



Legislation Text

File #: 10-0660, **Version:** 1

Department of Human Services recommending the Board authorize the Chair to sign non-standard, non-financial Memorandum of Agreement 057-M1111 with Sacramento County Department of Human Assistance (Sacramento County) for a term of July 1, 2010 through June 30, 2015, setting forth the roles and responsibilities of Sacramento County and the Department of Human Services in implementing the Cash Assistance Program for Immigrants.

Fiscal Impact/Change to Net County Cost: No change. This is a Non-Financial Memorandum of Agreement

Background: The federal government enacted P.L. 104-193, the Personal Opportunity and Work Responsibility Act of 1996, which prohibits legal immigrants from receiving Supplemental Security Income (SSI). The following year the federal government enacted the Balanced Budget Act of 1997 amending P.L. 104-193 to allow some, but not all, legal immigrants to receive SSI. In 1998 the California Legislature enacted AB 2779, Chapter 329, the Budget Act Implementation Bill for Social Services, known as the Cash Assistance Program for Immigrants (CAPI) which allows legal immigrants who are ineligible for SSI, due to their immigrant status, to receive cash assistance payments. The responsibility to administer CAPI is delegated to county welfare departments or a consortium of county welfare departments.

Reason for Recommendation: A consortium of county welfare departments, known as the North State/Orange CAPI Consortium (NSOCC), was formed in 1998 to provide participating counties with guidance and assistance in administering the CAPI program and providing mandated payments to eligible immigrants. El Dorado County Department of Human Services is a member of the NSOCC. Sacramento County is the overseeing entity of the consortium and develops the non-financial Memorandum of Agreement (MOA) with each participating county to facilitate understanding, conformity and accountability in regards to implementation of the CAPI program. Sacramento County administers the CAPI process, determines eligibility, issues payments to eligible applicants and provides monthly reports to El Dorado County.

DHS first entered into a MOA for Sacramento County to administer the CAPI program in 2002 for the term of July 1, 2000 through June 30, 2005 and subsequently entered into a second MOA for the term of July 1, 2005 through June 30, 2010.

Memorandum of Agreement 057-M1111 between Sacramento County Department of Human Assistance and the Department of Human Services is necessary to enable Sacramento County to continue to determine eligibility of and issue payments to CAPI applicants residing in El Dorado County. The Department of Human Services will continue to screen potentially eligible applicants for CAPI and forward applications to Sacramento County.

This MOA contains a provision allowing either party to terminate the MOA without cause with thirty days written notice.

Action to be taken following Board approval:

1. Chair to sign two (2) originals of Memorandum of Agreement 057-M1111
2. Board Clerk to return one (1) original executed Memorandum of Agreement to Human Services at 3057 Briw Road.
3. Department to distribute as appropriate.

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Concurrences: County Counsel and Risk Management