

Ronald Reagan Presidential Library  
Digital Library Collections

---

This is a PDF of a folder from our textual collections.

---

**Collection:** Health and Welfare Agency: Files,  
1966-1974

**Folder Title:** Legislative Bills 1970 (1)

**Box:** H60

---

To see more digitized collections visit:

<https://reaganlibrary.gov/archives/digital-library>

To see all Ronald Reagan Presidential Library inventories visit:

<https://reaganlibrary.gov/document-collection>

Contact a reference archivist at: [reagan.library@nara.gov](mailto:reagan.library@nara.gov)

Citation Guidelines: <https://reaganlibrary.gov/citing>

National Archives Catalogue: <https://catalog.archives.gov/>

## DEPARTMENT OF SOCIAL WELFARE

2415 FIRST AVENUE, P.O. BOX 8074  
SACRAMENTO 95818

March 30, 1970

*Mailed  
3/31*Honorable Alfred E. Alquist  
Room 5031 State Capitol  
Sacramento, California 95814

Dear Senator Alquist:

SENATE BILLS 87 AND 88

This is to inform you of the Department's opposition to the enactment of Senate Bills 87 and 88 which propose to increase the allowances for Aid to Families With Dependent Children.

We do not disagree that some adjustments are appropriate in this area, but we believe that this cannot be approached as a single issue but must be related to a total reform of the public welfare program in California.

Very truly yours,

Robert Martin  
Director

*provides only partial solution to the problems re grants in AFDC  
should not be approached as a single issue but must be  
related to a program of total reform*

*Phil - note*

*mailed 4-6-70*

*11:20 am*

April 2, 1970

Honorable Tom Carrell  
State Capitol, Room 4086  
Sacramento, California 95814

Dear Senator Carrell:

This is to inform you of this department's opposition to SB 118 which exempts income to the extent permitted by federal law for the purpose of computing public assistance grants.

The department is opposed because the bill provides the means for recipients with outside income to live on a higher standard than recipients without income. This creates two classes of recipients.

The adult aid grants are adjusted according to cost-of-living changes. This feature has resulted in increasing the maximum grants by more than \$17 since 1965. In addition, the State Legislature has increased the grant by \$4 on two occasions. The total of these increases greatly exceeds the amount of \$7.50 which the federal government permits to be disregarded as income.

You may contact Philip Henriquez, Assistant to the Director, phone 5-8956, if you have questions regarding the rationale stated above.

Very truly yours,

Robert Martin  
Director

PJM:sh

bcc: Legislative File  
Bill File  
Director's File  
Central Files

## DEPARTMENT OF SOCIAL WELFARE

2415 FIRST AVENUE, P.O. BOX 8074  
SACRAMENTO 95818



March 17, 1970

Honorable Milton Marks  
California State Senate  
State Capitol, Room 2070  
Sacramento, California

Dear Senator Marks:

SENATE BILL 150

This is to inform you of this department's opposition to Senate Bill 150 relative to disregarding income, to the extent permitted by federal law, in determining aid to which a recipient of Old Age Security is otherwise eligible.

The department is opposed for the following reasons:

1. The bill would provide recipients of Old Age Security who have outside income to live on a higher standard than recipients who had no such resource. Therefore, two classes of recipients would be created, those with income and those without.
2. The bill would substantially increase state expenditures. A copy of the estimated cost increase is attached. (Exhibit "A")
3. The Old Age Security grant is subject to modification according to the cost-of-living changes. This feature has resulted in increasing the maximum grant \$21.50 since 1962. In addition, the State Legislature has increased the grant by \$4 on two occasions. Federal pass on provisions have served to further increase the grant by \$7.50. Increases to the grant since 1962 total \$37 (see attached Exhibit "B"). This total greatly exceeds that amount (\$7.50) which the federal government permits to be disregarded as income.

Very truly yours,

Robert Martin  
Director

Attachments

## DEPARTMENT OF SOCIAL WELFARE

2415 FIRST AVENUE, P.O. BOX 8074  
SACRAMENTO 95818

March 30, 1970

Honorable Nicholas C. Petris  
State Capitol  
Sacramento, California 95814

Dear Senator Petris:

SENATE BILL 238

This is to inform you of this Department's opposition to Senate Bill 238 which would repeal the authorization for public agencies to impose an adoption fee.

The principle of imposing an adoption fee is based upon a long-standing legislative decision that a portion of public adoption costs should be borne by adoptive parents. The public adoption program is estimated to cost \$14,000,000 for the current fiscal year. Of this amount, it is expected that \$1,800,000 will be obtained through the payment of fees. Unilateral abolishment of these fees would jeopardize the fiscal base of the program and would require additional state money to maintain present levels of service. If the additional funding is not provided then the program would have to be reduced.

To compound this effect, abolishing these fees would place private adoption agencies at an unfair disadvantage. If no fees were charged by public agencies, private organizations (such as the Children's Home Society) would be unable to operate. The private organizations are, for the most part, non-profit agencies which derive up to 40% of their operating costs from charging an adoption fee. These private agencies placed approximately 2,500 children in 1969. Putting the private adoption agencies out of business would either deprive this number of children the opportunity for adoption or would require that public agencies be expanded to accommodate the added number of adoptions. The latter would be all the more difficult because revenues necessary to maintain present levels of service would already have been lost due to the elimination of adoption fees.

Very truly yours,

Robert Martin  
Director

April 13, 1970

*delivered  
3/31/70  
b: vofw*

Honorable Alfred E. Alquist  
State Capitol, Room 5031  
Sacramento, California 95814

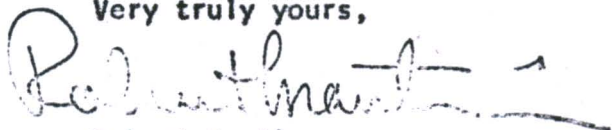
Dear Senator Alquist:

This is to inform you of this Department's opposition to Senate Bill 390 which increases the maximum average payment of state funds for the care of children in foster homes from an average of \$80 to \$115.

The general effect of this bill is to reduce the counties' expenditures for foster care placement and to transfer the expense to state government. The administration's tax relief proposal provides for a significant transfer of public assistance costs from counties to the state. Therefore, this bill should be considered as part of present tax relief efforts.

If you wish additional information concerning this position, please contact Philip Manriquez, Assistant to the Director (5-8956).

Very truly yours,



Robert Martin  
Director

bcc: Human Relations Agency  
Committee Chairman

bbcc: Legislative File ✓  
Director's File  
Central Files  
Jeff Davis, 17-10

PM:sh

April 28, 1970

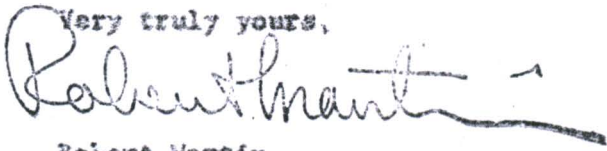
Honorable Clark L. Bradley  
State Capitol, Room 5095  
Sacramento, California 95814

Dear Senator Bradley:

Please refer to our letter dated April 14, 1970 informing you of this Department's opposition to SB 539 which repeals that segment of Aid to Families with Dependent Children which covers cases involving unemployed parents.

This Department's opposition is hereby withdrawn. Our official position is neutral.

Very truly yours,

Handwritten signature of Robert Martin in cursive, followed by a horizontal line and the initials "s/s".

Robert Martin  
Director

cc: Human Relations Agency  
Committee Chairman

bbcc: Jeff Davis, 17-10  
Phil Manriquez

PM:sh

Director's File  
Central Files

April 14, 1970

Honorable Clark L. Bradley  
State Capitol, Room 5095  
Sacramento, California 95814

Dear Senator Bradley:

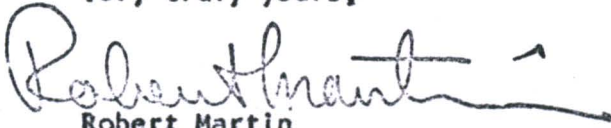
This is to inform you of this Department's opposition to Senate Bill 538 which repeals that segment of the Aid to Families with Dependent Children program which covers cases involving unemployed parents.

The main thrust of this bill would be to transfer a substantial number of cases back to sole responsibility of county government and therefore would raise costs of general relief considerably.

It would be improper to eliminate this segment of Aid to Families with Dependent Children at this time because: (1) a number of these cases are involved in the Work Incentive Program; and, (2) the Welfare Reform Program being considered in Congress would mandate states to implement this segment of the program.

If you wish additional information, please contact Philip Manriquez, Assistant to the Director, at 5-8956.

Very truly yours,

  
Robert Martin  
Director

bcc: Human Relations Agency  
Committee Chairman

bbcc: Legislative File ✓  
Director's File  
Central Files  
Jeff Davis, 17-10

PM:sh



May 16, 1970

Honorable Gordon Cologne  
State Capitol, Room 3070  
Sacramento, California 95814

Dear Senator Cologne:

The State Department of Social Welfare believes that Senate Bill 638 (Sherman) is a beneficial bill.

At the present time the law provides that when a child is under the care of a licensed public adoption agency and there is need for court action to free the child for adoption, the agency may initiate an action under Section 232 to declare a child free from custody and control of his parents. The county counsel or district attorney of the county shall institute such action upon the request of the licensed adoption agency.

Senate Bill 638 extends this to cover children living in counties that do not have public adoption agencies but where children under the care of the county welfare department in foster homes or in care of the probation department are likely candidates for adoption. It provides that the county counsel or district attorney shall take such action if the county welfare department or probation department is working with a licensed adoption agency toward the adoption of the child. There are many children in foster care who would profit greatly from adoptive placement. This is difficult at present in counties where there are no licensed adoption agencies. This bill, we believe, would provide a way for public adoption agencies in other counties, and private adoption agencies to develop adoption plans for these children.

Very truly yours,

Robert Martin  
Director

cc: Senator Lewis F. Sherman  
State Capitol, Room 4057  
Sacramento, California 95814

Mr. Don Fibush, Legislative Chairman  
California Association of Adoption Agencies  
2301 Pine Knoll Drive, Apartment 10  
Walnut Creek, California 94595

bcc: Frank Howard  
Mary Sullivan  
Michio Suzuki  
Emanuel H. Newman  
Charles Hobbs  
Director's Office  
Central Files  
Philip Manriquez ✓

## DEPARTMENT OF SOCIAL WELFARE

2415 FIRST AVENUE, P.O. BOX 8074  
SACRAMENTO 95818

May 11, 1970

*mailed - hand carried - J.A.  
5-11-70 @ 11:50 a.m.*

Honorable George R. Moscone  
State Capitol, Room 3082  
Sacramento, California 95814

Dear Senator Moscone:

**SENATE BILL 674**

This is to inform you of this Department's opposition to Senate Bill 674 which would repeal the authorization for public agencies to impose an adoption fee.

The principle of imposing an adoption fee is based upon a long-standing legislative decision that a portion of public adoption costs should be borne by adoptive parents. The public adoption program is estimated to cost \$14,000,000 for the current fiscal year. Of this amount, it is expected that \$1,800,000 will be obtained through the payment of fees. Unilateral abolishment of these fees would jeopardize the fiscal base of the program and would require additional state money to maintain present levels of service. If the additional funding is not provided then the program would have to be reduced.

To compound this effect, abolishing these fees would place private adoption agencies at an unfair disadvantage. If no fees were charged by public agencies, private organizations (such as the Children's Home Society) would be unable to operate. The private organizations are for the most part, non-profit agencies which derive up to 40% of their operating costs from charging an adoption fee. These private agencies placed approximately 2,500 children in 1969. Putting the private adoption agencies out of business would either deprive this number of children the opportunity for adoption or would require that public agencies be expanded to accommodate the added number of adoptions. The latter would be all the more difficult because revenues necessary to maintain present levels of service would already have been lost due to the elimination of adoption fees.

Very truly yours,

Robert Martin  
Director

bcc: Human Relations Agency (2)  
Committee Chairman

1-50-107

mailed 6-17-70 @  
8:30 a.m.

June 16, 1970

Honorable Stephen Teale  
State Capitol, Room 5082  
Sacramento, California 95814

Dear Senator Teale:

SENATE BILL 724

This letter is to inform you of the Department of Social Welfare's opposition to Senate Bill 724, regarding establishment of a Department of Electronic Data Processing.

The Department of Social Welfare opposes this bill on the following basis:

1. The final Long Range Master Plan for EDP Utilization no longer recommends centralization of data processing operations in one department.
2. We anticipate a number of problems in dealing through a central data processing department, i.e. lack of responsiveness to individual department's needs, increased costs, and difficulty in determining priorities.

If you have any questions, please do not hesitate to contact Philip Manriquez, Legislative Coordinator, at 445-8956.

Very truly yours,

Robert Martin  
Director

PM:pa

bcc: Human Relations Agency (2)  
Committee Chairman  
Legislative File (2) ✓

F- SB 776  
mailed 5-27-70  
@ 9:00 a.m.

May 26, 1970

Honorable Ralph C. Dills  
State Capitol, Room 4047  
Sacramento, California 95814

Dear Senator Dills:

SENATE BILL 776

This letter is to inform you of this Department's opposition to SB 776, which repeals the Welfare and Institutions Code Section dealing with relative's financial responsibility for the aged.

We are opposed to this because of the following:

1. Caseloads will increase since some people may no longer be reluctant to apply for OAS knowing their relatives will not be held responsible and the amount of grants will increase as relative support is discontinued.
2. Loss of contributions resulting in increased grants.

The estimated cost increase due to growth in caseloads alone is:

State	\$5,098,200
County	849,700
Federal	5,909,100
Total	<u>\$11,857,000</u>

If you have any questions or if the Department can be of any assistance to you, please contact Philip Manriquez, Legislative Coordinator at 445-8956.

Very truly yours,

Robert Martin  
Director

JCN:pa

bcc: Human Relations Agency (2)  
Committee Chairman  
Legislative File

May 15, 1970

Honorable Wadie P. Deddeh  
California State Assembly  
State Capitol  
Sacramento, California 95814

bcc: R. Martin 17-11  
P. Manriquez 17-7  
R. Leber 16-45  
Senator Clair W. Burgener

Dear Assemblyman Deddeh:

You wrote to our Director, Robert Martin, that it had come to your attention that staff of the Department of Social Welfare had surveyed a small group of ATD recipients living with their parents in the San Diego area to assess the impact of Senate Bill 847 (Stevens) enacted in 1969. You requested information regarding the findings in each case.

The Department has not to date conducted any study of persons affected by this bill, although it intends to do so later this year. It appears that the "survey" to which you refer is related to another matter. Let me fill you in on related events.

On March 17, a meeting was held between Senator Clair Burgener and Mr. Lucian Vandegrift, Secretary of the Human Relations Agency. In that meeting, SB 847 was discussed. The Secretary agreed among other things, to check on the number of mentally retarded ATD recipients who were disadvantaged. The Secretary corresponded with Mrs. Cherrie Sevick of San Diego County in regard to the discussion at that meeting.

As a result of the March 17 meeting, Mr. Raymond Leber, Chief of the Aged and Disabled Bureau, was directed to review the ATD cases identified by Mrs. Sevick as being hardship situations caused by the enactment of SB 847. A total of 26 cases were reviewed. These were cases selected because of hardship situations and were not representative of all cases affected by SB 847.

If you wish detailed information concerning the special group of cases checked by Mr. Leber, let me know, or, if you prefer, your staff can telephone Mr. Leber on 445-8764 for the information.

Sincerely,

W. L. Parker, Chief  
Research and Statistics Division

DW:bap

## DEPARTMENT OF SOCIAL WELFARE

744 P STREET  
SACRAMENTO 95814

April 10, 1970

Honorable Clair W. Burgener  
California State Senate  
State Capitol  
Sacramento, California

Dear Senator Burgener:

As we agreed in our meeting on March 17, I arranged for Mr. Raymond Leber, Chief of the Aged and Disabled Bureau, to review the ATD cases identified by Mrs. Sevick of the San Diego Council for Retarded Children as representative of hardship situations caused by the enactment of SB-847 (1969).

Prior to making the trip to San Diego, Mr. Leber telephoned Mrs. Sevick and obtained additional case names so that a total of 26 cases were reviewed. While these were selected cases and not a random sample, it nonetheless appears evident that SB-847, as implemented by our regulations, is not producing the results desired even though the county welfare department is unquestionably applying our regulations properly.

The intent of SB-847 was to assure that high income families were not taking advantage of loopholes in the welfare laws at taxpayers' expense. Instead, the law at least as interpreted, appears to be producing financial difficulties for low-income families particularly for parents who are themselves living on social security or other marginal retirement income. The 26 cases reviewed were so typical of what we know about the ATD caseload characteristics that I see little to be gained by extending the study but, rather, suggest the following alternative solutions to the problem.

1. Repeal outright the provisions of SB-847

This would solve the immediate problem but would leave untouched those situations involving well-to-do parents who are quite able to care for their dependents without public assistance. It would also increase general fund costs by 3 million dollars without providing the one million dollar saving which we want to match with 3 million dollars in federal sharing to increase the level of services to all the disabled. (Assemblyman Deddeh has introduced AB-1676 which proposes this repeal.)

2. Repeal WIC 13600 and 13601 and institute instead a Relatives' Contribution Scale

While this seems harsh on the surface, if the present Old Age Security contribution scale in WIC 12101 is used, smaller expenditures would be required of many parents than SB-847 calls for. The savings to the general fund would necessarily be less and concomitantly additional services slower in being realized.

3. Amend WIC 13601 to limit Parental Liability Only to recipients under Age 21

Under general law parents are mainly responsible for children only until they reach their majority or otherwise are emancipated and this proposal would extend this equity of treatment to both parents and adult children in the ATD program. Again, the general funds savings generated would be less and would be realized only from recipients coming into the program between the ages of 18 and 21.

4. Revise regulations implementing SB-847 to provide a sliding scale to measure ability to provide housing according to the income level of parents

This approach was considered last year and the legality of this method was raised but we are reopening the subject. If legal, it would have the advantage of not working a hardship on low-income families and yet continue the expectation that high-income families can at least provide housing to their dependents when no additional cost is involved. That is, a presumption would be made that parents below a certain income level are unable to contribute to the support of their disabled children at all. This approach would also have the advantage of not freezing into law a method that might not produce the desired results in practice. Departmental regulations are usually easier to revise than statutes. However, since this method also would not produce savings to the general fund as quickly in our existing regulations we would need, under Section 32.5 of the Budget Act of 1969, prior approval of the Department of Finance to inaugurate this system.

I would appreciate having your comments on the above alternatives or, if you prefer, we will be most pleased to discuss them with you in more detail.

Very truly yours,

Robert Martin  
Director

cc: Homer E. Detrich, San Diego Co. Dept. of Public Welfare  
Lucian B. Vandegrift, Human Relations Agency, Room 200, OB 1  
Louis F. Saylor, M.D., Department of Public Health, 744 P St.  
Thomas J. Dooley, Legislative Budget Committee, Dept. of Finance

bcc: Director 17-11  
C. Hobbs 17-11  
P. Manriquez 17-10  
R. Michaels 17-17  
E. Newman 17-8  
W. Wilsnack 17-1 ✓  
M. Chopson 16-42  
E. Kenyon IA  
S. Cory 16-35  
R. Leber 16-45  
County file 15-53  
General file 15-53



SB847



STATE OF CALIFORNIA  
HUMAN RELATIONS AGENCY

LUCIAN B. VANDEGRIFT  
Secretary

March 24, 1970

OFFICE OF THE  
SECRETARY

915 Capitol Mall  
Sacramento 95814

The Honorable Clair W. Burgener  
Member of the Senate  
State Capitol, Room 5091  
Sacramento, California 95814

DEPARTMENTS OF  
THE AGENCY

Corrections  
Health Care Services  
Human Resources Development  
Industrial Relations  
Mental Hygiene  
Public Health  
Rehabilitation  
Social Welfare  
Youth Authority

Dear Senator Burgener:

This is to confirm the essence of our meeting of March 17, 1970, held to discuss SB 847, 1969 Session, Relatives' Responsibility - Disabled Persons, and related problems in San Diego County.

1. The State Department of Social Welfare to clarify the regulations being applied in San Diego County.
2. The State Department of Social Welfare to ascertain the impact of SB 847 Statewide, i.e., how many mentally retarded recipients of AFD are disadvantaged, how many are taken out of workshops, etc.
3. The State Department of Social Welfare to ascertain how the "savings" from deletion of the housing allowance could be used to purchase workshop care and other services with an objective of attracting additional Federal dollars to increase care for all disabled persons on AFD, i.e., services as workshops, activity centers, special training, medical and dental care.
4. The State Department of Finance and the Office of the Legislative Analyst to be kept informed on pertinent progress and status.

The Honorable Clair W. Burgener

Page 2

March 24, 1970

It is also my understanding that you will consider an amendment this session to repeal that part of SB 847 dealing with the "savings" from deletion of the housing allowance which were earmarked to assist placements of the mentally retarded for the purpose of equalizing these funds for care and service to all the disabled as a group.

I have also corresponded with Mrs. Cherrie Sevick and Mrs. William T. Stephens of your county relative to the discussions in this meeting.

I trust that this effort will assist in resolving some of your concerns in the mental retardation area.

Sincerely,

LUCIAN B. VANDEGRIFT  
Secretary

cc: ✓ Department of Social Welfare  
Department of Public Health

Photo for info 4/1/70

W. H. Wilsnack

✓ F. H. Newman

✓ Phil Manriquez

*Ren.  
You have a  
file on this  
I believe  
DOF*

*SB 847  
DOF*

March 13, 1970

Honorable Wadie P. Daddoh  
Member of the Assembly  
Room 2165, State Capitol  
Sacramento, California 95814

Dear Wadie:

I received your letter of March 2, 1970, in which you asked about the implementation of SB 847 (Chapter 1416) of the 1969 Session.

You are correct in your impression that the bill generated savings in the Aid to the Disabled program, and that these savings, up to \$1 million, were to be used to help retarded persons. I believe you are incorrect, however, in your impression that the funds were to be for the education of such persons. The bill provides that the funds saved shall be "for care of mentally retarded recipients of Aid to the Disabled who are in private institutions."

With respect to this purpose of the bill, the Administration has taken several steps to improve the institutional care of the mentally retarded. The following are examples of such steps, and are made possible, in part, by the savings made available through SB 847:

1. In the current budget year, approximately \$1.6 million has been transferred from the Department of Mental Hygiene to the Department of Social Welfare to accelerate the placement in community facilities of mentally retarded persons as they are released from state hospitals. Provisions to implement further transfers, which may also include funds budgeted in the Department of Public Health, have been included in the 1970 budget bill.
2. The 1970-71 Governor's Budget includes approximately \$3 million in the budget of the Department of Social Welfare to continue the accelerated placement program

March 13, 1970

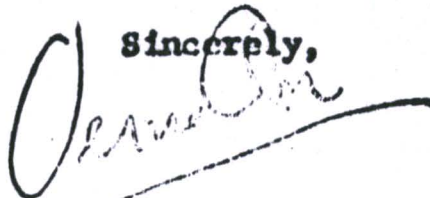
which is currently funded through the above transfer provisions. Increasingly, these additional placements are being made in private institutions, as well as certified family care homes.

3. The Human Relations Agency has adjusted the payment rates for institutional care facilities, which will be of direct benefit to the mentally retarded persons receiving community care. For example, the maximum rate for residential facilities has been increased from \$375 to \$425 per month. Certified family care rates have been increased from \$150 to \$160 per month. In addition, Group I and Group II boarding home rates have been increased from \$128.50 and \$153.50 to \$162 and \$187, respectively.

In my view, these actions are evidence of the Administration's continuing commitment to improving the care of retarded persons. Although we are in a period of increasing fiscal strain, a policy of government economy, coupled with program savings made possible through legislation such as SB 847, makes it possible for us to increase the budget allocations to this area of vital need.

I hope that this letter is helpful to you. If I can be of any further assistance, please let me know.

Sincerely,



VERNE ORR  
Director of Finance

VO:lr  
bcc: Ed Beach

August 26, 1970

*File SB852*

Honorable Clare L. Berryhill  
State Capitol, Room 4146  
Sacramento, California 95814

Dear Assemblyman Berryhill:

Thank you for your recent letter expressing concern about strikers qualifying for welfare benefits.

The whole policy on this issue is now under intensive study. At the present time, a family man who is engaged in a bona fide, lawful and sanctioned strike is not automatically disqualified from receiving welfare benefits. He must, of course, have dependent children and meet all other eligibility requirements for Aid to Families with Dependent Children, including personal property limitation, to get welfare.

The Trade Dispute Section of the State Department of Human Resources Development has had the responsibility of deciding whether a strike is bona fide or not. If a strike is not sanctioned and lawful - such as the "wildcat" situation in Los Angeles - there is no eligibility. This point may have not been understood by everyone in the past, but it is the position of Mr. Robert Martin, Director of the State Department of Social Welfare. He is taking steps to see that this is clearly understood.

Senate Bill 852, introduced by Senator Gordon Cologne, would have provided that persons on strike are ineligible for public assistance. This measure had the full support of the Governor. However, it was not adopted.

Some counties have cited the State Department of Social Welfare Manual Section 42-340, "Unemployment of a Parent," which defines the conditions for unemployment to establish deprivation.

We hope this information will be of help to you in clarifying the strike-eligibility for welfare issue.

Sincerely yours,

Jeffrey Davis  
Assistant Director

DC:JA  
Director's File #21342  
P. Manriquez 17-7✓

June 4, 1970

*file in  
SB 852*

Honorable John V. Briggs  
State Capitol  
Room 2132  
Sacramento, California 95814

Dear Assemblyman Briggs:

In accordance with your letter dated May 20, 1970 to Dr. Earl W. Brian, Director of the Department of Health Care Services, we are attaching a suggested reply for your consideration in writing to Mrs. John Keitch.

Sincerely yours,

Mrs. Sara Cory, Chief  
Communications Office

Enclosure

bcc: Director's File #20562  
P. Manriquez 17-7 ✓

VC:hri

SUGGESTED REPLY

Mrs. John Keitch  
1511 Waterbury Way  
La Habra, California

Dear Mrs. Keitch:

Thank you for your May 13, 1970 letter expressing concern about strikers qualifying for welfare benefits.

I checked with the State Department of Social Welfare and found that the whole policy on this issue is now under intensive study. At the present time, a family man who is engaged in a bona fide, lawful, and sanctioned strike is not automatically disqualified from receiving welfare benefits. He must, of course, have dependent children and meet all other eligibility requirements for Aid to Families with Dependent Children, including real and personal property limitations, to get welfare.

The trade dispute section of the State Department of Human Resources Development has the responsibility of deciding whether a strike is bona fide or not. This section declared the strike to be a bona fide action, April 22, 1970. This was in accordance with Human Resources Development Manual Regulations. The Benefit Decisions Guide, TD 5-1, reads as follows:

A trade dispute is any controversy concerning terms or conditions of employment, or concerning the association or representation of persons in negotiating, fixing, maintaining, changing, or seeking to arrange terms or conditions of employment, regardless of whether or not the disputants stand in the proximate relation of employer or employee.

If the strike is not sanctioned and lawful--such as the "wildcat" situation recently in Los Angeles--there is no eligibility. This point may not have been clearly understood by everyone in the past, but it is the position of Robert Martin, current Director of the State Department of Social Welfare. He is taking immediate steps to see to it that there is no uncertainty or lack of clarity on this aspect of the general problem.

You may wish to support legislation now pending, SB 852, which was introduced by Senator Gordon Cologne. This bill provides that persons on strike are ineligible for public assistance. This measure has the full support of the Governor.

I hope this provides clarification of this subject for you. Your letter is appreciated since it is essential that I keep in touch with how the citizens of this State feel in matters of this nature.

bcc: Director's File #20562  
P. Manriquez 17-7 ✓

VC:hri



State of California

Department of Social Welfare

*Valerie - due 6/4*  
CORRESPONDENCE REFERRAL

TO:

*Cory*

DATE: *5-28-70*

*ov  
ve*

FROM: DIRECTOR'S OFFICE

CONTROL NO.: **20562**

DHEW

LEGISLATIVE

H & W AGENCY

OTHER

THE ATTACHED CORRESPONDENCE IS REFERRED TO YOU FOR ACTION AS INDICATED BELOW:

- Prepare reply for the Director's signature
- Prepare transmittal memo for Director's signature, and draft proposed reply
- Reply direct; copy to Director's office
- Other \_\_\_\_\_

Action on this referral is to be completed within 5 working days (or is required by the originator before \_\_\_\_\_). If not possible to do so, or if reassignment is made, notify this office. Indicate action below, and return this form to the Director's office.

Action taken as requested above on \_\_\_\_\_

No action or reply necessary, \_\_\_\_\_

Comments \_\_\_\_\_

Attachment  
GEN 318 (5/68)

## DEPARTMENT OF HEALTH CARE SERVICES

714 P STREET  
SACRAMENTO, CALIFORNIA 95814

May 27, 1970

NO. 20562 DATE 5-28-70FOR ACTION TO Corp  
*cc - Maxrigney*  
*Davis*  
*Martin*Honorable John V. Briggs  
California State Assembly  
State Capitol  
Sacramento, California

Dear Mr. Briggs:

Your transmittal of May 20 to us from Mrs. John Keitch concerns strikers being authorized to receive welfare benefits. Her question involves eligibility, a responsibility of the Department of Social Welfare.

We are forwarding it for reply to Mr. Robert Martin, Director of that department.

Sincerely,

A handwritten signature in cursive script that reads "Earl W. Brian".

EARL W. BRIAN, M.D.  
Directorcc: Mr. Robert Martin ✓  
Director  
Department of Social Welfare

SACRAMENTO OFFICE  
STATE CAPITOL  
SACRAMENTO, CALIF. 95814

FULLERTON OFFICE  
1400 HARBOR BOULEVARD  
LEATHERBY BLDG., SUITE 605  
FULLERTON, CALIF. 92632

ONTARIO OFFICE  
515 NO. EUCLID  
ONTARIO, CALIF. 91761

DAVE WILLIAMS  
Administrative Assistant

704065

# Assembly California Legislature

Chairman  
Joint Committee on Atomic  
Development and Space  
Member  
Western Interstate  
Nuclear Board  
Finance & Insurance  
Labor Relations  
Revenue & Taxation  
Select Committee on  
Environmental Quality

JOHN V. BRIGGS  
ASSEMBLYMAN, THIRTY-FIFTH DISTRICT

May 20, 1970

*Lemos*

MAY 21 1970

Note: if letter is routed, call 5-1793

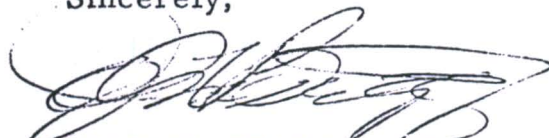
Earl W. Brian, M.D.  
Health Care Services  
714 P Street  
Sacramento, California 95814

Dear Doctor Brian:

Please note the attached. May I please have a suggested  
reply?

Thank you.

Sincerely,



JOHN V. BRIGGS

JVB:jk

1511 Waterbury Way  
La Habra, California

May 13, 1970

State Assemblyman Kenneth Cory  
State Capitol  
Sacramento, California 95814

Dear Sir:

Periodically there are departments in the State whose actions and procedures would appear to demand investigation. I believe this is now true of the Welfare Department.

I am sure you are aware of the unauthorized work stoppage occurring throughout the trucking industry as a result of the actions of the Teamster Union members. Some of the picketers have stated they are receiving welfare benefits. This caused me to check as to their eligibility. A couple telephone calls produced the following information:

The strikers were authorized to receive welfare, because a letter issued by Mr. Leonard Panish, Director of Department of Human Resources, on April 24 declared it was a bona fide strike.

Applicants were also considered eligible if they could show evidence of termination.

My questions are - was Mr. Panish authorized to declare this a "strike"? The union pays strike pay to their strikers - not the Welfare or Public Social Service.

Secondly, if an applicant shows a letter of termination, is a check made with the former employer? A quick check would have revealed the reason for termination was refusal to report for work.

Our tax money is needed in many areas, and evidently the Welfare Department should be allocated less, if they have such an abundance they can dispense funds in this manner.

I would appreciate hearing from your office, indicating the follow up on this.

Sincerely,

*Mrs. John Keitch*  
Mrs. John Keitch

jk

cc: Director of Public  
Social Services  
4900 Triggs, Los Angeles

May 25, 1970

*file*  
*SB 852*

Honorable Rob Monagan  
Speaker of the Assembly  
State Capitol  
Sacramento, California 95814

Re: Welfare Benefits to Strikers

Dear Mr. Monagan:

On May 19, 1970, Mrs. Raty of your office requested a copy of a recent request for the Opinion of the Attorney General on the question of whether I, as Director of the Department of Social Welfare, could validly adopt a regulation disqualifying persons on strike from eligibility for benefits under the Aid to Families with Dependent Children Program.

A copy of the request is attached.

Inasmuch as Senator Cologne has introduced Senate Bill 852 which would deal with the subject on a statutory basis, I have decided to withdraw the request for the time being. Governor Reagan, Secretary Vandegrift and I fully support this proposed legislation.

Very truly yours,

Robert Martin  
Director

Attachment

bcc: Richard L. Mayers

Charles Hobbs  
Jeff Davis  
Phil Manriquez ✓  
Legal Office  
Chron.

Director's File  
Central Files

RHM:maw

May 26, 1970

Honorable Ralph C. Dills  
State Capitol, Room 4047  
Sacramento, California 95814

Dear Senator Dills:

SENATE BILL 891

This letter is to notify you that the State Department of Social Welfare has taken an "oppose" position to your Senate Bill 891. This bill would increase allowable property reserves for recipients of OAS, ATD, and AB.

We are in opposition to this measure because:

1. This bill would increase welfare caseloads by adding persons currently ineligible because of excess property reserves.
2. Allowing personal property reserves benefits only those persons who have such a reserve. This practice is of little value to the vast majority of people who need public assistance.
3. The Family Assistance Plan (HR 16311) includes a provision for allowing a maximum reserve of \$1,500. If California allowed a \$1,800 reserve, it would have to adopt the federal standard or raise a federal conformity issue. Having to adopt the federal standard would mean withdrawing aid from those persons added to current caseloads as a consequence of this bill.

If you have any questions, or the Department can be of any assistance to you, please feel free to call on our Legislative Coordinator, Phillip Manriquez, at 445-8956.

Very truly yours,

Robert Martin  
Director

JCH:pa

bcc: Human Relations Agency (2)  
Committee Chairman  
Legislative File ✓

*Chen*  
May 19, 1970

*hand carried*  
5-19-70 @ 2:00 p.m.

Honorable Clark L. Bradley  
State Capitol, Room 5095  
Sacramento, California 95814

Dear Senator Bradley:

SENATE BILL 898

This is to notify you that the Department of Social Welfare is taking an "oppose" position to your Senate Bill 898, which would limit Aid to Families with Dependent Children eligibility to one year and provide for reducing grants after the first six months.

Passage of this bill would put the State of California seriously out of conformity with the federal social security law and federal statutes governing Aid to Families with Dependent Children, eligibility, and need.

Very truly yours,

*Chen*  
Robert Martin  
Director

RM:pa

bcc: Human Relations Agency - *W. Marshall*  
Committee Chairman -

## Memorandum

SB1247

To : Mr. Jim Reed  
Assemblyman James Hayes' Office  
State Capitol  
Sacramento, California 95814

Date : July 20, 1970

Subject :

From : Department of Social Welfare , 744 P Street, Sacramento 95814

As we agreed by telephone today, I am attaching a proposed change to Section 235a of the Civil Code which would be added as an amendment to Senate Bill 1247. As you see, we have tried to protect the rights of relatives in actions to free the child from custody and control and to be placed for adoption. If you have questions about this, I shall be pleased to hear from you. If this is acceptable I assume you will see that it is added to the bill. If there is anything we can do, please do not hesitate to get in touch with us.

I should say that this has not been cleared with Senator Grunsky, though he agreed to any change we wished to make in the bill so long as it did not destroy the intent would be acceptable to him. I would assume this would have to be cleared with him before actually being added on to the bill.

Frank M. Howard, Assistant Chief  
Adoptions and Foster Care Bureau

Attachment

FMH:bj

bcc: P. Manriquez ✓  
M. Suzuki



235. (a) The father or mother of such minor person, if his or her place of residence is known to the petitioner, or, of the place of residence of such father or mother is not known to the petitioner, then ~~some-relative~~ all other relatives to the second degree of consanguinity of such minor person<sup>s</sup>, if there/are any and if their residences and relationships of such persons are known to the petitioner, shall be notified of the proceedings by service of a citation requiring such person or persons to appear at the time and place stated in such citation. Such citation shall be served in the manner provided by law for the service of a summons in a civil action, other than by publication. If the petition is filed for the purpose of freeing the child for placement for adoption, the citation shall so state. In all cases where one parent has relinquished his child for the purpose of adoption, or has signed a consent for adoption as provided in Sections 224m and 226, no notice as herein provided need be given to the parent who has signed such relinquishment or consent. Service of such citations shall be made at least 10 days before the time stated therein for such appearance.

SB 1325

June 18, 1970

Honorable Clair W. Burgener  
State Capitol, Room 5091  
Sacramento, California 95814

Dear Senator Burgener:

SENATE BILL 1325

This letter is to inform you that the Department of Social Welfare is opposed to Senate Bill 1325, which would repeal the provisions of Chapter 1416, Statutes of 1969.

The Department is aware of the hardships imposed upon low income families by applying Chapter 1416 as presently written. However, completely repealing the Chapter would cause the loss of the savings expected from its implementation. It is the Department's position that a compromise approach would be to put into last years legislation, new wording which would identify those persons which the Legislature intended should be effected. This approach would clarify the intent of the Legislature in passing last years bill. The approach would reduce the expected savings but could salvage enough to justify the increases in the Department's budget for services to the retarded.

If you wish to discuss this, please contact Philip Manriquez, Legislative Coordinator, at 445-8956.

Very truly yours,

Robert Martin  
Director

PM:pa

bcc: Human Relations Agency (2)  
Committee Chairman  
Legislative File ✓