

ACTIONS TAKEN

ASSEMBLY BUDGET SUBCOMMITTEE NO. 1 ON HEALTH AND HUMAN SERVICES

ASSEMBLYMEMBER HOLLY MITCHELL, CHAIR

THURSDAY, MAY 31, 2012

UPON THE CALL OF THE CHAIR - STATE CAPITOL ROOM 437

VOTE-ONLY ITEMS																																						
ITEM	DESCRIPTION																																					
4200	DEPARTMENT OF ALCOHOL AND DRUG PROGRAMS			1																																		
ISSUE 1	<p>TRAILER BILL PROPOSAL TO IMPLEMENT DRUG MEDI-CAL TRANSFER AND PROGRAMMATICALLY REALIGN SUBSTANCE ABUSE SERVICES</p> <p>Adopt the administration's trailer bill to implement the DMC Transfer as placeholder language for inclusion in the Omnibus Human Services trailer bill for the 2012-13 budget, subject to additional changes in the trailer bill process, including but not limited to the following:</p> <p>A. Addition of continuing quarterly updates to the Legislature, key stakeholders, and the public on the steps foreseen, planned, and completed, noting areas of question or concern, as the DMC Program fully transitions to the Department of Health Care Services. These updates shall include information on continuity of care for current beneficiaries and any access issues to care that arise as a result of or within the DMC transfer. A DHCS-sponsored meeting with stakeholders shall occur either in preparation for each quarterly update or when it is released. The first of these quarterly updates shall occur no later than October 1, 2012.</p> <p>B. Revision of language regarding rule-making in the draft, rejecting the proposal to give the administration discretion to change regulation without undergoing the formal rule-making process.</p> <p>C. Retention of any guiding statute on the DMC program as may exist in law, including citation of relevant court decisions.</p> <table border="1"> <thead> <tr> <th>MEMBERS</th> <th>AYE</th> <th>NO</th> <th>ABSENT</th> <th>NOT VOTING</th> </tr> </thead> <tbody> <tr> <td>Mitchell (Chair)</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Chesbro</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Grove</td> <td></td> <td></td> <td>X</td> <td></td> </tr> <tr> <td>Mansoor</td> <td></td> <td></td> <td></td> <td>X</td> </tr> <tr> <td>Monning</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td><i>Total</i></td> <td>3</td> <td></td> <td>1</td> <td>1</td> </tr> </tbody> </table>	MEMBERS	AYE	NO	ABSENT	NOT VOTING	Mitchell (Chair)	X				Chesbro	X				Grove			X		Mansoor				X	Monning	X				<i>Total</i>	3		1	1		1
MEMBERS	AYE	NO	ABSENT	NOT VOTING																																		
Mitchell (Chair)	X																																					
Chesbro	X																																					
Grove			X																																			
Mansoor				X																																		
Monning	X																																					
<i>Total</i>	3		1	1																																		

	<p>Adopt the administration's trailer bill to implement Substance Abuse Services Realignment programmatic trailer bill language as placeholder language, also for inclusion in the Omnibus Human Services trailer bill for the 2012-13 budget, subject to changes in the trailer bill process, including but not limited to the following:</p> <p>A. A requirement for ADP to annually provide to the appropriate fiscal and policy committees of the Legislature, and to publicly post, a summary of outcome and fiscal claiming data that allows for user-friendly tracking of changes Substance Abuse Services programs over time. Legislative staff will consult with the Department in order to identify more specifically the information that shall be included to effectuate this</p> <p>B. Revision of language regarding rule-making in the draft, rejecting the proposal to give the administration discretion to change regulation without undergoing the formal rule-making process.</p> <p>C. Retention of any guiding statute on the Substance Abuse Services programs as may exist in law, including Legislative intent language describing needs, services, and outcomes, citation of relevant court decisions, and other descriptive language about types of programs that counties may still choose to fund under realignment.</p> <p>D. The inclusion of Substance Abuse Services programs in the fiscal superstructure provisions regarding requirements for a transparent and accessible local public process that must be used before a county significantly changes its expenditures on optional programs.</p> <table border="1" data-bbox="370 1129 1377 1499"> <thead> <tr> <th>MEMBERS</th> <th>AYE</th> <th>NO</th> <th>ABSENT</th> <th>NOT VOTING</th> </tr> </thead> <tbody> <tr> <td>Mitchell (Chair)</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Chesbro</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Grove</td> <td></td> <td></td> <td>X</td> <td></td> </tr> <tr> <td>Mansoor</td> <td></td> <td>X</td> <td></td> <td></td> </tr> <tr> <td>Monning</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td><i>Total</i></td> <td>3</td> <td>1</td> <td>1</td> <td></td> </tr> </tbody> </table>	MEMBERS	AYE	NO	ABSENT	NOT VOTING	Mitchell (Chair)	X				Chesbro	X				Grove			X		Mansoor		X			Monning	X				<i>Total</i>	3	1	1		
MEMBERS	AYE	NO	ABSENT	NOT VOTING																																	
Mitchell (Chair)	X																																				
Chesbro	X																																				
Grove			X																																		
Mansoor		X																																			
Monning	X																																				
<i>Total</i>	3	1	1																																		

4300	DEPARTMENT OF DEVELOPMENTAL SERVICES	3																																			
ISSUE 1	<p>SUNSET DATE FOR 1.25 PERCENT RATE REDUCTION</p> <p>Revise the action taken to instead extend the 1.25 rate reduction for one year only, sunseting at the end of the 2012-13 fiscal year, consistent with action taken in the Senate.</p> <table border="1" data-bbox="375 436 1377 806"> <thead> <tr> <th>MEMBERS</th> <th>AYE</th> <th>NO</th> <th>ABSENT</th> <th>NOT VOTING</th> </tr> </thead> <tbody> <tr> <td>Mitchell (Chair)</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Chesbro</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Grove</td> <td></td> <td></td> <td>X</td> <td></td> </tr> <tr> <td>Mansoor</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Monning</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td><i>Total</i></td> <td>4</td> <td></td> <td>1</td> <td></td> </tr> </tbody> </table>	MEMBERS	AYE	NO	ABSENT	NOT VOTING	Mitchell (Chair)	X				Chesbro	X				Grove			X		Mansoor	X				Monning	X				<i>Total</i>	4		1		3
MEMBERS	AYE	NO	ABSENT	NOT VOTING																																	
Mitchell (Chair)	X																																				
Chesbro	X																																				
Grove			X																																		
Mansoor	X																																				
Monning	X																																				
<i>Total</i>	4		1																																		
ISSUE 2	<p>TRAILER BILL FOR EARLY START SERVICES</p> <p>Approve the proposed trailer bill language for Early Start.</p> <table border="1" data-bbox="375 1062 1377 1432"> <thead> <tr> <th>MEMBERS</th> <th>AYE</th> <th>NO</th> <th>ABSENT</th> <th>NOT VOTING</th> </tr> </thead> <tbody> <tr> <td>Mitchell (Chair)</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Chesbro</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Grove</td> <td></td> <td></td> <td>X</td> <td></td> </tr> <tr> <td>Mansoor</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Monning</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td><i>Total</i></td> <td>4</td> <td></td> <td>1</td> <td></td> </tr> </tbody> </table>	MEMBERS	AYE	NO	ABSENT	NOT VOTING	Mitchell (Chair)	X				Chesbro	X				Grove			X		Mansoor	X				Monning	X				<i>Total</i>	4		1		4
MEMBERS	AYE	NO	ABSENT	NOT VOTING																																	
Mitchell (Chair)	X																																				
Chesbro	X																																				
Grove			X																																		
Mansoor	X																																				
Monning	X																																				
<i>Total</i>	4		1																																		

5175	DEPARTMENT OF CHILD SUPPORT PROGRAMS	6																																			
ISSUE 1	<p>BUDGET BILL LANGUAGE RELATED TO REDUCTION TO LOCAL CHILD SUPPORT AGENCIES</p> <p>Adopt accompanying Budget Bill Language for the prior action taken on a one-time unallocated reduction to Local Child Support Agencies, to read as follows:</p> <p style="padding-left: 40px;">"To the extent practicable, the reduction to local child support agencies adopted pursuant to the 2012-2013 budget act shall not result in a reduction to caseworker staffing levels or collections."</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: center;">MEMBERS</th> <th style="text-align: center;">AYE</th> <th style="text-align: center;">NO</th> <th style="text-align: center;">ABSENT</th> <th style="text-align: center;">NOT VOTING</th> </tr> </thead> <tbody> <tr> <td>Mitchell (Chair)</td> <td style="text-align: center;">X</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Chesbro</td> <td style="text-align: center;">X</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Grove</td> <td></td> <td></td> <td style="text-align: center;">X</td> <td></td> </tr> <tr> <td>Mansoor</td> <td style="text-align: center;">X</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Monning</td> <td style="text-align: center;">X</td> <td></td> <td></td> <td></td> </tr> <tr> <td><i>Total</i></td> <td style="text-align: center;">4</td> <td></td> <td style="text-align: center;">1</td> <td></td> </tr> </tbody> </table>	MEMBERS	AYE	NO	ABSENT	NOT VOTING	Mitchell (Chair)	X				Chesbro	X				Grove			X		Mansoor	X				Monning	X				<i>Total</i>	4		1		6
MEMBERS	AYE	NO	ABSENT	NOT VOTING																																	
Mitchell (Chair)	X																																				
Chesbro	X																																				
Grove			X																																		
Mansoor	X																																				
Monning	X																																				
<i>Total</i>	4		1																																		
5180	DEPARTMENT OF SOCIAL SERVICES	7																																			
0530	OFFICE OF SYSTEMS INTEGRATION	7																																			
ISSUE 1	<p>MAY REVISION REQUESTS REGARDING CALHEERS</p> <p>Action on the following:</p> <ol style="list-style-type: none"> 1. Adopt trailer bill language that deletes the following language from Government Code Section 12803.3 that prevents the OSI from managing the CalHEERS project and generally has not been operational: <p style="padding-left: 40px;">"The California Health and Human Services Agency shall not place or transfer information technology projects in the office, without further legislation authorizing these activities."</p> 2. Adopt the following BBL for DSS: <p style="padding-left: 40px;">Add the following provision to Item 5180-141-0001:</p> <p style="padding-left: 40px;">X. This item may be increased by up to \$18,000,000 by order of the Director of Finance to address system changes necessary to implement the requirements of the federal Affordable Care Act. The Director of Finance shall provide notification in writing to the Joint Legislative Budget Committee of any expenditure approved under this provision not less than 30 days prior to the effective date of the approval. This 30-day notification shall include a plan for the system changes necessary to implement the requirements of the federal Affordable Care Act.</p> <p style="padding-left: 40px;">Amend Provision 1 of Item 5180-141-0890:</p> <p style="padding-left: 40px;">"1. Provisions 2, 3, and 4, and X of Item 5180-141-0001 also apply to</p> 	7																																			

this item.”

3. Approve the May Revise OSI BCP for positions and funding to perform project management for CalHEERS.
4. Adopt the following BBL for OSI:
Add Budget Bill Language to Item 0530-001-9732
Provisions:

X. Of the funds appropriated in this Item, \$2,543,000 is to support the system changes necessary to implement federal health care reform. These funds are not authorized for expenditure until approved by the Director of Finance. The Director of Finance shall provide notification in writing to the Joint Legislative Budget Committee of any expenditure approved under this provision not less than 30 days prior to the effective date of the approval. This 30-day notification shall include a plan for the system changes necessary to implement the requirements of the federal Affordable Care Act.

X. The Director of Finance may authorize the transfer of expenditure authority from the Department of Health Care Services and/or the Managed Risk Medical Insurance Board to the Office of Systems Integration consistent with the plan for system changes to implement the Affordable Care Act. Any such increases shall occur no sooner than 30 days after notification in writing of the necessity therefor to the Joint Legislative Budget Committee, or not sooner than whatever lesser time after notification the chairperson of the Joint Legislative Budget Committee, or his or her designee, may in each instance determine.

X. The Director of Finance may increase this item consistent with an interagency agreement between the Office of System Integration and the California Health Benefit Exchange for the management, including procurement, design, development, testing, implementation, oversight, maintenance, and any other activities related to the California Healthcare Eligibility, Enrollment, and Retention System project. Any such increases shall occur no sooner than 30 days after notification in writing of the necessity therefor to the Joint Legislative Budget Committee, or not sooner than whatever lesser time after notification the chairperson of the Joint Legislative Budget Committee, or his or her designee, may in each instance determine.

MEMBERS	AYE	NO	ABSENT	NOT VOTING
Mitchell (Chair)	X			
Chesbro	X			
Grove			X	
Mansoor		X		
Monning	X			
<i>Total</i>	3	1	1	

<p>ISSUE 2</p>	<p>CALFRESH ADMINISTRATION</p> <p>Adopt a one-year extension of the county match-waiver. This action rescinds and changing the prior Subcommittee action, which had extended the waiver for two years.</p> <table border="1"> <thead> <tr> <th>MEMBERS</th> <th>AYE</th> <th>NO</th> <th>ABSENT</th> <th>NOT VOTING</th> </tr> </thead> <tbody> <tr> <td>Mitchell (Chair)</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Chesbro</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Grove</td> <td></td> <td></td> <td>X</td> <td></td> </tr> <tr> <td>Mansoor</td> <td></td> <td>X</td> <td></td> <td></td> </tr> <tr> <td>Monning</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td><i>Total</i></td> <td>3</td> <td>1</td> <td>1</td> <td></td> </tr> </tbody> </table> <p>Adopt a one-time reduction of \$45 million GF for CalFresh administration, with as much of the reduction achieved as possible through reversions of funding unexpended in prior years. To the extent that the reduction is achieved through a reduction in 2012-13 funding, require DSS to consult with counties regarding how to allocate the reduction and to report to the Legislature during budget hearings regarding the resulting impacts on the program.</p> <table border="1"> <thead> <tr> <th>MEMBERS</th> <th>AYE</th> <th>NO</th> <th>ABSENT</th> <th>NOT VOTING</th> </tr> </thead> <tbody> <tr> <td>Mitchell (Chair)</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Chesbro</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Grove</td> <td></td> <td></td> <td>X</td> <td></td> </tr> <tr> <td>Mansoor</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Monning</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td><i>Total</i></td> <td>4</td> <td></td> <td>1</td> <td></td> </tr> </tbody> </table>	MEMBERS	AYE	NO	ABSENT	NOT VOTING	Mitchell (Chair)	X				Chesbro	X				Grove			X		Mansoor		X			Monning	X				<i>Total</i>	3	1	1		MEMBERS	AYE	NO	ABSENT	NOT VOTING	Mitchell (Chair)	X				Chesbro	X				Grove			X		Mansoor	X				Monning	X				<i>Total</i>	4		1		<p>10</p>
MEMBERS	AYE	NO	ABSENT	NOT VOTING																																																																				
Mitchell (Chair)	X																																																																							
Chesbro	X																																																																							
Grove			X																																																																					
Mansoor		X																																																																						
Monning	X																																																																							
<i>Total</i>	3	1	1																																																																					
MEMBERS	AYE	NO	ABSENT	NOT VOTING																																																																				
Mitchell (Chair)	X																																																																							
Chesbro	X																																																																							
Grove			X																																																																					
Mansoor	X																																																																							
Monning	X																																																																							
<i>Total</i>	4		1																																																																					
<p>ISSUE 3</p>	<p>MAY REVISION REQUEST REGARDING CHILD WELFARE SERVICES DIVISION POSITIONS</p> <p>Approve the administration’s proposal to reduce DSS Child & Family Services Division staffing by a net of 42 positions related to Adoptions functions that have been realigned to counties. This also includes the retention and repurposing of 11.5 positions as described below (with 9.5 as proposed and 2 repurposed to be consistent with additional shared priorities):</p>	<p>12</p>																																																																						

	<p>Oversight & Monitoring: 1.0 General Auditor III for Foster Care Audits Accountability 1.0 (out of 3.0 requested) Social Service Consultants for CAPTA compliance 2.0 repurposed positions – to focus on: a) fiscal and outcome-related oversight stemming from the programmatic trailer bill language related to realignment, and b) policy and program development related to the continuum of care and assessment of children’s needs, which may include implementation related to the Katie A. settlement as well.</p> <p>Policy & Program Development 1.0 Associate Government Program Analyst for Foster Care Rates, Regulations, and Technical Assistance 3.5 limited-term positions for the state’s Child Welfare Waiver Demonstration Capped Allocation Project 3.0 positions related to the federal CA Partners for Permanency (CAPP) grant</p> <table border="1" data-bbox="371 764 1377 1136"> <thead> <tr> <th>MEMBERS</th> <th>AYE</th> <th>NO</th> <th>ABSENT</th> <th>NOT VOTING</th> </tr> </thead> <tbody> <tr> <td>Mitchell (Chair)</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Chesbro</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Grove</td> <td></td> <td></td> <td>X</td> <td></td> </tr> <tr> <td>Mansoor</td> <td></td> <td></td> <td></td> <td>X</td> </tr> <tr> <td>Monning</td> <td>X</td> <td></td> <td></td> <td></td> </tr> <tr> <td><i>Total</i></td> <td>3</td> <td></td> <td>1</td> <td>1</td> </tr> </tbody> </table>	MEMBERS	AYE	NO	ABSENT	NOT VOTING	Mitchell (Chair)	X				Chesbro	X				Grove			X		Mansoor				X	Monning	X				<i>Total</i>	3		1	1	
MEMBERS	AYE	NO	ABSENT	NOT VOTING																																	
Mitchell (Chair)	X																																				
Chesbro	X																																				
Grove			X																																		
Mansoor				X																																	
Monning	X																																				
<i>Total</i>	3		1	1																																	
<p>ISSUE 4</p>	<p>CHILD WELFARE SERVICES REALIGNMENT</p> <p>Adopt the administration's CWS Realignment programmatic trailer bill language as placeholder language, subject to changes in the trailer bill process, including but not limited to the following:</p> <p>A. Revisions that would: 1) allow the Department to license THP-Plus-Foster Care placements, consistent with the licensure of other foster care placement types, and 2) leave in place statutory provisions intended to enable foster youth to access federal Supplemental Security Income (SSI) benefits.</p> <p>B. With respect to the California Child & Family Services Reviews:</p> <ol style="list-style-type: none"> 1. Language to clarify that the workgroup called for in WIC 10601.2 can reconvene as necessary. 2. A requirement for DSS to consult with counties before establishing performance targets pursuant to these provisions. 3. The inclusion of state-defined objectives and outcome measures within the newly proposed provisions related to state oversight under 	<p>13</p>																																			

WIC 10601.2(j).

- C. A requirement for DSS to annually provide to the appropriate fiscal and policy committees of the Legislature, and to publicly post, a summary of outcome and fiscal claiming data that allows for user-friendly tracking of changes in CWS and foster care programs over time and that indicates the degree to which the programs are meeting state and county-defined outcome measures. Legislative staff will consult with the Department in order to identify more specifically the information that shall be included.
- D. The inclusion of CWS and foster care programs in fiscal superstructure provisions regarding requirements for a transparent and accessible local public process that must be used before a county significantly changes its expenditures on optional programs.

MEMBERS	AYE	NO	ABSENT	NOT VOTING
Mitchell (Chair)	X			
Chesbro	X			
Grove			X	
Mansoor		X		
Monning	X			
<i>Total</i>	3	1	1	

Adopt the administration’s fiscal superstructure trailer bill language as placeholder language, subject to changes in the trailer bill process, including but not limited to the following:

- A. Toward the interest of ensuring that counties do not disinvest from their existing CWS programs with the allocations provided under realignment, (a) make the receipt of growth funds contingent on spending virtually all of the base allocation year to year within the Protective Services Subaccount and (b) increase penalty-sharing for counties that have disinvested from CWS programs, calibrating their increased duty to pay a levied penalty by the same percentage by which they have disinvested or underspent their available dollars for program services in the relevant fiscal years, excluding their reserve option available under the Superstructure. Counties would be permitted to appeal to the Department of Social Services for a discretionary waiver if there were inordinate circumstances inhibiting their full expenditure and DSS may adjust or waive the augmented penalty-sharing on a case by case basis.
- B. Create a unique account within the Behavioral Health Subaccount for the Women and Children’s Residential Services Treatment Program funding as a pass-through force for those six counties that host the eight sites currently operating under this program, define the program in statute,

and allow additional funds to be provided for this program and similar services at the discretion of the counties.

C. Adopt the following placeholder provision to allow counties that administer integrated programs using blended funds to continue under realignment, “Any county authorized to operate an integrated and comprehensive county health and human services system under Welfare and Institutions Code section 18986.60, 18986.86 and 18989 may reallocate money between subaccounts in the Support Services Account, consistent with the provisions and restrictions contained in Welfare and Institutions Code 18986.60 – 18989.”

D. Conform to other changes to the fiscal superstructure that may be adopted in the Public Safety assignment.

MEMBERS	AYE	NO	ABSENT	NOT VOTING
Mitchell (Chair)	X			
Chesbro	X			
Grove			X	
Mansoor		X		
Monning	X			
<i>Total</i>	3	1	1	