,791
Monterey	\$2,568,099	\$61,954 \$1,228,282	\$47,521 \$937,563	\$20,389
Napa	\$716,047	\$332,619	\$268,311	\$402,254 \$115,117
Nevada	\$729,690	. \$353,356	\$263,347	\$112,9B7
Orange	\$7,931,459	53,571,147	\$3,051,214	\$1,309,098
Plecer Plumes	\$1,044,143	\$533,422	\$357,387	\$153,334
Riverside	\$230,538	\$106,974	\$86,466	\$37,098
Sadramento	\$8,493,149 \$17,143,636	\$4,093,082	\$3,079,034	\$1,321,033
San Benito	\$305,335	\$8,595,105 \$153,268	55,982,003	\$2,566,528
San Bernardino	\$13,741,686	\$6,946,527	\$106,412 \$4,755,046	\$45,655 \$2,040,113
San Diego	\$14,077,291	\$6,895,355	\$5,025,701	\$2,156,235
San Francisco	\$14,350,887	\$7,331,458	\$4,911,984	\$2,107,445
Sen Joequin	\$4,187,954	\$2,059,402	\$1,489,496	\$639,056
- San Lula Oblspo San Matzo	\$1,960,379	\$964,798	\$696,677	\$298,904
Santa Barbara	\$2,897,078 \$1,814,638	\$1,305,291	\$1,113,884	\$477,903
Sente Clare	\$9,917,522	\$872,504 \$4,836,735	\$659,277	\$282,857
Santa Cruz	\$2,266,552	\$1,170,991	\$3,555,381 \$766,640	\$1,525,406 \$328,921
Shasta	\$1,571,869	\$696,759	\$612,375	\$262,735
Sierra Sisklyou	\$1D8,917	\$52,843	\$39,239	\$16,835
Solano	\$332,814	\$162,885	\$118,911	\$51,018
Sonoma	\$2,991,968 \$3,617,089	\$1,515,188	\$1,033,406	\$443,374
Stanlaleus	\$3,960;317	\$1,781,245 \$2,020,007	51,284,668	\$551,176
Sutter	\$314,B30	\$129,805	\$1,357,770	\$582,540
Tename	\$555,046	\$233,788	\$129,475 \$224,807	\$55,550
Trinlty	\$212,975	\$ <u>87,185</u>	\$B8,024	\$96,451 \$37,766
Tulare	\$1,545,639	\$767,724	\$544,361	\$233,554
Tuolumne Ventura	\$55B,049	\$251,713	\$214,365	\$91,971
Yolo	\$2,455,792	\$1,272,489	\$828,040	\$355,263
Yuba	\$1,053,852 \$789,013	\$529,638	\$366,829	SI 57;385
	دان <del>ر د</del> ه به	\$398,133	\$273,525	\$117,354
Total	\$268,713,000	\$131,042,000	\$96,338,000	Ed1 122 000
			<u> <u><u></u></u><u></u><u></u><u></u><u></u><u></u><u></u><u></u><u></u><u></u><u></u><u></u><u></u><u></u><u></u><u></u><u></u><u></u></u>	\$41,333,000

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## ATTACHMENT I PAGE 3 OF 4

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	· · · · · · · · · · · · · · · · · · ·	QUALITY AS	• ·	•	.[	·	ADVIBORY C		
County	TOTAL Funds	Federal Funda	Stote Share	County Share	· <b> </b> ·	TOTAL Funds	Federal Funda	State Share	County
County :	2 41103	2.013(12)	0	Gillin		, unua	, nunua	ounto .	. Share
Alameda	\$1,206;202	\$587,865	\$432,621	\$185,516		\$52,966	\$24,897	\$28,069	<b>5</b> 0
Alpine Amađor	\$159,077 \$95,508	\$79,523	\$55,688	\$23,866 \$14,391		552,966	\$24,897	\$28,069	50
Више	\$366,386	\$47,538	\$33,579 \$130,687	\$14,591		552.966 \$52,966	\$24,897 \$24,897	\$28,069 \$28,069	50 50
Calsveras	\$112,652	\$56,012	\$39,648	516,992		\$52,966	- \$24,897 ·	528,069	\$0. \$0
Coluse	\$109,067	\$\$4,303	\$38,334	\$16,430		\$52,966	\$24,897	\$28,069	<b>\$</b> 0
Contra Costra	· · \$777,143	\$381,172	.\$277,172	\$118,799		\$52,966	524,897	\$28,069	\$0
Del Norte Bl Dorado	\$102,762	\$50,98D \$146,270	\$36,247 . \$103,325	\$15,535 \$44,283	ŀ	\$52,966 \$52,966	\$24,897 \$24,897	\$28,069 \$28,069	<b>\$</b> 0
Freeno	\$990,979	\$481,576	\$356,568	\$152,835		\$52,966	\$24,897	\$28,069 \$28,069	50 50
Olenn	\$122,873	\$60,928	\$43,361	\$18,584		\$52,966	\$24,897	\$28,069	SO SO
Humboldt	<sup>-11</sup> \$279,150	\$137,401	\$99,222	\$42,527		\$52,966	\$24,897	\$28,069	\$0
imperial	\$414,12B	5202,145	\$148,383	\$63,600		- \$52,966	\$24,897	528,069 528,069	\$0
lnyo Kam ataliki - North	\$103,555 3561,738	\$51,673 \$275,684#	\$36,317 \$200,232	\$15,565 585,822	51	\$52,966 \$52,966	\$24,897 \$24,897	\$28,069 328,069	\$0 50
Cingo - Anno -	\$ \$227,015	\$111,867 #		\$34,546	ľ	Jan 852,966 /	<b>3 3 8 24 8 97</b> 3	328,069	50
Lake	小警 \$178,444 3	\$87,172	\$63,889	\$27,383		\$52,966	\$24,897	\$28,069	\$0
LABBON	\$107,969	\$53,700	537,988 ·	\$16,281		\$52,966	\$24,897	\$28,069	李萧:# \$0
Los Angeles Madera	\$8,855,169 \$233,477	\$4,259,774 -0 \$115,163	\$3,216,608 \$82,818	\$1,378,787 \$35,496	1	\$52,966	\$24,897 \$24,897	\$28,069 \$28,069	50 SO
Marin	\$343,508	\$170,206	\$121,310	\$51,992	ĩ	\$52,966	\$24,897	\$28,069	50
Vieripose	\$119,001	\$59,230	\$41,839	* \$17,932		552,966	\$24,897	528,069	\$0
Viandosino	\$320,173	\$158,531	\$113,148	548,494		\$\$2,966	\$24,897	15-1 <b>\$28,069</b>	\$0
Merced Modos	\$87,850	\$160,444 \$43,775	5116,430 -	\$49,903 \$13,222	4	\$52,966	\$24,897 \$24,897	528,069 \$28,069	<u>\$0</u>
Acno		571,903	\$30,853 \$50,389	\$21,595		\$52,966 \$52,966	\$24,897 \$1, \$24,897	528,069	50 50
Aonterey	\$430,928	<b>\$212,317</b>	\$153,025	S65 586	7	\$52,9661	524,897	SZ8,069	
чара	\$266,015	\$, \$132,334	\$93,576	<b>7</b> \$40,105	r:	\$\$2,966	45 <b>524,897</b>	\$28,069	50
Vevada	\$157,626	\$78,014	\$55,728 0	\$23,884	5	<b>61.852,966</b>	524,897,	\$2B,069	50
Drange Nocer	\$976.771 \$290,003	\$475,361 \$143,615	\$102,470	\$150,436 \$43,918	ŝ	144 \$52,966 34 \$52,966	\$24,897, \$24,897,4	\$28,069 \$28,069	化合合体的 化化合金 化合金
Plumas	· \$139,712	- 3143,613 - 369,499	549,149	\$21,064		\$52,966	海· \$24,897	\$28,069	50 50 50
Riverside	\$1,011,234	\$492,588		\$155,607	-	\$\$52,966	Se \$24,897	4528,069	50
Sacramento	\$1,435,562	\$698,951	\$515,609 _			191852,966		\$28,069	50
San Benito	\$111.246	955,282	\$39,175	\$16,789		告诉\$52,966	4a \$24,897,	52,B,069	50
San Bernardino 🎊 🕹	\$1,245,717 \$1,434,393	\$693,753	\$449,139 T ***** \$518,383	\$192,515		製品 \$52,966 	选择 <sup>34</sup> \$24,897 \$24,897	\$28,069 \$28,069	50 50 50
San Francisco	\$1,339,440	\$651,317.	3481,668	\$206,455	3	anis52.966		\$355528,069	50
San Joaquin	\$687,162	\$336,768	12+5,269 J	\$105,125		SS2,966	ana \$24,8971	528,069	Mur Seiten \$0
San Luis Obispo			\$130,490		鬥		1 \$24,897		54.50
San Mateo	5402,336 5385,183	\$198,260 \$189,891	5142,850	561 226 Sect 500		282,966	524,897 517 \$24,897	111 <b>\$28,069</b>	50 50
Santa Barbara - U.S. Santa Barbara - Jan Santa Clars	\$1,063,407	\$519,964	\$136,702 \$380,398	\$163,045			524,897		50
Santa Cruz	\$342,311	3 33 \$169,244	编码。\$121,145	A. \$51,922	1	\$52,966	\$24,897	EX1528,069	STEL 50
Shasta	THE \$340,483		出版\$121,164	251,932	1	\$52,966	\$24,897		S0
Sierra w w Silver of the		\$55,837 \$57,847	539,144	\$16,776 \$17,678		三百万万万万万万万万万万万万万万万万万万万万万万万万万万万万万万万万万万万万	\$24,897, \$24,897,		50
Sieldyou Sieldy Aller Solano Satello Bay	\$ 3116,773 5512,944					552,966			50
Sonoma average	5458,056					S52,966			¥462-75450
Stanislaus-Market -	\$\$\$\$482.194	AU 85.5235.718	\$172,528	573,948		552,966	<b>空雨</b> 刻 \$24,897	<b>1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 </b>	10 Sec. 50
Sutter	aug217,759	Signature 108,246	\$76,659	520 \$32,854	à	100+852.966			50 50 50 50 50 50 50
Tehana	第一部編組治 ビュナ・ハイト	THE WARMENCER AND A LOOP	1921-1\$50,259 	\$16,69	1	52,960		**************************************	
Trinity Tulare	\$110,942 4 \$421,371					\$52,96		24	
Tuolumne						\$52,96	5 \$24,897	\$28,069	- 26 the 199 <b>50</b>
Ventura	S375,556	5 \$184,73)	\$133,575	\$57,25	0	552,96		52 B,069	
Yolo	\$279,924					与 第52,96		2 528,069 7 528,069	
Yuba 🐪	\$203,883	2 <b>5101,0</b> 8	\$71,954	1. 5 \$30,83	9	\$52,96	6 <b>; \$24,89</b>	528,00	
u Totol and a sta	\$32,602,00		0 -511,691,00	0 <b>\$5,011,0</b> 0	ni l	\$3,072,00	0 B1,444,00	0 - 51,628,00	0 5
Total		مىشىغۇرىيەر بىسىغىيە بىسە ب							A CARLES AND A CARL
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## ATTACHMEN'T I PAGE 4 OF 4

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and the second second		EMPLOYER (		
	TOTAL	Federal	State	County
County	Funds	Funds	Shnra	Share
Alameda	50	PO.	¢n.	
Alpine :	\$170,000	\$0 \$82,683	\$0 \$61,122	\$26,195
Amador		402,063 \$0	\$01,122 \$0	
Butto	SO .	50 <sup>4</sup>	50,	50 50
- Galoveras	\$0	<b>\$</b> 0	.so .so	50
Colusa	\$0	50	<b>\$</b> 0	\$0
Contra Costra	50	.\$0	<b>\$</b> 0	\$0 \$0
Del Norta	\$0	\$0	\$0	\$0
BI Dorado	\$0	\$0	\$0 SO	·
Freano	\$0	\$0	50	\$0
Glann :	\$0	\$0	\$0	\$0
Humboldt	\$0	50	\$0	50
Imperial	\$0	50	\$0	\$0
Inyo .	<b>\$</b> 0	\$0	\$0	\$0
Korn	\$0	<b>\$</b> 0	\$0	\$Q
Kinga	\$0	02	· \$0	\$0
Laks	\$0	\$0	\$0	50
Leeson	· \$113,050	\$54,984	\$40,646	\$17,420
Los Angeles	\$0	\$0	30	<b>\$</b> 0
Madora -	50	\$0.	\$0	\$ <u>0</u>
Marin	\$0	. \$0	\$0	50
Maripose Mondocino	\$500,950	\$243,650	\$180,110	\$77,190
Merced	\$0	/\$0	50	50
Modoo	\$0	\$0 80	50	. \$0
Mono	50 50	. \$0		50
Monterey .	\$0 . \$0	\$0	\$0	SO
Napa	\$0	. SO . SO	<b>\$</b> 0.	. \$0
Nevada	\$0	· 40 - 20	- 50 50	\$Q
Oranga	\$0 \$0	- \$0	, \$0	\$0
Placer	50		. 50	· \$0 \$0
Plumas	50	\$0	. 50	\$0
Riverside	50	\$0	\$0	\$0
Sacramento	\$0	\$0	50	· \$0
San Banlio	50	\$0	50	\$0
San Bernardino	\$0	\$0	\$0	
San Diego	\$0	50	\$0	\$0
San Francisco	\$0	\$0	\$0	\$0
San Joaquin		\$0		50
San Luis Obispo	\$0	50	- 50	- SC
San Maten	. \$0	· \$0	\$0	\$0
Santa Barbara	. 50	20	50	\$0
Santa Clara Santa Cruz	\$0	<b>\$</b> Ó .	\$0	\$0
Sheste	\$0	\$0	· \$0	· sc
Sierra :	50	50	· • \$0 :	\$0
Slakiyou	\$0 \$7	-\$0	\$0.	<b>\$</b> C
Solano	\$0 \$0	<b>\$0</b> .	\$D	\$0
Sonoma	\$0	50 50	SO	. 50
Stanislaus	50	\$0	· · \$0. \$0	50 80
Sutter	50	50 	. \$0	<b>\$</b> (
Tehama	30	\$0 \$0	\$0 \$0	:. \$0 - \$1
Trinity	\$0	\$0	- #0 \$0	·
Tulare	\$0	<b>\$</b> 0	\$0 \$0	եր Հայե
Tuolumne	\$170,000	\$82,683	\$61,122	\$26,195
Venture	SO	\$0	50 SO	50,19: .50
Yolo	\$0	<b>\$</b> 0	50	
Уира	\$0	<b>s</b> ð	. \$Õ	а )‡ с
·	1 ·			
Total	\$954,000	\$464,000	5343,000	\$147,000

## ATTACHMENT II

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•	For Display On	L	
•	For Display Uni		
	· · · ·	. FY 05/06	
•		SIP	
•	· · · · ·	ALLOCATION	
	County	Fed / State / Co	
	Alemede	\$0	
	Alpind	50	
	Amador	2 - E - E - E - E - E - E - E - E - E -	
	Butta		
	Qalaveras	<b>\$0</b>	
	Coluza	\$65,431	
	Contra Costra	\$0	
÷•.•	Del Norte	. <b>SO</b>	
• • • • • • • •	Bl Dorado	\$0	
• • •	Fresno	\$66,219	
	Glenn	\$61,914	
	Humboldt	\$380,370	
•	Imporial	\$311,444	
·	Inyo	\$0	•
	Kern	\$1,108,373	
· · ·	Kinga	\$41,894	
	Lake	\$0	· · · · · · · · · · · · · · · · · · ·
	Lessen	\$0	
•	Los Angeles	\$0	
•••	Madern	\$0	
	Marin	· \$0	
	Mariposa	\$0	
	Mendoolno	\$320,870	· . · ·
•	Marcad	\$0	
	Modoe .	50	
•	Мопо	\$0	· · · ·
	Monterey	\$256,440	
	Napa	\$69,063	
•	Nevada	\$0	•
-	Oranga	\$0	• •
	Placer	- \$0	·
•	Plumas	\$0	• •
	Riverside	50	· ·
	Sacramento	\$963,665	
•	San Benito San Bernardino		
•	Cierty The Cleff		
	San Diego San Francisco	50 50	
	San Joaquin	50	
•	San Luis Obispo	\$136,253	· · · · ·
	San Mateo	\$53,912	
۰.	Santa Barbara	au دردد به \$0	
	Santa Clara	\$0	
	Santa Cruz	50	
	Sheeta	\$58,983	
	Bierra	. SC	
	Slaictyou	\$0	
•.	Solano	5281,461	
	Sonome	\$268,849	
	Stanislaus	\$265,68	
· · · · ·	Sutter 👘	\$50,41	
	Tehama		D
	. Trinity	. 5	
	Tulare		
•	Tuolumna	\$90,27	
	Venture	\$159,11	
	Yolo	\$204,23	9 °
	Yuba	\$97,31	35
•	•••		· · · ·
	Total	\$7,814,4	56
•	•	. 190``	
	. ·		

STATE OF CALIFORNIA - HEALTH AND HUMAN SERVICES AGENOY

ARNOLD SCHWARZENEGGER, Governor

#### DEPARTMENT OF SOCIAL SERVICES 744 P Street, Sacramento, GA 95814



### July 7, 2006

TO:

COUNTY FISCAL LETTER (CFL) NO, 06/07-02

## ALL COUNTY WELFARE FISCAL OFFICERS

## SUBJECT: FISCAL YEAR (FY) 2006/07 IN-HOME SUPPORTIVE SERVICES (IHSS) PROGRAM ADMINISTRATIVE ALLOCATION

The purpose of this letter is to provide counties with the allocations for the administrative costs associated with IHSS activities, nurses, and denials of assistance. A total of \$111 million State General Fund (SGF) was made available with the approval of the FY 2006/07 Budget Act.

The Individual components of the IHSS Administrative Allocation and the allocation methodologies are as follows:

### IHSS Basic

in consultation with the County Welfare Directors Association (CWDA), it was determined that the FY 2006/07 IHSS Basic allocation would be based on each county's FY 2005/06 IHSS Basic total funds allocation. The additional appropriated funds above the FY 2005/06 level were then distributed based on a percent to statewide total basis to those counties with an increase in expenditures as compared to those expenditures used in calculating the FY 2005/06 IHSS Basic allocation. Expenditure data consisted -of the most-recent available four guarters (June 2005 - March 2006).

Also displayed with the IHSS Basic allocation is the IHSS Health-Related (HR) usage rate that is applied to the total program level to identify potential federal Title XIX funds for those activities in both the Personal Care Services Program (PCSP)/Waiver and the Residual Program. Each county's actual Title XIX usage fate was based on the most recent four quarters of expenditures. The SGF share was calculated at 70 percent of the nonfederal share of the program.

The state share of administrative costs for IHSS activities are claimed to the following Program Codes (POs): PC 102 - IHSS-Skilled Professional Medical Personnel, PC 103 - IHSS-PCSP/Walver, PC 104 - IHSS-Non HR/ Non PCSP/Non Walver, and PC 330 -IHSS Fraud on the County Expense Claim. Expenditures that exceed the state allocation will be transferred to county only through PC 193 - State Use Only IHSS. Attachment II displays the Supportive Individual Providers (SIP) allocation. Counties that operate with SIPs were allocated additional funds based on a percent to total of the SIP amount included in the FY 2005/06 allocation. These additional funds were added to the initial base allocation.

## Quality Assurance

This premise reflects the cost of hinng county Quality Assurance (QA) staff that will conduct legally required county IHSS/PCSP quality assurance and program Integrity functions and work with state staff on the following tasks: development of statewide assessment guidelines; social worker training on the IHSS/PCSP assessment process and other related projects with the goals of improving and streamlining the service needs assessment process and reducing the cost of the IHSS program. The \$11.6 million SGF share was distributed as follows: \$4.6 million SGF was distributed based on each county's proposed number of QA Social Workers multiplied by their FY 2001/02 Unit Cost. The remaining \$7 million SGF was distributed based on each

county's paid IHSS cases. PC 003 captures costs associated with QA activities and is the total IHSS allocation.
 IHSS Advisory Committee

This premise reflects the federal and state funds that are available for continued operation of the county Advisory Committee. The \$1.6 million SGF share has been distributed equally to the participating counties and has been included in the total is allocation. PC 023 captures costs associated with the IHSS Advisory Committees and is tracked against the total JHSS allocation. Please refer to CFL 00/01-48, dated to December 22, 2000, for additional information related to IHSS Advisory Committees and costs.

### HSS County Employer of Record

This premise reflects the cost of administrative activities necessary for counties to act as the employer of record for IHSS providers under Welfare and Institutions Code) Section 12302.25 The estimated funding need for each of the participating counties was determined based on data received from the counties by the Department of Social Services Disability and Adult Programs Branch in conjunction with the Estimates and Research Services Branch (A total of \$121,000 SGE has been included in the tar via reallocation for appropriate counties

### PCSP-Three-Month Retroactive Benefits

This premise reflects the estimated administrative costs associated with implementing as Medi-Califule that provides reimbursement for aligible IHSS Personal Care services rendered up to three months prior to the application. The \$238,000 SGF was distributed to counties based on the percent to total of their average monthly paid cases anothes peen included in the total allocation of underware adjusted to ensure all minimum allocation of \$1,000 and have been included in the total allocation and the been included in the bee

### Forms Requirement for Waiver



This premise reflects the estimated administrative costs associated with the implementation of a Medicald (Medi-Cal) waiver and PCSP state plan amendment that allows IHSS Residual Program services to qualify for federal Title XIX funds. The \$681,000 SGF was distributed to counties based on the percent to total of their average monthly paid cases and has been included in the total allocation. Funds were adjusted to ensure a minimum allocation of \$600 and have been included in the total allocation.

Sincerely,

Original Document Signed By: ERIC PUJII Deputy.Directorit Administration Division Attachment

C: CWDA

#### FY 2006/07 THSS ALLOCATION

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## ATTACHMENT I

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		TOTAL	Federal	State	County	ihss hr	
	County	Funds	Funds	Share	Share	Usage Rate	
	Alameda	\$13,243,703	\$6,590,546	\$4,664,858	\$1,988,299	49,66%	
	Alpine	\$492,346	\$196,871	\$215,189		7.63%	
	Amador	\$378,143	\$182,869	\$145,097		47.87%	
	Butto Caloverus	\$2,613,087		\$924,582	\$384;416	49.89%	1999
	Coluar	\$450,359 \$485,504	5213,241 5239,644	\$174;384 \$180,502		49.39%	12 - 12 - 12 - 12 - 12 - 12 - 12 - 12 -
	Contra Coatra	\$7,049,358	\$3,549,203			50.32%	
2,7° 117	Del Narte	\$358,461	\$173,528	\$137,859		47.93%	
	BI Dorado Presno	\$852,717 	\$415,615	•	\$122,744 \$1,424,793	48.10% 46.63%	al d
	Gionn	\$696,482	\$4,243,952 \$341,082	\$3,350,767 \$257,167		48.81%	
	Humboldt	_\$2,194,527.	\$1,013,723	\$834,853		45.51%	
	Imperial	\$2,758,004	\$1,117,034	. \$1,156,921		38.47%	
at at	Inyo Kom	\$362,658 \$4,248,845	\$157,864 }	\$151,760	\$53,034	46,43%	a multi-
т	Kinge	<b>\$1,041,567</b>		\$393,613	\$156,737	18-**+14 46.29%	The second second
in an	Lake	\$1,045,353	\$502,861	.\$388,109	\$154,383	47.76%	
<u>Liff</u>	Lesson 70	<u></u>		\$168,978		43.61%	
	Los Angeles	\$108,089,937 \$964,408		\$38,219,948 \$351,574	**************************************	49.03%	
	Marin			\$897,302	\$138,710	49.03%	
	Mariposa	5,32 \$563,343	5266,796	ja 5215,976	\$80,571	45 47%	
ar an	Mendoano	\$2,546,354	\$1,291,186	5886,901	\$368,268	<b>差</b> [4] 50.76%	
ξ, .	Merced Modoo	\$2,055,229 \$317,848	\$1,039,380 \$132,615	\$719,416	\$296,433 \$47,164	50.81%	
	Mono	\$333,963	\$164,554	\$126,999,		49.22%	
2014/1-17-1 19	Monterey	<u>ن چي</u> \$3,294,569	\$1,647,994 🔮	\$1,160,853	<b>\$485,723</b>	49.99%	
1. A. I.	Nвра	1. \$1,058,937.	\$526,560	\$381,037		《元 49.70%	
1	Novada	\$939,950 \$9,209,312	\$466,808 \$4,094,576	\$339,573 \$3,588,149		49.67%	
# free	Placer The State	\$1,420,576	\$701,967 m	\$506,479		49.94%	
21 P.G.	Pluman	\$444,144	5221,256	5164,428	\$58,461	50.22%	
	Riverside "	59,612,709	\$4,549,060	53,552,397		46.93%	
	Saoramento	\$18,753,910 \$481,879	17 \$9,707,210 \$231,640	\$6,340,048 \$183,568		新期期 51,82% 次年 47,46%	
ALC:	San Bernardino	\$15,431,793		\$5,386,248		50.15%	ALL (MALTING 11 & 13 TEAST
	San Diego	\$15,841,729	\$7,706,390	\$5,702,211		48.45%	
	Sun Francisco	\$15,853,845	\$7,753,624 () 	\$5,677,628	Transa da da .	-1.77 48.72%	
<b>亚</b> 、南	Ban Jonguin 2007 12 Ban Luis Obispo 225	\$4,965,105 \$2,386,568	51,192,904	\$1,769,028	\$349,805	49.19%	
	San Mateo	\$3,433,454		S1,256,824		47.69%	E 11275 (1997) 7129 F W 2017 (1997) 113
被排泄力以	Santa Barbara Santa	11 12 12,298,043	1,122,513	3831,171	10 3344,359	1 48.5B%	
	Santa Clara - Alleria Santa Criz	SH \$11,135,850	10.5143,310 f	7 52 \$4,202,506	545 \$1,790,034 \$393,822	45.66%	
	Sherta LCAL	\$1.973.011	\$1,396,777 \$914,897	\$748.991	3467 \$309.123	45.51%	
	Siema	\$274,776	\$134,660	\$106,495	533.621	48.80%	
	<b>Slakiyou</b>		19445-25\$274,332	的道:\$185;126	5 Yun 24 \$67,339	1. 6899 53.429	
	Solano Stanta Stanta	11 12 13,727,447 11 17 84,213,294			2		
	Stenislaue	A 84,759.229	\$2,456,190	\$1,620,29	1 5 35 \$682,745	51.829	
	Summer and the second	\$520,009	52,456,190 52,456,190 52,456,848 5236,848 5384,061	\$206,61	0234512576,552	11043609	
	VI chama transmitter	\$793,619	11 5384,061 11 5176,512	बर हात \$295,07	L 4: 4: 4: 51   4 488	48.119	
		4 3385,372 4 32,073,434	5176.512 51 074 222	5707 77	1 5291 44		
		12,073,434	\$451,961	13141115334.32	1 5291.44 0 5131.57		
	明治とついれている思想が表示的などもの	1 1 2 3 ,096 ,091	31,561,392	1077,65	1 決議部制 450 D4	844 图题》是0723	
	YOO	\$1,443,353	\$722,279	3,513,10			
	Yuba		\$538,943	\$387,98	19 <b>\$154,32</b>	7 49.87	
	Total	\$309.971.00	\$152,043,000		)0 < <b>\$46,908,00</b>	0	6 No. 1
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#### FY 2006/07 IHSS ALLOCATION

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ATTACHMENT I PAGE 2 OF 4

· · · · ·	IHSS BASIC				QUALITY ASSURANCE				
County	TOTAL Rungs	Federal Funds	Stote Share	County Share		TOTAL Funds	Pedoral Funds	State Share	County Share
Alamada	\$11,920,768	\$5,942,970	\$4,183,687	\$1,794,111	┥┝	\$1,174,425	\$575,816	\$419,030	\$179,579
Alpine	\$109,104	\$8,358	\$70,509	\$30,237		\$158,776	\$79,3B1	\$55,576	
Amador Butte	\$228,980	\$110,041	\$83,242	395,697		\$94,269	\$46,985	\$33,098	\$14,186
Calavaras	\$2,093,052 \$284,084	\$1,048,302 \$131,930	\$731,190 \$106,488	\$313,560 \$45,666		\$446,543	\$220,823	\$158,004	\$67,716
Coluan	5327,129 <sup>74</sup>	\$160,216	\$114,018	\$43,886		\$110,950	\$55,257, \$53,569	538,985	\$16 708
Contra Costra	\$6,194,253	\$3,129,121	52,145,197	\$919,935	[	\$756,452 -	\$372,776	537,715 1268,575	\$16,163 \$115,101
Del Nerte	\$203,036	\$97,694	\$73,726	\$31,616	ľ .	\$99,803	\$49,635	\$35,117	\$15,051
Bi Dorado Fresno	\$504,949	\$243,829	\$182,750	\$78,370	ŀŀ	\$290,832	\$144,942	\$102,123	\$43,767
ОІсял	\$7,952,668 \$521,806	\$3,722,810 \$255,68B	\$2,960,355 \$186,248	\$1,269,503 \$79,870		5930,845 \$118,658	\$455,51B	\$332,732	\$142,595
Humboldt	\$1,863,328	\$851,312	\$708,281	\$303,735	l.	\$265,796	\$59,000 \$131,414	\$41,761 \$94,068	\$17,897 \$40,314
Imperial		\$869,159	\$966,780	\$414,589	11	3421,304	\$206,691	\$150,230;	-\$64,3B3
Inyo .	\$204,134	\$80,293	\$86,673	\$37,168	11	58 \$104,002,7	\$51,911	\$36,463	\$15,628
Kem Kings	\$3,593,476 \$755,716 -	\$1,674,966 \$351,187	\$1,342,710 \$283,118	\$121,411		14 \$567,630 ×	\$279,667	\$201,575	\$86,388
Laice	5812,113 B	331, 187 S389, 379	\$295,859	\$126,875		*** \$222,719 *** \$168,222	。	\$78,801 \$59,884	533,771
Lasson triat manners	5261,290 million	5114,394	\$102,808	\$44,088		\$106,221	\$52,916		\$25,664 \$15,992
Los Angeles	据 \$98,100,163 * 校	\$48,640,884	\$34,615,048	<sup>-1</sup> \$14,844,231		T \$8,839,256 🕌	<b>\$4,288,713</b>	53,1B5,424	\$1,365,119
Madera Marine Sare	8671,996 11 \$1,900,958	\$330,767 _/ \$834,154	3238,816	\$102,413		<b>5229,641</b> -0		\$81,193	534,797
Mariposa		\$182,246	\$746,625 \$145,858	\$320,179 \$62,549		\$338,413 \$117,552	16B,079	\$119,235	351,099
Mendodno	21.3 \$2,170,253	\$1,105,922	\$744,894	\$319,437		\$313,805	\$58,588 \$155,790	\$41,274 \$110,611	\$17,690 \$47,404
Merced	\$1,566,631	\$799,114	\$537,163	* * \$230,354		\$416,644	\$206,056	\$147,412	\$63,176
- Modoo	\$176,091	\$63,446	\$78,837	\$33,808	ŀŧ	\$87,130	\$43,458	\$30,570	\$13,102
Monterey and Market	\$135,868 \$2,653,144	567,135 1,331,486	\$48,104 \$924,990	\$20,629	11	\$43,630	\$71,787	\$50,291	521,552
Naps	5737,219	\$367,829	\$258,525	\$110,865	11	5568,127 \$ \$264,538	\$131,767 \$131,767	\$200,543 \$92,940	\$85,946
Novada	\$729,690	\$363,853	\$256,039,	\$109,798		\$152,717	\$75,813	\$53,833	539,831 1,539,831
brange stream we want	\$8,088,835	\$3,547,000	\$3,178,698	\$1,363,137	÷.	\$981,514	\$480,498	5350,714	\$150,302
Placer Andrews and Andrews Andre	\$1,068,118 \$250,740 The	\$535,501 12 \$126,413	\$372,763 \$87,013	\$159,854		\$290,361	\$144,091	\$102,390	543,880
Riverside	第36-58,493,149 州前	\$4,001,400	\$3,143,645	\$1,348,104		\$137,882 \$984,795	\$482,641	6 <b>548,434</b>	\$150,642
Secremonto Si Sulla	\$17.171.737	<b>第4,933,144</b>	\$5,765,952	\$2,472,641	ŧI	\$ \$1,409,361	\$690,385	3503,288	\$215,680
4. San Benito and San San Bernardino da San Bernardino da San Bernardino da San San San San San San San San San	10 \$14,062,744 (6)	\$150,348	115,626 Stills	\$49,584		S110,744	\$55,114	\$38,941	\$16,689
San Dieso Walk	314,062,744	\$7,080,007 \$6,940,251	5,129,068	2.095,722 \$2,199,522		\$1,199,215	\$585,667	\$429,488	\$184,060
San Diego 114 - 244 14 San Frandisco 24 - 244	第二年14,362,796	\$7,024,881	\$5,135,594	\$2,199,322	11	準\$1,374,5B2 始\$1,320,099 - 英	\$669,954 \$645,976	\$493,245 4 \$471,890	\$211,383
Cr.Sen Joaquint	2001\$4,199,2863ff	18 \$2,073,695 A		竹縣 \$637,952	÷,	後 \$670,465	\$330,176	·····································	\$202,233 \$102,085
San Luis Oblano	31,960,379	\$982,640	\$684,291	\$293,448		\$363,559	\$180,627	\$128,053	\$54.879
San Mateo	1.1.12.977.604 1.1.1.848.608 cm	\$1,425,565 T	\$ \$1,086,227 \$662,811	\$465,812	4	33B6,041	45.5191.011.	Bea \$136,521	<b>送后: 3</b> 58,509
TX Santa Clore and State	道·新9.917.522 车员	\$4.546.024	33.759.356	102 \$284,236 102 \$1,612,142	-	\$1,085,450	3187,750 3533,193	\$134,253	\$57,535
N- Santa Criz - Saturation	\$32,328,806	<b>5</b> 51,195,836 ‡	\$3,759,356 \$792,933	\$340,037	1 E	SH \$347 744 R	5169,871		\$165,674
Sierre de la company de la compa	3751,571,869	國際的\$718,151 派	出售 \$597,492	. \$256,226		385330,786	SALS163 319.	成317.228 3	\$50,239
A Sisciyou and a second	57,5108,917,575 75356341,176	\$53,358 \$191,101	\$15,647	\$16,675	訠	111,393 F	555,670	Sin \$39,007,	第二条16,716
CONTRACT OUR OF THE OWNER	\$3,150,434	51,529,500	40 \$1:134,445	\$49,593 \$486,489		\$114,124 \$505,806	556,583 C	940,209	517,232
Souoma All	\$3,678,4887.24	\$1,899,973	a \$1,244,731	\$533,784		#455,466 J	3250,727 314 \$224,587	\$178,556 \$161,617	576,523 \$69,262
Stanleleue Stanle Sutter	AMA: 4,084.3967	192,124,799 7	31,371,465	\$12,25588,132		DRIVE ABOUT AND A AND STOP	\$289,591		389,343
15 Tehema har said	10003337360 100099510	\$147,664 \$290,267.5	12,763 5. 5. 5217,469	1256,933	閉	\$125,374	\$62,173	344,2416	318,960
Trinity	13600.99511 51153219520	\$95,379	341-3217,469 241-386,953	593:259 11-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1	10	10, \$132,4217 71, \$110,923	565,347,4	1120846,952	122
Tulare	1001\$1,592,06853	ALXX8839,810	L \$529.983	\$227,275	4	10, <b>5406,438</b>	2000 \$55,323 322 \$201,196	5 9 <b>338,920</b> 24 <b>3</b> 43,670	316,680 52,561,572
Tuolumnent Ventura	0.0000000000000000000000000000000000000	第144291 927 至	5209,256	3389 736	<b>●</b>	5101,359	0324550,4536	新期間635;634	5272
Yolo A	11.103.024	51,290,747 平 第3554,884	\$869,034	8372,672	<b> </b> ?}	\$490,376	\$242,891	\$173,381	\$74,304
	5824310	5554,684 5412,689	\$288,082	\$164,513		5278,173 C	\$137,990	598,128 578,128	\$42,055
	Service and the first of the service of	The second second second	1. S.			\$199,059	m/22 598,942	\$70,082	130,035
Total survey with the survey	**** <b>\$271.3</b> 80.000	6133 173 non <sup>0</sup>	+ PDC 474 AAA	<sup>CH</sup> 541,480,000	]-[	532,602,000	815,995,000	511,625,000	54.982.000
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## FY 2006/07 IHSS ALLOCATION

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#### ATTACHMENT I PAGE3 OF 4

			COMMITTEE		·			OF RECORD	
County	TOTAL Funds	Federal Funds	State Share	County Share		TOTAL Funds	. Federal Punds	Sinte . Share	County Share
									aunre
Alameda Alalas	\$52,966	\$24,897	\$2B,069	50		\$0	50	<b>\$</b> 0	\$0
Alpine	\$52,966	\$24,897	\$28,069	\$0	1	\$170,000	\$83,500	\$60,500	\$26,000
Amidor	\$52,966	\$24,897.	328,069	\$0		\$0	50	<b>\$</b> 0	\$0
Butte	\$52,966	\$24,897	\$28,069	<b>\$</b> 0		\$0	\$0	- <b>\$</b> 0	
Coinvetus		\$24,897	-\$28,069	50		- <b></b>			.58
Coluse	\$52,966	\$24,897.	\$28,069	\$0.		\$ <b>50</b>	50	<b>.50</b>	<b>\$</b> 0
Contra Costra	<b>. 52,966</b>	\$24,897	\$28,069			··· = \$0		\$0	
Del Norte	\$52, <b>0</b> 66	\$24,897	\$28,069	<b>\$0</b>		50	\$0	\$0	. \$0.
l Dorado	\$52,966	\$24,897	\$28,069	\$0		- <b>50</b>	50	<b>\$0</b>	\$0
Premo	\$52,966	\$24,897	\$28,069	\$0			\$0	\$0	\$0
Henn PAge C. 1997 Ave.	*: <b>\$52,966</b>	v: <b>524,897</b> '	\$28,069			Sector \$0	50	50 SO	50
lumboldt		524,897	528;069 -			· ••••• \$0'	50	50	\$0
mperial	\$52,966	\$24,897	\$28,069	\$0		50.	50	\$0	\$0
nyo kasara	352,966	524,897	\$28,069		-	C.L. 1. 50	2007¥ \$0	. SO -	(
SM .	\$52,966	fum -	15, \$28,069	<b></b>		- <b>30</b>	11 SO	50	50
ings	\$52,966 45	\$24,897	\$28,069	\$0		\$0	\$0	\$0	\$0
	\$52,966	\$24,897		S0 .	ņ,			50	50
Ision	\$52,966	524,897	\$28,069	\$0 S	Т Эл	50	Sec. 50	50	T. 50
a Angeles with Plus	#1 \$52.956 A		\$28,069	T. 50	7	50 Store	50	199 - 199 SO 1	s) 10 <b>5 S</b> O.
arin the second second	\$52,966		\$28,069	\$0	; I	First \$0		\$0	50
	<u>Rev</u> \$52,966 f	盔 524,897		14 E . \$0	Ŭ.	\$0	* <b>\$D</b>	5,50	5D
aripea 🐨 🖓 🧐	352,966	S24,897	\$28,069	50		<b>到了到150</b>	<b>\$</b> 0	不可能帮助。 在10年前的第三人称单数	SO
endocino	影 \$52,966 洪	524 B97	<b>528,069</b>	. ALE: \$0	Π	10 SO	-TO-240- \$0	30 SO	二字 30
odbo	\$52,966				4	<b> </b>	50	19 AL	50
	552,966	524,897 () 524,897 ()	528,069	50	-	\$0	200 TP . 50	\$0	<b>3</b>
nterey #	12 \$52,966 h	\$24,897		<b>\$0</b>		75 Tu- \$0	12- 1 A. 50	\$15.41	50
	\$52,966	G: \$24,897		S0	ł	50	1. SO	8-11-SO	5.50
vada water a	52,966	\$24,897	\$28,069	T-Legeria SO		\$0	50	50	50
inge statestates frage	\$52,966 ##\$\$52,966	\$24,897 \$24,897		1	÷.	THY 50	55 HAN	50 ST	50
oor f has minter	\$52,966	524,897;	\$28,069 \$28,069 \$28,069	10 AC 1 SO	5	50 SO	f# 50	30 A 30 A	10 Sec.
	\$52,9664	524,897		Press, an areas	į.	J	THE LEAST SO	30 SO SO	50 SO
Vora de	\$52,966	324,897. 31.524,897.	528,069 52,528,069	50 50 200 - 11 <b>5</b> 0	5.	30	30		50 SC
	\$52,966	\$24,897 \$24,897	\$28,069 \$28,069	50	ġ	444 10 10	SO SO	01-511-5-50 50 - 50 - 50	
Benito	¥, \$52,966	\$24,897		50	-	30 SO	50	50 J	\$0 50
Bamardino	\$52,966	\$24,897	\$28,069	S9 + S0	-1	discor \$0	SALL SEC 90	50	
Diero ETU	ALS52,9665	TX \$24,897	\$28,069	\$0.	-		20 SO	BD 5 5 50	50 SO
n Francisco	\$52,956	324,197,	128,069 11 \$28,069	10 SO		1 NI SO	Mar 144.50	457 A. 80 C	1993 - 200 - 200 
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## FY 2006/07 IHSE ALLOCATION

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·	TOTAL	Pederal	State	County		TOTAL	Rederal `	State	Coupty	<b>j</b> -
County	Funds	Funda	Share	Share		Funda	Punda	Share	. Share	
Alameda	\$24,449		90 mm 4		1					
Alpine	\$1,000	\$11,986 \$490	\$8,724	\$3,739		\$71,095	\$34,877	525,348	\$10,870	l
Amador	\$1,000	\$490 \$490		\$153 \$153		\$500	\$245	\$178	\$77	1.1
Batte	\$5,253	\$2,575	\$357		1	\$929	\$456	\$331	\$L42	
* Calayoras	\$1,000	\$490	\$1,874	5804	1	\$15,273	\$7,492	\$5,445	\$2,336	$\frac{1}{2} \sum_{i=1}^{n} \frac{1}{2} \sum_{i=1}^{n} \frac{1}$
Coluza	\$1,000		5357	- <b>5</b> ].53		\$1,359	\$667	\$485	5207	
Contra Costra	\$11.691			\$159	.4	\$962	\$472	\$345	\$147	
Del Norte	\$1,000			\$1,787	ŀ			\$12,121		
Bi Dorado	\$1,000	\$490 \$498				\$1,656	\$812	\$590		1.1
Frano	\$21,248	\$10,417	\$363		÷.	\$2,954		. \$1,053	. \$452	1.1
Olona	\$1,000	,490 ,5490	\$7,582	\$3,249		\$61,785	\$30,310	\$22,029	\$9,446	
Humbojdt	53,183	\$1, <del>5</del> 60	\$357 \$1,136	\$453 \$487	j.	\$2,052	\$1,007	8732	\$313	ŀ
Imperial	\$8,497	\$4,165	\$3,032	\$1,299		£9,254	\$4,540	\$3,299	\$1,415	ŀ.
Inyo	\$1,000	\$490	. 43,032 \$357	\$153	.0	\$24,709	\$12,121	\$8,810		<b>.</b>
Kem	\$8,898	\$4,362	\$3,175	\$1,361	4	\$556	, \$273 ·	\$19B	\$85	ł –
Kinga	\$2,601	\$1,275	\$928	\$398	1	\$25,875	\$12,693	\$9,225	\$3,957	i i
Lake	\$3,084	\$1,512	\$1,100	\$472		\$7,565	\$3,711	\$2,697	\$1,157	
Lasson	\$1,000	\$490		\$153		\$8,968 \$1,210	\$4,399 \$594	\$3,197 \$431	\$1,372	
Los Angeles	\$280,856	\$137,697	\$100,210	\$42,949		\$816,696	\$400,659	\$291,197	\$185	
Madara	\$2,509	\$1,230		\$384		\$ \$7,296	\$3,579	\$2,601	\$124,840	
Morin	\$2,420	\$1,186	\$864	\$370	Ϊ,	\$7,037	\$3,452	\$2,509	\$1,116	l.
Mariposa	\$1,000	\$490	\$357	\$153		asi <b>\$1,172</b>	\$575	\$418	\$1,076 \$179	
Mendodno	\$2,388	\$1,171	\$852	\$365		\$6,943	\$3,406	\$2,475	\$1,062	
Mercod	\$4,859	\$2,382	\$1,734	\$743	,,	\$14,129	\$6,931		\$2,160	j .
Modae	\$1,000	\$490	\$357	\$153		5661	\$324	\$236	\$101	•
Mono	\$1,000	\$490	\$357	\$153		\$500	\$245	\$178	\$77	
Monterey	\$5,203	52,551	\$1,857	\$795		\$15,130	\$7,422	\$5,394	\$2,314	i i
Napa	\$1,079	\$529	\$385	\$165		\$3,136	\$1,538	\$1,118	\$480	1
Novada	\$1,171	\$\$74	• \$418	\$179		\$3,406	\$1,671	\$1,214	\$521	i i
Отпаде	\$22,006	#10,788	\$7,852	\$3,366	10	\$63,992	\$31,393.	\$22,816	\$9,783	
Placer	\$2,336	\$1,145	\$834	\$357	.;	.\$6,795	\$3,333	\$2,423	\$1,039	ŀ
Piumas Riverside	\$1,000	\$490	\$357	\$153-		\$1,557	\$764	\$555	\$238	ł
Storamento	\$20,932	\$10,262	\$7,469	\$3,201		\$60,867	\$29,860	\$21,702	\$9,305	
San Benito	\$30,668	, \$15,035	\$10,943	84,690		\$89,179	\$43,749	\$31,796	\$13,634	<b>1</b> .
Sun Bernardino	· \$1,000	\$490	\$357	\$153	ц,	\$1,612	\$791	\$575	\$246	
San Diego	\$29,906 \$37,191	\$14,661	\$10,671	\$4,574		\$86,962	\$42,661	\$31,005	\$13,296	1
San Francisco	\$30,191	\$18,233 \$14,801	\$13,270	\$5,688	1.*	\$108,149	\$53,055	\$38,559	\$16,535	
San Josquin	\$10,847	\$5,318	\$10,773	\$4,617	Y:	\$87,793	\$43,069	\$31,302	\$13,422	1 ·
San Luis Oblapo	\$2,473	\$1,212	\$3,870	\$1,659		\$31,542	\$15,474	\$11,246	\$4;822	1
San Mateo	\$4,310	\$2,113	\$882 \$1,538	\$379; \$659	ľ	\$7,191 ·	\$3,528	\$2,564	· \$1,099	
-Santa Barbara	\$4,332	\$2 <sub>0</sub> 124	······\$1,546-	\$662		\$12,533	\$6,148	84,469	\$1,916	
Santa Clara	\$20,449	\$10,025	\$7,297	\$3,127		512,599 560 4 69	\$6,181	\$4,492-	- \$),926	
Sania Cruz	\$3,220	\$1,579	\$1,149	\$3,127 \$492,	E.	\$59,463 \$9,365	\$29,171	\$21,201	\$9,091	
Shasta	\$4,450	\$2,182	\$1,588	\$680		\$12,940	\$4,594	\$3,339	\$1,432	Ι.
Sism	\$1,000	\$490	\$357	<b>\$</b> 153,		\$500	\$6,348 \$245	\$4,614	\$1,978	
Sløkiyou	\$1,000	\$490	5357	\$153	1	\$2,366	\$1,161	\$178 \$844	577	· •
Soleno	\$4,66B	\$2,288	\$1,666	\$714		\$13,573	\$6,659	\$4;839	\$361	
Sonome	\$6,749	\$3,309	\$2,408	\$1,032		\$19,625	\$9,627	\$6,997	\$2,075	1 · ·
Stanlalaus Sutter	\$8,81B	\$4,323	\$3,146	\$1,349		\$25,644	\$12,580	\$9,143	\$3,001 \$3,921	
Suttar Tehema	\$1,103	\$541	\$394	\$168,		\$3,207	\$1,573	\$1,143	\$491	
Trinity	\$1,852	\$908	5661	\$283		\$5,386	\$2,642	\$1,920	\$824	
Tularo	\$1,000 .	\$490	\$357	\$1 <u>5</u> 3		' SB63	\$423	\$308	\$132	· ·
Tuoiumne	\$4,340	\$2,128	\$1,549	\$663	[	\$12,622	\$6,192	\$4,500	\$1,930	1
Venturn	\$1,000	\$490	· · · · · · · ·		ŀ	\$1,414	\$694	\$504	5216	19-
Yolo	\$5,142	\$2,521	\$1,835	\$786		\$14,954	\$7,336	\$5,332	\$2,286	•
Yuba	\$2,352	\$1,153	\$B39	\$360		\$6,839	\$3,355	\$2,43B	\$1,046	
	\$1,260	\$618	. <b>\$</b> 450	\$192		\$3,664	\$1,797	\$1,306	\$561	ŀ
Total	\$667,000	\$327,000	P195 844		[ [				•	ŀ
		<u></u>	5238,000	\$102,000	ļ	\$1,910,000	\$937,000	5681,000	\$292,000	
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		FY 06/07	•
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		ALLOCATION	
	County	Fed / State / Co	
	Alameda	\$Q	
	Alpins	\$0	
	Amador	\$Q	
	Butte	<b></b>	
	Celavera	\$0,	
	Colusa	\$66,500	a da anti-anti-anti-anti-anti-anti-anti-anti-
	Contra Costra	50	
	Del Norte	\$0	
	Bl Dorado	\$0	
•	Freeio	\$67,300	
	Glenn	\$62,925	
• • •	Humboldt	\$386,580	
	Imperial	\$316,528	· · · ·
	Inyo Kern	\$0 \$1,126,467	
	Kings	\$42,578	
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	Los Ángeles	\$0	
	Madara	· 50	•
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	Mariposa	50	
	Mendoqino	\$326,108	
•	Marcad	50	
	Modos	\$0	
-	Mono	\$0	· · · · · · · · ·
	Monterey	\$260,627	
	Napa.	\$70,190	
• •	Noveda	50 SD	
	Orange Placer	50 50	
•	Plumás	\$0 \$0	
.,	Riverside	50	•
•	Shoramento	\$979,397	
• •	San Benito	50	
And the second second	Ban Bornardino	\$2,543,054	
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	San Joaquin	50	میں باہو دامور ورو تو تو تو تعدید دیا میں اور
	San Luis Oblepo	\$138,477	
	San Mateo Santa Barbara	\$54,792 \$0	
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	Solano ··· ·	5286,05	5
	Sonoma	\$273,23	B
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	Tuolumne	\$91,74 \$161,71	анан алан алан алан алан алан алан алан
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Original List Date:	7/6/2001	Mailing Information: Draft Staff Analysis	
Last Updated: List Print Date:	7/7/2006 06/20/2008	Mailing List	
Claim Number:	00=TC-23		,
issue:	In Home Supportive Services I		

#### TO ALL PARTIES AND INTERESTED PARTIES:

Each commission mailing list is continuously updated as requests are received to include or remove any party or person on the mailing list. A current mailing list is provided with commission correspondence, and a copy of the current mailing list is available upon request at any time. Except as provided otherwise by commission rule, when a party or interested party files any written material with the commission concerning a claim, it shall simultaneously serve a copy of the written material on the parties and interested parties to the claim identified on the mailing list provided by the commission. (Cal. Code Regs., tit. 2, §-1181.2.)

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Ms. Ginny Brummels	· _ ,		
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Division of Accounting & Reporting 3301 C Street, Suite 500	Fex:	(916) 323-6527	
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	1 404.	(0.10) 020 0001	•
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8570 Utica Avenue, Suite 100 Rancho Cucamonga, CA 91730	<b>F</b>		
	Fax:	(866) 481-2682	· · · · · · · · · · · · · · · · · · ·
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Legal Division	Tel:		· .
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Sacramento, CA 95814			

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Newport Beach, CA 926	59-1768	· <u>-</u>	Fax:	(949) 644-3339
•				
Mr. Geoffrey L. Graybill				· · · · · · · · · · · · · · · · · · ·
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Ms. Juliana F. Gmur			- ·	
MAXIMUS			Tel:	(916) 485-8102
2360 Houston Ave Clovis, CA 93611		a mata t	Fax:	(916) 485-0111
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## DRAFT PARAMETERS AND GUIDELINES

Welfare and Institutions Code Sections 12301.3, 12301.4 and 12302.25

Statutes 1999, Chapter 90 Statutes 2000, Chapter 445

In-Home Supportive Services II 00-TC-23

County of San Bernardino, Claimant

#### I. SUMMARY OF THE MANDATE

On April 16, 2007, the Commission on State Mandates (Commission) adopted a Statement of Decision finding that the test claim legislation imposes a partially reimbursable state-mandated program upon counties within the meaning of article XIII B, section 6 of the California Constitution and Government Code section 17514. The Commission approved this test claim for the following reimbursable activities:

- Each county shall establish an employer for in-home supportive service providers. This activity is limited to the administrative costs of establishing an employer of record through a public authority, nonprofit consortium, contract, county administration of the individual provider mode, county civil service personnel, or mixed modes of service. It does not include mandate reimbursement for any increased wages or benefits that may be negotiated depending on the mode of service adopted, or any activities related to collective bargaining. (Welf. & Inst. Code, § 12302.25, subd. (a).)<sup>1</sup> (July 12, 1999, until December 31, 2002.)
- Counties with an IHSS caseload of more than 500 shall be required to offer an individual provider employer option upon request of a recipient, and in addition to a county's selected method of establishing an employer for in-home supportive service providers. This activity is limited to the administrative costs of establishing an employer of record in the individual provider mode, upon request. It does not include mandate reimbursement for any increased wages or benefits that may be negotiated, or any activities related to collective bargaining. (Welf. & Inst. Code, § 12302.25, subd. (a).)<sup>2</sup>
- Each county that does not qualify for the exception provided in section 12301.3, subdivision (d), shall appoint an in-home supportive services advisory committee that shall be comprised of not more than 11 individuals, with membership as required by section 12301.3, subdivision (a): "No less than 50 percent of the membership of the advisory committee shall be individuals who are current or past users of personal

<sup>1</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).

<sup>2</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).

administrative agency of the public authority, nonprofit consortium, contractor, and public employees. (Welf. & Inst. Code, § 12301.4.)<sup>9</sup>

The Commission concludes that all claims for reimbursement for the approved activities must be offset by any funds already received from state or federal sources, including funds allocated for the direct costs of the advisory committee. The Commission further concludes that Government Code section 16262.5, and Welfare and Institutions Code sections 12301.6, 12301.8, 12302.7, 12303.4, 12306.1, 14132.95, 17600 and 17600.110, as pled, along with any other test claim statutes and allegations not specifically approved above, do not impose a program, or a new program or higher level of service, subject to article XIII B, section 6.

### II. ELIGIBLE CLAIMANTS

Any county, and city and county, that incurs increased costs as a result of this reimbursable statemandated program is eligible to claim reimbursement of those costs.

#### III. PERIOD OF REIMBURSEMENT

Government Code section 17557, subdivision (e), states that a test claim shall be submitted on or before June 30 following a given fiscal year to establish eligibility for that fiscal year. The County of San Bernardino filed the test claim on June 29, 2001, establishing eligibility for 1999-2000.

However, the operative date of Statutes 1999, chapter 90 is July 12, 1999, therefore the reimbursement period for this test claim begins no earlier than July 12, 1999. In addition, Welfare and Institutions Code section 12302.25 mandates that the requirements be completed on or before January 1, 2003. Therefore, costs incurred pursuant to Welfare and Institutions Code section 12302.25 are reimbursable from July 12, 1999 through December 31, 2002.

Statutes 2000, chapter 445 has an operative date of September 14, 2000. Therefore, costs incurred pursuant to amendments to Welfare and Institutions Code section 12301.3 by Statutes 2000, chapter 445, are reimbursable no earlier than September 14, 2000.

Actual costs for one fiscal year shall be included in each claim. Estimated costs of the subsequent year may be included on the same claim, if applicable. Pursuant to Government Code section 17561, subdivision (d)(1)(A), all claims for reimbursement of initial fiscal year costs shall be submitted to the State Controller within 120 days of the issuance date for the claiming instructions.

If the total costs for a given fiscal year do not exceed \$1,000, no reimbursement shall be allowed except as otherwise allowed by Government Code section 17564.

#### IV. REIMBURSABLE ACTIVITIES

To be eligible for mandated cost reimbursement for any fiscal year, only actual costs may be claimed. Actual costs are those costs actually incurred to implement the mandated activities. Actual costs must be traceable and supported by source documents that show the validity of such costs, when they were incurred, and their relationship to the reimbursable activities. A source document is a document created at or near the same time the actual cost was incurred for the event or activity in question. Source documents may include, but are not limited to, employee time records or time logs, sign-in sheets, invoices, and receipts.

<sup>9</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).

Evidence corroborating the source documents may include, but is not limited to, worksheets, cost allocation reports (system generated), purchase orders, contracts, agendas, training packets, and declarations. Declarations must include a certification or declaration stating, "I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct," and must further comply with the requirements of Code of Civil Procedure section 2015.5. Evidence corroborating the source documents may include data relevant to the reimbursable activities otherwise in compliance with local, state, and federal government requirements. However, corroborating documents cannot be substituted for source documents.

The claimant is only allowed to claim and be reimbursed for increased costs for reimbursable activities identified below. Increased cost is limited to the cost of an activity that the claimant is required to incur as a result of the mandate.

For each eligible claimant, the following activities are reimbursable:

#### A. <u>One-time Activities</u>

- 1. County
  - a) Establishing an employer for in-home supportive service providers. This activity is limited to the administrative costs of establishing an employer of record through a public authority, nonprofit consortium, contract, county administration of the individual provider mode, county civil service personnel, or mixed modes of service. (Reimbursement period is limited to July 12, 1999 through December 31, 2002.)
  - b) Offering an individual provider employer option, for counties with an IHSS caseload of more than 500, upon request of a recipient, and in addition to a county's selected method of establishing an employer for in-home supportive service providers. This activity is limited to the administrative costs of establishing an employer of record in the individual provider mode, upon request. (Reimbursement period begins July 12, 1999.)

### B. <u>On-going Activities</u>

1. Board of Supervisors

i.

- a) Appointing an in-home supportive services advisory committee comprised of:
  - Not more than 11 individuals, with membership as required by section 12301.3, subdivision (a): "No less than 50 percent of the membership of the advisory committee shall be individuals who are current or past users of personal assistance services paid for through public or private funds or as recipients of services under this article." (Reimbursement period begins July 12, 1999.)

ii. In counties with fewer than 500 IHSS recipients, at least one member of the advisory committee shall be a current or former provider of in-home supportive services. (Reimbursement period begins September 14, 2000.) assistance services paid for through public or private funds or as recipients of services under this article." (Welf. & Inst. Code, §§ 12301.3, subd. (a), 12302.25, subd. (d).)<sup>3</sup>

• Effective September 14, 2000, counties shall appoint membership of the advisory committee in compliance with Welfare and Institutions Code section 12301.3, subdivision (a)(1) and (a)(4):

In counties with fewer than 500 IHSS recipients, at least one member of the advisory committee shall be a current or former provider of in-home supportive services; in counties with 500 or more IHSS recipients, at least two members of the advisory committee shall be a current or former provider of in-home supportive services.

A county board of supervisors shall not appoint more than one county employee as a member of the advisory committee. (Welf. & Inst. Code, § 12301.3, subd. (a).)<sup>4</sup>

- Prior to the appointment of members to a committee required by section 12301.3, subdivision (a), the county board of supervisors shall solicit recommendations for qualified members through a fair and open process that includes the provision of reasonable written notice to, and reasonable response time by, members of the general public and interested persons and organizations. (Welf. & Inst. Code, § 12301.3, subd. (b).)<sup>5</sup>
- The county shall solicit recommendations from the advisory committee on the preferred mode or modes of service to be utilized in the county for in-home supportive services. (Welf. & Inst. Code, § 12302.25, subd. (d).)<sup>6</sup>
- The advisory committee shall submit recommendations to the county board of supervisors on the preferred mode or modes of service to be utilized in the county for inhome supportive services. (Welf. & Inst. Code, § 12301.3, subd. (c).)<sup>7</sup>
- Each county shall take into account the advice and recommendations of the in-home supportive services advisory committee, as established pursuant to Section 12301.3, prior to making policy and funding decisions about IHSS on an ongoing basis. (Welf. & Inst. Code, § 12302.25, subd. (e).)<sup>8</sup>
- One advisory committee formed pursuant to sections 12301.3 or 12301.6, shall provide ongoing advice and recommendations regarding in-home supportive services to the county board of supervisors, any administrative body in the county that is related to the delivery and administration of in-home supportive services, and the governing body and

<sup>3</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)

<sup>4</sup> As amended by Statutes 2000, chapter 445 (oper. Sept. 14, 2000.)

- <sup>6</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)
- <sup>7</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)
- <sup>8</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)

<sup>&</sup>lt;sup>5</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)

iii.

In counties with 500 or more IHSS recipients, at least two members of the advisory committee shall be a current or former provider of in-home supportive services. (Reimbursement period begins September 14, 2000.)

- A county board of supervisors shall not appoint more than one county employee as a member of the advisory committee. (Reimbursement period begins September 14, 2000.)
- b) Soliciting recommendations for qualified advisory committee members through a fair and open process that includes the provision of reasonable written notice to, and reasonable response time by, members of the general public and interested persons and organizations. (Reimbursement period begins July 12, 1999.)
- c) Soliciting recommendations from the advisory committee on the preferred mode or modes of service to be utilized in the county for inhome supportive services. (Reimbursement period is limited to July 12, 1999 through December 31, 2002.)
- d) Taking the advice and recommendations of the in-home supportive services advisory committee, as established pursuant to Section 12301.3, prior to making policy and funding decisions about IHSS on an ongoing basis. (Reimbursement period begins July 12, 1999.)
- 2. Advisory Committee

- a) Submitting recommendations to the county board of supervisors on the preferred mode of modes of service to be utilized in the county for inhome supportive services. (Reimbursement period begins July 12, 1999.)
- b) Providing ongoing advice and recommendations regarding in-home supportive services to the county board of supervisors, any administrative body in the county that is related to the delivery and administration of in-home supportive services, and the governing body and administrative agency of the public authority, nonprofit consortium, contractor, and public employees. (Reimbursement period begins July 12, 1999.)

#### V. CLAIM PREPARATION AND SUBMISSION

Each of the following cost elements must be identified for each reimbursable activity identified in Section IV, Reimbursable Activities, of this document. Each claimed reimbursable cost must be supported by source documentation as described in Section IV. Additionally, each reimbursement claim must be filed in a timely manner.

#### A. Direct Cost Reporting

Direct costs are those costs incurred specifically for the reimbursable activities. The following direct costs are eligible for reimbursement.

### 1. Salaries and Benefits

Report each employee implementing the reimbursable activities by name, job classification, and productive hourly rate (total wages and related benefits divided by productive hours). Describe the specific reimbursable activities performed and the hours devoted to each reimbursable activity performed.

2. Materials and Supplies

Report the cost of materials and supplies that have been consumed or expended for the purpose of the reimbursable activities. Purchases shall be claimed at the actual price after deducting discounts, rebates, and allowances received by the claimant. Supplies that are withdrawn from inventory shall be charged on an appropriate and recognized method of costing, consistently applied.

3. Fixed Assets and Equipment

Report the purchase price paid for fixed assets and equipment (including computers) necessary to implement the reimbursable activities. The purchase price includes taxes, delivery costs, and installation costs. If the fixed asset or equipment is also used for purposes other than the reimbursable activities, only the pro-rata portion of the purchase price used to implement the reimbursable activities can be claimed.

#### 4. Travel

Report the name of the employee traveling for the purpose of the reimbursable activities. Include the date of travel, destination point, the specific reimbursable activity requiring travel, and related travel expenses reimbursed to the employee in compliance with the rules of the local jurisdiction. Report employee travel time according to the rules of cost element A.1, Salaries and Benefits, for each applicable reimbursable activity.

#### B. Indirect Cost Rates

Indirect costs are costs that are incurred for a common or joint purpose, benefiting more than one program, and are not directly assignable to a particular department or program without efforts disproportionate to the result achieved. Indirect costs may include both (1) overhead costs of the unit performing the mandate; and (2) the costs of the central government services distributed to the other departments based on a systematic and rational basis through a cost allocation plan.

Compensation for indirect costs is eligible for reimbursement utilizing the procedure provided in the Office of Management and Budget (OMB) Circular A-87. Claimants have the option of using 10% of direct labor, excluding fringe benefits, or preparing an Indirect Cost Rate Proposal (ICRP) if the indirect cost rate claimed exceeds 10%.

If the claimant chooses to prepare an ICRP, both the direct costs (as defined and described in OMB Circular A-87 Attachments A and B) and the indirect costs shall exclude capital expenditures and unallowable costs (as defined and described in OMB Circular A-87 Attachments A and B). However, unallowable costs must be included in the direct costs if they represent activities to which indirect costs are properly allocable.

The distribution base may be (1) total direct costs (excluding capital expenditures and other distorting items, such as pass-through funds, major subcontracts, etc.), (2) direct salaries and wages, or (3) another base which results in an equitable distribution.

In calculating an ICRP, the claimant shall have the choice of one of the following methodologies:

- 1. The allocation of allowable indirect costs (as defined and described in OMB Circular A-87 Attachments A and B) shall be accomplished by (1) classifying a department's total costs for the base period as either direct or indirect, and (2) dividing the total allowable indirect costs (net of applicable credits) by an equitable distribution base. The result of this process is an indirect cost rate which is used to distribute indirect costs to mandates. The rate should be expressed as a percentage which the total amount allowable indirect costs bears to the base selected; or
- 2. The allocation of allowable indirect costs (as defined and described in OMB Circular A-87 Attachments A and B) shall be accomplished by (1) separating a department into groups, such as divisions or sections, and then classifying the division's or section's total costs for the base period as either direct or indirect, and (2) dividing the total allowable indirect costs (net of applicable credits) by an equitable distribution base. The result of this process is an indirect cost rate that is used to distribute indirect costs to mandates. The rate should be expressed as a percentage which the total amount allowable indirect costs bears to the base selected.

#### VI. RECORD RETENTION

Pursuant to Government Code section 17558.5, subdivision (a), a reimbursement claim for actual costs filed by a local agency or school district pursuant to this chapter<sup>10</sup> is subject to the initiation of an audit by the Controller no later than three years after the date that the actual reimbursement claim is filed or last amended, whichever is later. However, if no funds are appropriated or no payment is made to a claimant for the program for the fiscal year for which the claim is filed, the time for the Controller to initiate an audit shall commence to run from the date of initial payment of the claim. In any case, an audit shall be completed not later than two years after the date that the audit is commenced. All documents used to support the reimbursable activities, as described in Section IV, must be retained during the period subject to audit. If an audit has been initiated by the Controller during the period subject to audit, the retention period is extended until the ultimate resolution of any audit findings.

### VII. OFFSETTING REVENUES AND REIMBURSEMENTS

The Commission concludes that all claims for reimbursement for the approved activities must be offset by any funds already received from state or federal sources, including funds allocated for the direct costs of the advisory committee.

### VIII. STATE CONTROLLER'S CLAIMING INSTRUCTIONS

Pursuant to Government Code section 17558, subdivision (b), the Controller shall issue claiming instructions for each mandate that requires state reimbursement not later than 60 days after receiving the adopted parameters and guidelines from the Commission, to assist local agencies and school districts in claiming costs to be reimbursed. The claiming instructions shall be derived from the test claim decision and the parameters and guidelines adopted by the Commission.

<sup>10</sup> This refers to Title 2, division 4, part 7, chapter 4 of the Government Code.

Pursuant to Government Code section 17561, subdivision (d)(1), issuance of the claiming instructions shall constitute a notice of the right of the local agencies and school districts to file reimbursement claims, based upon parameters and guidelines adopted by the Commission.

### IX. REMEDIES BEFORE THE COMMISSION

Upon request of a local agency or school district, the Commission shall review the claiming instructions issued by the State Controller or any other authorized state agency for reimbursement of mandated costs pursuant to Government Code section 17571. If the Commission determines that the claiming instructions do not conform to the parameters and guidelines, the Commission shall direct the Controller to modify the claiming instructions and the Controller shall modify the claiming instructions to conform to the parameters and guidelines as directed by the Commission.

In addition, requests may be made to amend parameters and guidelines pursuant to Government Code section 17557, subdivision (d), and California Code of Regulations, title 2, section 1183.2.

### X. LEGAL AND FACTUAL BASIS FOR THE PARAMETERS AND GUIDELINES

The Statement of Decision is legally binding on all parties and provides the legal and factual basis for the parameters and guidelines. The support for the legal and factual findings is found in the administrative record for the test claim. The administrative record, including the Statement of Decision, is on file with the Commission.

#### ARNOLD SCHWARZENEGGER, Governor

Exhibit **B** 

#### STATE OF CAUFORNIA

#### COMMISSION ON STATE MANDATES 9BO NINTH STREET, SUITE 300

980 NINTH STREET, SUITE 300 ~ \CRAMENTO, CA 95814 DONE: (916) 323-3562 (916) 445-0278 E-mail: csminfo@csm.ca.gov July 1, 2008

> Ms. Bonnie Ter Keurst County of San Bernardino Office of the Auditor/Controller-Recorder San Bernardino, CA 92415-0018

#### And Interested Parties and Affected State Agencies (See Enclosed Mailing List)

## RE: Draft Staff Analysis, Proposed Parameters and Guidelines, and Hearing Date

In Home Supportive Services II, 00-TC-23 Statutes of 2000, Chapter 445; Statutes of 1999, Chapter 90; Statutes of 1991, Chapter 91 County of San Bernardino, Claimant

#### Dear Ms. Ter Keurst:

The draft staff analysis, and proposed parameters and guidelines for this program are enclosed for your review and comment.

#### Written Comments

Any party or interested person may file written comments on the draft staff analysis by **July 14, 2008**. You are advised that comments filed with the Commission are required to be simultaneously served on the other interested parties on the mailing list, and to be accompanied by a proof of service. (Cal. Code Regs., tit. 2, § 1181.2.) If you would like to request an extension of time to file comments, please refer to section 1183.01, subdivision (c)(1), of the Commission's regulations.

#### Hearing

This test claim is tentatively set for hearing on Friday, August 1, 2008, in Room 447, State Capitol, Sacramento, California. The final staff analysis will be issued on or about July 18, 2008. This matter is proposed for the Consent Calendar. Please let us know in advance if you or a representative of your agency will testify at the hearing, and if other witnesses will appear. If you would like to request postponement of the hearing, please refer to section 1183.01, subdivision (c)(2), of the Commission's regulations.

#### Special Accommodations

For any special accommodations such as a sign language interpreter, an assistive listening device, materials in an alternative format, or any other accommodations, please contact the Commission Office at least five to seven *working* days prior to the meeting.

Please contact me at (916) 323-8217 if you have questions.

Sincerely,

NANCY PATTON Assistant Executive Director

Enclosures J:mandates/2000/00tc23/corres/psgsdsatrans

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Hearing Date: August 1, 2008 J:\MANDATES\2000\tc\00-tc-23\Ps&Gs\DSA.doc

## ITEM \_

## DRAFT STAFF ANALYSIS PROPOSED PARAMETERS AND GUIDELINES

Welfare and Institutions Code Sections 12301.3, 12301.4 and 12302.25

Statutes 1999, Chapter 90 Statutes 2000, Chapter 445

In-Home Supportive Services II 00-TC-23

County of San Bernardino, Claimant

## EXECUTIVE SUMMARY

The test claim statutes, in part, address the form in which in-home supportive services care providers are employed, referred to as the "mode of service," including requiring that all counties establish an employer of record for IHSS providers, other than the recipient of the services. The test claim statutes also provide that "[e]ach county shall appoint an in-home supportive services advisory committee that shall be comprised of not more than 11 individuals."

On April 16, 2007, the Commission on State Mandates (Commission) adopted a Statement of Decision finding that the test claim legislation imposes a partially reimbursable state-mandated program upon counties within the meaning of article XIII B, section 6 of the California Constitution and Government Code section 17514. Commission staff issued the Statement of Decision and draft parameters and guidelines on June 6, 2007. The proposed reimbursable activities were limited to those approved in the Statement of Decision. No comments were filed on the draft.

For the attached proposed parameters and guidelines, staff made some minor changes to the original draft. Additional background was added to Section I, Summary of the Mandate, language regarding the filing of estimated claims was deleted, and Section VII, Offsetting Revenues and Reimbursements, was revised to clarify the Commission's finding regarding offsets for this test claim. No other changes were made.

#### Staff Recommendation

Staff recommends that the Commission adopt the proposed parameters and guidelines, as modified by staff, beginning on page 7. Staff also recommends that the Commission authorize staff to make any non-substantive, technical corrections to the parameters and guidelines following the hearing.

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## STAFF ANALYSIS

Claimant	
County of Sar	n Bernardino
Chronology	
04/16/07	Commission adopts Statement of Decision partially approving test claim
06/06/07	Commission staff issues draft parameters and guidelines with the Statement of Decision, and requests comments from the parties
07/03/07	DSS requests reconsideration of the Statement of Decision
07/13/07	Commission staff issues staff analysis and proposed Statement of Decision on the request for reconsideration
07/26/07	Commission denies the request for reconsideration
07/31/07	Commission staff issues Statement of Decision on the request for reconsideration and clarifies that the parameters and guidelines phase proceeds
06/27/08	Commission staff issues draft staff analysis and modified proposed parameters and guidelines

### Summary of the Mandate

The test claim statutes, in part, address the form in which in-home supportive services care providers are employed, referred to as the "mode of service," including requiring that all counties establish an employer of record for IHSS providers, other than the recipient of the services. The test claim statutes also provide that "[e]ach county shall appoint an in home supportive services advisory committee that shall be comprised of not more than 11 individuals."

On April 16, 2007, the Commission on State Mandates (Commission) adopted a Statement of Decision finding that the test claim legislation imposes a partially reinbursable state-mandated program upon counties within the meaning of article XIII B, section 6 of the California Constitution and Government Code section 17514. The Commission approved this test claim for the following reinbursable activities:

- Each county shall establish an employer for in-home supportive service providers. This activity is limited to the administrative costs of establishing an employer of record through a public authority, nonprofit consortium, contract, county administration of the individual provider mode, county civil service personnel, or mixed modes of service. It does not include mandate reimbursement for any increased wages or benefits that may be negotiated depending on the mode of service adopted, or any activities related to collective bargaining. (Welf. & Inst. Code, § 12302.25, subd. (a).)<sup>1</sup> (July 12, 1999, until December 31, 2002.)
- Counties with an IHSS caseload of more than 500 shall be required to offer an individual provider employer option upon request of a recipient, and in addition to a county's selected method of establishing an employer for in-home supportive service providers.

<sup>1</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).

This activity is limited to the administrative costs of establishing an employer of record in the individual provider mode, upon request. It does not include mandate reimbursement for any increased wages or benefits that may be negotiated, or any activities related to collective bargaining. (Welf. & Inst. Code, § 12302.25, subd. (a).)<sup>2</sup>

- Each county that does not qualify for the exception provided in section 12301.3, subdivision (d), shall appoint an in-home supportive services advisory committee that shall be comprised of not more than 11 individuals, with membership as required by section 12301.3, subdivision (a): "No less than 50 percent of the membership of the advisory committee shall be individuals who are current or past users of personal assistance services paid for through public or private funds or as recipients of services under this article." (Welf. & Inst. Code, §§ 12301.3, subd. (a), 12302.25, subd. (d).)<sup>3</sup>
- Effective September 14, 2000, counties shall appoint membership of the advisory committee in compliance with Welfare and Institutions Code section 12301.3, subdivision (a)(1) and (a)(4):

In counties with fewer than 500 IHSS recipients, at least one member of the advisory committee shall be a current or former provider of in-home supportive services; in counties with 500 or more IHSS recipients, at least two members of the advisory committee shall be a current or former provider of in-home supportive services.

A county board of supervisors shall not appoint more than one county employee as a member of the advisory committee. (Welf. & Inst. Code, § 12301.3, subd. (a).)<sup>4</sup>

- Prior to the appointment of members to a committee required by section 12301.3, subdivision (a), the county board of supervisors shall solicit recommendations for qualified members through a fair and open process that includes the provision of reasonable written notice to, and reasonable response time by, members of the general public and interested persons and organizations. (Welf. & Inst. Code, § 12301.3, subd. (b).)<sup>5</sup>
- The county shall solicit recommendations from the advisory committee on the preferred mode or modes of service to be utilized in the county for in-home supportive services. (Welf. & Inst. Code, § 12302.25, subd. (d).)<sup>6</sup>
- The advisory committee shall submit recommendations to the county board of supervisors on the preferred mode or modes of service to be utilized in the county for inhome supportive services. (Welf. & Inst. Code, § 12301.3, subd. (c).)<sup>7</sup>
- <sup>2</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).

<sup>3</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)

- <sup>4</sup> As amended by Statutes 2000, chapter 445 (oper. Sept. 14, 2000.)
- <sup>5</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)
- <sup>6</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)
- <sup>7</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)

- Each county shall take into account the advice and recommendations of the in-home supportive services advisory committee, as established pursuant to Section 12301.3, prior to making policy and funding decisions about IHSS on an ongoing basis. (Welf. & Inst. Code, § 12302.25, subd. (e).)<sup>8</sup>
- One advisory committee formed pursuant to sections 12301.3 or 12301.6, shall provide ongoing advice and recommendations regarding in-home supportive services to the county board of supervisors, any administrative body in the county that is related to the delivery and administration of in-home supportive services, and the governing body and administrative agency of the public authority, nonprofit consortium, contractor, and public employees. (Welf. & Inst. Code, § 12301.4.)<sup>9</sup>

The Commission also concluded that all claims for reimbursement for the approved activities must be offset by any funds already received from state or federal sources, including funds allocated for the direct costs of the advisory committee. The Commission further concluded that Government Code section 16262.5, and Welfare and Institutions Code sections 12301.6, 12301.8, 12302.7, 12303.4, 12306.1, 14132.95, 17600 and 17600.110, as pled, along with any other test claim statutes and allegations not specifically approved above, do not impose a program, or a new program or higher level of service, subject to article XIII B, section 6.

### Discussion

Commission staff issued the Statement of Decision and draft parameters and guidelines on June 6, 2007.<sup>10</sup> The proposed reimbursable activities were limited to those approved in the Statement of Decision. No comments were filed on the draft.

For the attached proposed parameters and guidelines, staff made some minor changes to the original draft as described below.

#### Summary of the Mandate

Additional background was added to Section I, Summary of the Mandate.

#### Period of Reimbursement

Language regarding estimated claims in this section of the parameters and guidelines has also been stricken in the proposed parameters and guidelines. On February 16, 2008, Statutes 2008, chapter 6 (ABX3 8) became effective and repealed the authority for eligible claimants to file and be paid for estimated reimbursement claims.

### Offsetting Revenues and Reimbursements

Staff revised Section VII, Offsetting Revenues and Reimbursements, to clarify the Commission's finding regarding offsets for this test claim. The Commission's Statement of Decision states the following regarding offsetting reimbursements:

However, DOF specifically argues that the claimant has been provided with funding for the advisory committee activities and that Government Code

<sup>9</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).

<sup>10</sup> Exhibit A.

<sup>&</sup>lt;sup>8</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)

section 17556, subdivision (e) applies to deny a mandate finding.<sup>11</sup> In the response to comments filed September 9, 2002, page 5, the claimant asserts that of the \$11,944 already claimed for the advisory committee expenses "[t]he costs for the Advisory Committee alone have exceeded several times the allotment actually paid by the Department of Social Services."

While state funds already provided must be used to offset any mandate reimbursement claimed, the claimant has provided a declaration that their administrative costs of forming and operating the advisory committee are not being fully reimbursed. To further support this claim, the claimant provided a copy of DSS claiming instructions for the January- March 2001 quarter, which allowed for 100 percent of "IHSS Advisory Committee/Direct Costs," retroactive to July 2000, but required claims for reimbursement of county administrative costs "for supporting the IHSS Advisory Committee," be charged separately under the standard claiming instructions for IHSS. Specifically the document states:

Costs incurred by the County Welfare Department (CWD) for supporting the IHSS Advisory Committee are not allowable for reimbursement under these codes. Any CWD costs for providing support activities for the IHSS Advisory Committee should be charged to the appropriate IHSS/PCSP claim codes on the County Expense Claim (CEC.)<sup>12</sup>

This requires a county share of costs as required by Welfare and Institutions Code section 12306.<sup>13</sup> Section 12306 requires that the state and county share nonfederal administrative costs of IHSS in a 65 percent state/35 percent county split. Requiring the claimant to maintain this share of costs for a mandated new program or higher level of service would defeat the stated purpose of article XIII B, section 6 to "provide a subvention of funds to reimburse that local government for the costs of the program or increased level of service."

Various DSS County Fiscal Letters show that funds have been allocated for reimbursing counties for the direct costs of the mandatory advisory committee on an annual basis since July 2000.<sup>14</sup> However, the reimbursement period for this test claim begins on the operative date of Statutes 1999, chapter 90–July 12,

<sup>11</sup> DOF Comments, page 1, filed March 6, 2002. DOF's March 28, 2007 comments also include a chart showing funds appropriated for the "IHSS Advisory Committee" through 2005-06.

<sup>12</sup> County Fiscal Letter (CFL) No. 00/01-48, page 3, issued December 22, 2000, by DSS. (Also, Exh. 2 to Claimant's Response to Comments.)

<sup>13</sup> Claimant Response to Comments, page 5, filed September 9, 2002.

<sup>14</sup> DSS CFL, Nos. 00/01-14, 00/01-33, 00/01-48, 01/02-12, 02/03-28, 02/03-73, 03/04-46, 03/04-51, 04/05-16, 04/05-22, 04/05-27, 05/06-10, 06/07-02.

1999. In addition, the state could also fail to allocate such funds in any future budget year.<sup>15</sup>

Section VII of the proposed parameters and guidelines identifies Welfare and Institutions Code section 12301.4, subdivision (b), which provides that each county shall be eligible to receive state reimbursements of administrative costs for one IHSS advisory committee, and the county fiscal letters issued by the Department of Social Services showing the funds that have been allocated to specified counties for the direct costs of the advisory committee from July 2000 through July 2006. Section VII states the following:

Any offsets the claimant experiences in the same program as a result of the same statutes or executive orders found to contain the mandate shall be deducted from the costs claimed. In addition, reimbursement for this mandate from any source, including but not limited to service fees collected; and federal and state funds, including funds allocated for the direct costs of the IHSS advisory committee pursuant to Welfare and Institutions Code section 12301.4, subdivision (b), county fiscal letters issued by the Department of Social Services allocating state and federal funds for the IHSS advisory committee (DSS CFL Nos. Nos. 00/01-14, 00/01-33, 00/01-48, 01/02-12, 02/03-28, 02/03-73, 03/04-46, 03/04-51, 04/05-16, 04/05-22, 04/05-27, 05/06-10, 06/07-02), and future allocations of state and federal funds for the IHSS advisory committee shall be identified and deducted from this claim.

#### Staff Recommendation

Staff recommends that the Commission adopt the proposed parameters and guidelines, as modified by staff, beginning on page 9. Staff also recommends that the Commission authorize staff to make any non-substantive, technical corrections to the parameters and guidelines following the hearing.

<sup>15</sup> In Carmel Valley Fire Protection Dist. v. State (2001) 25 Cal.4th 287, 299, the Court discussed that, subject only to the Governor's veto power, the Legislature has the power to determine how funds are expended in each annual budget: "Legislative determinations relating to expenditures in other respects are binding upon the executive: 'The executive branch, in expending public funds, may not disregard legislatively prescribed directives and limits pertaining to the use of such funds.'"

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## PROPOSED PARAMETERS AND GUIDELINES

Welfare and Institutions Code Sections 12301.3, 12301.4 and 12302.25

Statutes 1999, Chapter 90 Statutes 2000, Chapter 445

In-Home Supportive Services II 00-TC-23

#### County of San Bernardino, Claimant

### I. SUMMARY OF THE MANDATE

The test claim statutes, in part, address the form in which in-home supportive services care providers are employed, referred to as the "mode of service," including requiring that all counties establish an employer of record for IHSS providers, other than the recipient of the services. The test claim statutes also provide that "[e]aoh county shall appoint an in-home supportive services advisory committee that shall be comprised of not more than 11 individuals."

On April 16, 2007, the Commission on State Mandates (Commission) adopted a Statement of Decision finding that the test claim legislation imposes a partially reimbursable state-mandated program upon counties within the meaning of article XIII B, section 6 of the California Constitution and Government Code section 17514. The Commission approved this test claim for the following reimbursable activities:

Each county shall establish an employer for in-home supportive service providers. This activity is limited to the administrative costs of establishing an employer of record through a public authority, nonprofit consortium, contract, county administration of the individual provider mode, county civil service personnel, or mixed modes of service. It does not include mandate reimbursement for any increased wages or benefits that may be negotiated depending on the mode of service adopted, or any activities related to collective bargaining. (Welf. & Inst. Code, § 12302.25, subd. (a).)<sup>1</sup> (July 12, 1999, until December 31, 2002.)

Counties with an IHSS caseload of more than 500 shall be required to offer an individual provider employer option upon request of a recipient, and in addition to a county's selected method of establishing an employer for in-home supportive service providers. This activity is limited to the administrative costs of establishing an employer of record in the individual provider mode, upon request. It does not include mandate reimbursement for any increased wages or benefits that may be negotiated, or any activities related to collective bargaining. (Welf. & Inst. Code, § 12302.25, subd. (a).)<sup>2</sup>

<sup>1</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999). <sup>2</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).

• Each county that does not qualify for the exception provided in section 12301.3, subdivision (d), shall appoint an in-home supportive services advisory committee that shall be comprised of not more than 11 individuals, with membership as required by section 12301.3, subdivision (a): "No less than 50 percent of the membership of the advisory committee shall be individuals who are current or past users of personal assistance services paid for through public or private funds or as recipients of services under this article." (Welf. & Inst. Code, §§ 12301.3, subd. (a), 12302.25, subd. (d).)<sup>3</sup>

Effective September 14, 2000, counties shall appoint membership of the advisory committee in compliance with Welfare and Institutions Code section 12301.3, subdivision (a)(1) and (a)(4):

In counties with fewer than 500 IHSS recipients, at least one member of the advisory committee shall be a current or former provider of in-home supportive services; in counties with 500 or more IHSS recipients, at least two members of the advisory committee shall be a current or former provider of in-home supportive services.

A county board of supervisors shall not appoint more than one county employee as a member of the advisory committee. (Welf. & Inst. Code, § 12301.3, subd. (a).)<sup>4</sup>

Prior to the appointment of members to a committee required by section 12301.3, subdivision (a), the county board of supervisors shall solicit recommendations for qualified members through a fair and open process that includes the provision of reasonable written notice to, and reasonable response time by, members of the general public and interested persons and organizations. (Welf. & Inst. Code, § 12301.3, subd. (b).)<sup>5</sup>

The county shall solicit recommendations from the advisory committee on the preferred mode or modes of service to be utilized in the county for in-home supportive services. (Welf. & Inst. Code, § 12302.25, subd. (d).)<sup>6</sup>

• The advisory committee shall submit recommendations to the county board of supervisors on the preferred mode or modes of service to be utilized in the county for inhome supportive services. (Welf. & Inst. Code, § 12301.3, subd. (c).)<sup>7</sup>

 Each county shall take into account the advice and recommendations of the in-home supportive services advisory committee, as established pursuant to Section 12301.3, prior

<sup>3</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)

<sup>4</sup> As amended by Statutes 2000, chapter 445 (oper. Sept. 14, 2000.)

<sup>5</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)

<sup>6</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)

<sup>7</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)

to making policy and funding decisions about IHSS on an ongoing basis. (Welf. & Inst. Code, § 12302.25, subd. (e).)<sup>8</sup>

• One advisory committee formed pursuant to sections 12301.3 or 12301.6, shall provide ongoing advice and recommendations regarding in-home supportive services to the county board of supervisors, any administrative body in the county that is related to the delivery and administration of in-home supportive services, and the governing body and administrative agency of the public authority, nonprofit consortium, contractor, and public employees. (Welf. & Inst. Code, § 12301.4.)<sup>9</sup>

The Commission concludes that all claims for reimbursement for the approved activities must be offset by any funds already received from state or federal sources, including funds allocated for the direct costs of the advisory committee. The Commission further concludes that Government Code section 16262.5, and Welfare and Institutions Code sections 12301.6, 12301.8, 12302.7, 12303.4, 12306.1, 14132.95, 17600 and 17600.110, as pled, along with any other test claim statutes and allegations not specifically approved above, do not impose a program, or a new program or higher level of service, subject to article XIII B, section 6.

## II. ELIGIBLE CLAIMANTS

Any county, and city and county, that incurs increased costs as a result of this reimbursable statemandated program is eligible to claim reimbursement of those costs.

### III. PERIOD OF REIMBURSEMENT

Government Code section 17557, subdivision (e), states that a test claim shall be submitted on or before June 30 following a given fiscal year to establish eligibility for that fiscal year. The County of San Bernardino filed the test claim on June 29, 2001, establishing eligibility for 1999-2000.

However, the operative date of Statutes 1999, chapter 90 is July 12, 1999; therefore the reimbursement period for this test claim begins no earlier than July 12, 1999. In addition, Welfare and Institutions Code section 12302.25 mandates that the requirements be completed on or before January 1, 2003. Therefore, costs incurred pursuant to Welfare and Institutions Code section 12302.25 are reimbursable from July 12, 1999 through December 31, 2002.

Statutes 2000, chapter 445 has an operative date of September 14, 2000. Therefore, costs incurred pursuant to amendments to Welfare and Institutions Code section 12301.3 by Statutes 2000, chapter 445, are reimbursable no earlier than September 14, 2000.

Actual costs for one fiscal year shall be included in each claim. Estimated costs of the subsequent year may be included on the same claim, if applicable. Pursuant to Government Code section 17561, subdivision (d)(1)(A), all claims for reimbursement of initial fiscal year costs shall be submitted to the State Controller within 120 days of the issuance date for the claiming instructions.

If the total costs for a given fiscal year do not exceed \$1,000, no reimbursement shall be allowed except as otherwise allowed by Government Code section 17564.

<sup>8</sup> As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999.)

As added by Statutes 1999, chapter 90 (oper. Jul. 12, 1999).

## IV. REIMBURSABLE ACTIVITIES

To be eligible for mandated cost reimbursement for any fiscal year, only actual costs may be claimed. Actual costs are those costs actually incurred to implement the mandated activities. Actual costs must be traceable and supported by source documents that show the validity of such costs, when they were incurred, and their relationship to the reimbursable activities. A source document is a document created at or near the same time the actual cost was incurred for the event or activity in question. Source documents may include, but are not limited to, employee time records or time logs, sign-in sheets, invoices, and receipts.

Evidence corroborating the source documents may include, but is not limited to, worksheets, cost allocation reports (system generated), purchase orders, contracts, agendas, training packets, and declarations. Declarations must include a certification or declaration stating, "I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct," and must further comply with the requirements of Code of Civil Procedure section 2015.5. Evidence corroborating the source documents may include data relevant to the reimbursable activities otherwise in compliance with local, state, and federal government requirements. However, corroborating documents cannot be substituted for source documents.

The claimant is only allowed to claim and be reimbursed for increased costs for reimbursable activities identified below. Increased cost is limited to the cost of an activity that the claimant is required to incur as a result of the mandate.

For each eligible claimant, the following activities are reimbursable:

- A. One-time Activities
  - 1. County

a)

Establishing an employer for in-home supportive service providers. This activity is limited to the administrative costs of establishing an employer of record through a public authority, nonprofit consortium, contract, county administration of the individual provider mode, county civil service personnel, or mixed modes of service. (Reimbursement period is limited to July 12, 1999 through December 31, 2002.)

Offering an individual provider employer option, for counties with an IHSS caseload of more than 500, upon request of a recipient, and in addition to a county's selected method of establishing an employer for inhome supportive service providers. This activity is limited to the administrative costs of establishing an employer of record in the individual provider mode, upon request. (Reimbursement period begins July 12, 1999.)

#### B. **On-going Activities**

1. Board of Supervisors

i.

 Appointing an in-home supportive services advisory committee comprised of:

Not more than 11 individuals, with membership as required by section 12301.3, subdivision (a): "No less than 50 percent of the

membership of the advisory committee shall be individuals who are current or past users of personal assistance services paid for through public or private funds or as recipients of services under this article." (Reimbursement period begins July 12, 1999.)

- In counties with fewer than 500 IHSS recipients, at least one member of the advisory committee shall be a current or former provider of in-home supportive services. (Reimbursement period begins September 14, 2000.)
- iii. In counties with 500 or more IHSS recipients, at least two members of the advisory committee shall be a current or former provider of inhome supportive services. (Reimbursement period begins September 14, 2000.)
- iv. A county board of supervisors shall not appoint more than one county employee as a member of the advisory committee. (Reimbursement period begins September 14, 2000.)
- b) Soliciting recommendations for qualified advisory committee members through a fair and open process that includes the provision of reasonable written notice to, and reasonable response time by, members of the general public and interested persons and organizations. (Reimbursement period begins July 12, 1999.)
- c) Soliciting recommendations from the advisory committee on the preferred mode or modes of service to be utilized in the county for in-home supportive services. (Reimbursement period is limited to July 12, 1999 through December 31, 2002.)
- Taking the advice and recommendations of the in-home supportive services advisory committee, as established pursuant to Section 12301.3, prior to making policy and funding decisions about IHSS on an ongoing basis. (Reimbursement period begins July 12, 1999.)

#### Advisory Committee

ii.

 a) Submitting recommendations to the county board of supervisors on the preferred mode or modes of service to be utilized in the county for inhome supportive services. (Reimbursement period begins July 12, 1999.)

Providing ongoing advice and recommendations regarding in-home supportive services to the county board of supervisors, any administrative body in the county that is related to the delivery and administration of inhome supportive services, and the governing body and administrative agency of the public authority, nonprofit consortium, contractor, and public employees. (Reimbursement period begins July 12, 1999.)

## V. CLAIM PREPARATION AND SUBMISSION

Each of the following cost elements must be identified for each reimbursable activity identified in Section IV, Reimbursable Activities, of this document. Each claimed reimbursable cost must be supported by source documentation as described in Section IV. Additionally, each reimbursement claim must be filed in a timely manner.

### A. Direct Cost Reporting

Direct costs are those costs incurred specifically for the reimbursable activities. The following direct costs are eligible for reimbursement.

### 1. Salaries and Benefits

Report each employee implementing the reimbursable activities by name, job classification, and productive hourly rate (total wages and related benefits divided by productive hours). Describe the specific reimbursable activities performed and the hours devoted to each reimbursable activity performed.

#### 2. Materials and Supplies

Report the cost of materials and supplies that have been consumed or expended for the purpose of the reimbursable activities. Purchases shall be claimed at the actual price after deducting discounts, rebates, and allowances received by the claimant. Supplies that are withdrawn from inventory shall be charged on an appropriate and recognized method of costing, consistently applied.

#### 3. Fixed Assets and Equipment

Report the purchase price paid for fixed assets and equipment (including computers) necessary to implement the reimbursable activities. The purchase price includes taxes, delivery costs, and installation costs. If the fixed asset or equipment is also used for purposes other than the reimbursable activities, only the pro-rata portion of the purchase price used to implement the reimbursable activities can be claimed.

4. Travel :

Report the name of the employee traveling for the purpose of the reimbursable activities. Include the date of travel, destination point, the specific reimbursable activity requiring travel, and related travel expenses reimbursed to the employee in compliance with the rules of the local jurisdiction. Report employee travel time according to the rules of cost element A.1, Salaries and Benefits, for each applicable reimbursable activity.

#### B. Indirect Cost Rates

Indirect costs are costs that are incurred for a common or joint purpose, benefiting more than one program, and are not directly assignable to a particular department or program without efforts disproportionate to the result achieved. Indirect costs may include both (1) overhead costs of the unit performing the mandate; and (2) the costs of the central government services distributed to the other departments based on a systematic and rational basis through a cost allocation plan.

Compensation for indirect costs is eligible for reimbursement utilizing the procedure provided in the Office of Management and Budget (OMB) Circular A-87. Claimants have the option of

using 10% of direct labor, excluding fringe benefits, or preparing an Indirect Cost Rate Proposal (ICRP) if the indirect cost rate claimed exceeds 10%.

If the claimant chooses to prepare an ICRP, both the direct costs (as defined and described in OMB Circular A-87 Attachments A and B) and the indirect costs shall exclude capital expenditures and unallowable costs (as defined and described in OMB Circular A-87 Attachments A and B). However, unallowable costs must be included in the direct costs if they represent activities to which indirect costs are properly allocable.

The distribution base may be (1) total direct costs (excluding capital expenditures and other distorting items, such as pass-through funds, major subcontracts, etc.), (2) direct salaries and wages, or (3) another base which results in an equitable distribution.

In calculating an ICRP, the claimant shall have the choice of one of the following methodologies:

- 1. The allocation of allowable indirect costs (as defined and described in OMB Circular A-87 Attachments A and B) shall be accomplished by (1) classifying a department's total costs for the base period as either direct or indirect, and (2) dividing the total allowable indirect costs (net of applicable credits) by an equitable distribution base. The result of this process is an indirect cost rate which is used to distribute indirect costs to mandates. The rate should be expressed as a percentage which the total amount allowable indirect costs bears to the base selected; or
- 2. The allocation of allowable indirect costs (as defined and described in OMB Circular A-87 Attachments A and B) shall be accomplished by (1) separating a department into groups, such as divisions or sections, and then classifying the division's or section's total costs for the base period as either direct or indirect, and (2) dividing the total allowable indirect costs (net of applicable credits) by an equitable distribution base. The result of this process is an indirect cost rate that is used to distribute indirect costs to mandates. The rate should be expressed as a percentage which the total amount allowable indirect costs bears to the base selected.

### VI. RECORD RETENTION

Pursuant to Government Code section 17558.5, subdivision (a), a reimbursement claim for actual costs filed by a local agency or school district pursuant to this chapter<sup>10</sup> is subject to the initiation of an audit by the Controller no later than three years after the date that the actual reimbursement claim is filed or last amended, whichever is later. However, if no funds are appropriated or no payment is made to a claimant for the program for the fiscal year for which the claim is filed, the time for the Controller to initiate an audit shall commence to run from the date of initial payment of the claim. In any case, an audit shall be completed not later than two years after the date that the audit is commenced. All documents used to support the reimbursable activities, as described in Section IV, must be retained during the period subject to audit. If an audit has been initiated by the Controller during the period subject to audit, the retention period is extended until the ultimate resolution of any audit findings.

<sup>10</sup> This refers to Title 2, division 4, part 7, chapter 4 of the Government Code.

### VII. OFFSETTING REVENUES AND REIMBURSEMENTS

Any offsets the claimant experiences in the same program as a result of the same statutes or executive orders found to contain the mandate shall be deducted from the costs claimed. In addition, reimbursement for this mandate from any source, including but not limited to service fees collected; and federal and state funds, including funds allocated for the direct costs of the IHSS advisory committee pursuant to Welfare and Institutions Code section 12301.4, subdivision (b), county fiscal letters issued by the Department of Social Services allocating state and federal funds for the IHSS advisory committee (DSS CFL Nos. Nos. 00/01-14, 00/01-33, 00/01-48, 01/02-12, 02/03-28, 02/03-73, 03/04-46, 03/04-51, 04/05-16, 04/05-22, 04/05-27, 05/06-10, 06/07-02), and future allocations of state and federal funds for the IHSS advisory committee shall be identified and deducted from this claim.

## VIII. STATE CONTROLLER'S CLAIMING INSTRUCTIONS

Pursuant to Government Code section 17558, subdivision (b), the Controller shall issue claiming instructions for each mandate that requires state reimbursement not later than 60 days after receiving the adopted parameters and guidelines from the Commission, to assist local agencies and school districts in claiming costs to be reimbursed. The claiming instructions shall be derived from the test claim decision and the parameters and guidelines adopted by the Commission.

Pursuant to Government Code section 17561, subdivision (d)(1), issuance of the claiming instructions shall constitute a notice of the right of the local agencies and school districts to file reimbursement claims, based upon parameters and guidelines adopted by the Commission.

#### IX. REMEDIES BEFORE THE COMMISSION

Upon request of a local agency of school district, the Commission shall review the claiming instructions issued by the State Controller of any other authorized state agency for reimbursement of mandated costs pursuant to Government Code section 17571. If the Commission determines that the claiming instructions do not conform to the parameters and guidelines, the Commission shall direct the Controller to modify the claiming instructions and the Controller shall modify the claiming instructions to conform to the parameters and guidelines as directed by the Commission.

In addition, requests may be made to amend parameters and guidelines pursuant to Government Code section 17557, subdivision (d), and California Code of Regulations, title 2, section 1183.2.

## X. LEGAL AND FACTUAL BASIS FOR THE PARAMETERS AND GUIDELINES

The Statement of Decision is legally binding on all parties and provides the legal and factual basis for the parameters and guidelines. The support for the legal and factual findings is found in the administrative record for the test claim. The administrative record, including the Statement of Decision, is on file with the Commission.

228

# AUDITOR/CONTROLLER-RECORDER COUNTY CLERK

ALLOLTOR/CONTROLLER • 222 West Hospitality Lane, Fourth Floor State mardino, CA 92415-0018 • (909) 387-8322 • Fax (909) 386-8830 RECORDER • COUNTY CLERK • 222 West Hospitality Lane, First Floor San Bernardino, CA 92415-0022 • (909) 387-8306 • Fax (909) 386-8940



LARHY WALKER Auditor/Controller-Recorder County Clerk 1

C(EXHIBIT C

ELIZABETH A. STARBUCK Assistant Auditor/Controller-Recorder Assistant County Clerk

ly 10, 2008

### COUNTY OF SAN BERNARDINO COMMENTS ON PROPOSED PARAMETERS AND GUIDELINES

In Home Supportive Services II

Chapter 90, Statutes of 1999, Chapter 91, Statutes of 1999, and Chapter 445, Statutes of 2000 00-TC-23

The County of San Bernardino respectfully submits the following in response to the proposed Parameters and Guidelines issued by the Commission staff on July 1, 2008.

The County supports the Parameters and Guidelines as proposed and offers no changes. Therefore, the County requests the Commission formally adopt them at its next hearing.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge. Executed this tenth day of July, 2008, in San Bernardino, California.

BONNIE TER KEURST County of San Bernardino Test Claimant

229



JUL 1 4 2008

#### PROOF OF SERVICE BY MAIL

I, the undersigned, declare as follows:

## COMMISSION ON STATE MANDATES

I am a resident of the County of Sacramento, and I am over the age of 18 years and not a party to the within action. My place of employment is 4320 Auburn Blvd., Suite 2000, Sacramento, CA 95841.

On July 14, 2008, I served:

### COUNTY OF SAN BERNARDINO COMMENTS ON PROPOSED PARAMETERS AND GUIDELINES

#### In Home Supportive Services II

### Chapter 90, Statutes of 1999, Chapter 91, Statutes of 1999, and Chapter 445, Statutes of 2000 00-TC-23

by placing a true copy thereof in an envelope addressed to each of the persons listed on the mailing list attached hereto, and by sealing and depositing said envelope in the United States mail at Sacramento, California, with postage thereon fully prepaid.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed this  $\underline{144}$  day of July, 2008, at Sacramento, California.

EXHIBIT D

BADRAMENTO DA N 95814-4996 N WWW.OOF

ARNOLD SCHWARZENEGGER,

DEPARTMENT OF TE DIRECTOR

July 14, 2008

Ms. Paula Higashi Executive Director Commission on State Mandates 980 Ninth Street, Suite 300 Sacramento, CA 95814

Dear Ms. Higashi:

"In Home Supportive Services II."

As requested in your letter of July 1, 2008, the Department of Finance (Finance) has reviewed the draft etaff analysis and the proposed parameters and quidelines for Claim No. CSM\_00\_TC\_23 As requested in your letter or July 1, 2006, the Department or Finance (Finance) has reviewed draft staff analysis and the proposed parameters and guidelines for Claim No. CSM-00-TC-23, As a result of our review, Finance concurs with the staff recommendation. The As a result of our review, rinance concurs with the stan recommendation. The recommended activities proposed for adoption in the parameters and guidelines do not. Additionally Einance colf available of Additionally Einance. recommended activities proposed for adoption in the parameters and guidelines do not deviate from the statement of decision and appear self explanatory. Additionally, Finance addition of the appoints funding information to be considered when officiation claims for reimbursement.

STATE DAPITOL S ROOM

deviate from the statement of decision and appear self explanatory. Additionally, minance concurs with the addition of the specific funding information to be considered when offsetting As required by the Commission's regulations, a "Proof of Service" has been enclosed As required by the Commission's requiations, a "Proof of Service" has been enclosed indicating that the parties included on the malling list which accompanied your July 1, 2008 latter have been provided with conies of this latter vio althor Linited States Mail or in the and Indicating that the parties included on the mailing list which accompanied your July 1, 2008 letter have been provided with copies of this letter via either United States Mail or, in the case of other state accorder. Interaction Mail Convice of other state agencies, Interagency Mail Service. If you have any questions regarding this letter, please contact Carla Castañeda, Principal Program Budget Analyst at (916) 445-3274 Sincerely,

Cala Casta - Diana L. Ducay Program Budget Manager Enclosure

#### Attachment A

### DECLARATION OF CARLA CASTANEDA DEPARTMENT OF FINANCE CLAIM NO. CSM-00-TC-23

1. I am currently employed by the State of California, Department of Finance (Finance), am familiar with the duties of Finance, and am authorized to make this declaration on behalf of Finance.

I certify under penalty of perjury that the facts set forth in the foregoing are true and correct of my own knowledge except as to the matters therein stated as information or belief and, as to those matters, I believe them to be true.

at Sacramento, CA

Carla Cartanon

Carla Castañeda

. . .

#### PROOF OF SERVICE

Test Claim Name: In Home Supportive Services II Test Claim Number: CSM-00-TC-23

I, the undersigned, declare as follows:

I am employed in the County of Sacramento, State of California, I am 18 years of age or older and not a party to the within entitled cause; my business address is 915 L Street, 12 Floor, Sacramento, CA 95814.

On July 14, 2007, I served the attached recommendation of the Department of Finance in said cause, by facsimile to the Commission on State Mandates and by placing a true copy thereof: (1) to claimants and nonstate agencies enclosed in a sealed envelope with postage thereon fully prepaid in the United States Mail at Sacramento, California; and (2) to state agencies in the normal pickup location at 915 L Street, 12 Floor, for Interagency Mail Service, addressed as follows:

#### A-16

Ms. Paula Higashi, Executive Director Commission on State Mandates 980 Ninth Street, Suite 300 Sacramento, CA 95814 Facsimile No. 445-0278

Mr. Leonard Kaye, Esq. County of Los Angeles Auditor-Controller's Office 500 w. Temple Street, Room 603 Los Angeles, CA 90012

Mr. Dale Mangram Riverside County Auditor/Controller's Office 4080 Lemon Street, 3<sup>rd</sup> Floor Riverside, CA 92502

B-08

Mr. Jim Spano State Controller's Office Division of Audits 300 Capitol Mall, Suite 518 Sacramento, CA 95814

Mr. David Wellhouse David Wellhouse & Associates, Inc. 9175 Kiefer Blvd., Suite 121 Sacramento, CA 95826 Ms. Susan Geanacou Department of Finance 916 L Street, Suite 1190 Sacramento, CA 95814

Mr. Allan Burdick MAXIMUS 4320 Auburn Blvd., Suite 2000 Sacramento, CA. 95841

Ms. Jean Kinney Hurst California Association of Counties 1100 K Street, Suite 101 Sacramento, CA 95814-3941

Ms. Bonnie Ter Keurst County of San Bernardino Office of the Auditor/Controller-Recorder 222 West Hospitality Lane San Bernardino, CA 92415-0018

A-15 Ms. Donna Ferebee Department of Finance 915 L Street, 11<sup>th</sup> Floor Sacramento, CA 95814 Ms. Jolene Tollenaar MGT of America 455 Capitol Mall, Suite 600 Sacramento, CA 95814

A-15 Ms. Carla Castaneda Department of Finance 915 L Street, 11<sup>th</sup> Floor Sacramento, CA 95816

#### B-29

Ms. Marianne O'Malley Legislative Analyst's Office 925 L Street, Suite 100 Sacramento, CA 95814

Ms. Harmeet Barkschat Mandate Resource Services 5325 Elkhorn Boulevard, #307 Sacramento, CA 95842

#### D-08

Mr. Geoffrey Graybill Office of the Attorney General 1300 I Street, Suite 125 P.O. Box 944255 Sacramento, CA 95814

#### B-08

Ms. Ginny Brummels State Controller's Office Division of Accounting & Reporting 3301 C Street, Suite 500 Sacramento, CA 95816

Ms. Beth Hunter Centration, Inc. 8570 Utica Avenue, Suite 100 Rancho Cucamonga, CA 91730

#### A-24

Ms. Jeanlaurie Ainsworth Department of Social Services Legal Division 744 P Street, M/S 4-161 Sacramento, CA 95814

Mr. Glen Everroad City of Newport Beacc h 3300 Newport Boulevard P.O. Box 1768 Newport Beach, CA 92659-1768

Ms. Juliana F. Gmur MAXIMUS 2380 Houston Avenue Clovis, CA 93611

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on July 14, 2007 at Sacramento, California.

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