



Legislative & Budget Report Card 2010



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UDW Homecare Providers Union 2010 Legislative & Budget Report Card



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UDW Brothers and Sisters,

The UDW advocates on issues of importance to providers and consumers of California's In-Home Supportive Services (IHSS) program. The IHSS program provides in-home care to people who cannot safely remain in their homes without assistance. Under this program, approximately 353,000 home care workers provide personal care, paramedical, domestic and related services to approximately 430,000 aged, blind or disabled Californians. IHSS is the largest publicly funded non-medical program in the nation designed to help financially eligible aged, blind or disabled individuals live comfortably at home.

This report focuses on UDW's priority bills in 2010 - the second year of the 2009-2010 legislative session. It is a review of votes cast on legislation affecting IHSS issues such as wages and benefits as well as availability and quality of homecare services. It is intended to promote accountability and measure the performance of Assembly and Senate members. The vote record sheds light on a legislator's attitude and actions on issues that are important to both IHSS providers and consumers.

The California Legislature introduced 3,461 bills in 2010. The Legislature sent the Governor a total of 1,024 bills, of which the Governor signed 726.

In Unity,

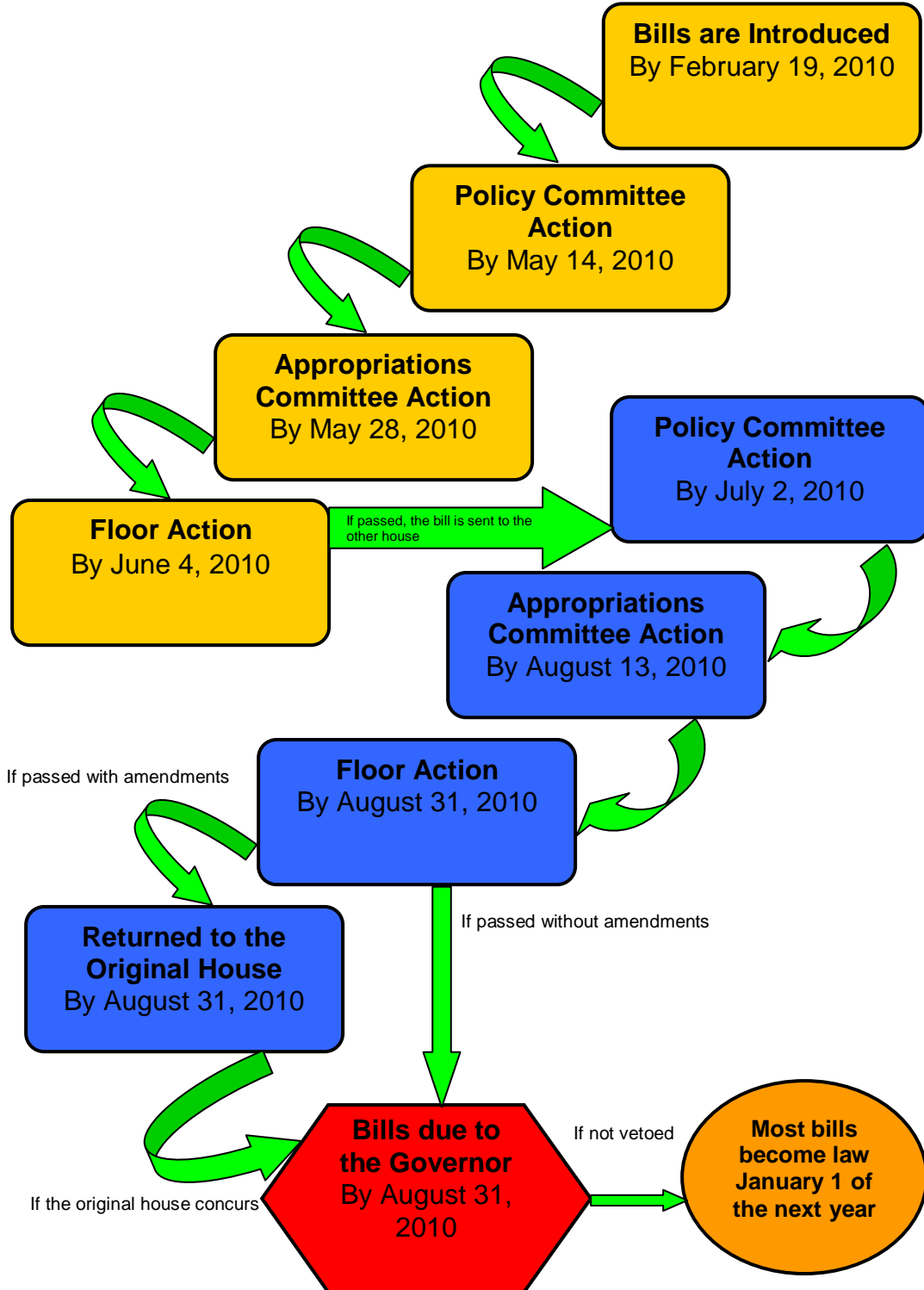
A handwritten signature in black ink that reads 'Jovan Agee'.

Jovan Agee,
Political & Legislative Director

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Legislative Process and Deadlines for 2010



UDW Sponsored Legislation 2010

Assembly Bill 1763 – In-Home Supportive Services

Introduced by Assembly Member Ted Lieu

UDW was the sponsor of AB 1763, which would protect IHSS providers from having to pay for more than one criminal background check.



Background:

ABX4 19 (Chapter 17, Statutes of 2009) established the mandate for counties to conduct criminal background checks through the Department of Justice for all individuals who are applying to become an IHSS provider. It mandated that criminal background checks must be completed by July 1, 2010 as a condition of the provider’s continued enrollment in the IHSS program. This requirement applies to all providers – not just registry applicants – and the law specifies that the background checks shall be conducted at the provider’s expense.

All County Letter 10-33 extended the deadline to December 31, 2010 for current providers who had completed at least one of the provider enrollment requirements by June 30, 2010.

Criminal Offender Record Information (CORI) records cannot be shared between counties due to privacy statutes that govern sharing and dissemination of DOJ criminal history records. The unintended consequences are that IHSS providers who work in more than one county or move from one county to another must bear the cost of undergoing and submitting multiple fingerprints and criminal record background checks.

Status: AB 1763 underwent a series of amendments, which altered the original intent. It was placed on the Senate Inactive file on August 31, 2010.

Vote Records:

4/13/10	Assembly Human Services	Y:4 N:0 A:2
5/28/10	Assembly Appropriations	Y:12 N:5 A:0
6/3/10	Assembly Floor	Y:54 N:22 A:3
6/22/10	Senate Human Services	Y:4 N:0 A:1
6/29/10	Senate Public Safety	Y:5 N:1 A:1
8/12/10	Senate Appropriations	Y:7 N:4 A:0

Assembly Concurrent Resolution 151 – In-Home Supportive Services

Introduced by Assembly Member Fiona Ma

UDW sponsored this resolution, which would declare the intent of the Legislature to preserve home care and personal care services to seniors and people with disabilities through the In-Home Supportive Services program.



Background:

The IHSS program suffered devastating cuts in the 2009-2010 budget process. In February 2009, Governor Schwarzenegger signed SBX3 6 (Chapter 13, Statutes of 2009), which reduced State financial participation for IHSS provider wages to \$9.50 per (plus \$.60 in benefits). Stakeholders responded by filing a lawsuit in United States District Court in May 2009 (*Dominguez et. al. v Schwarzenegger*). Though the matter is still pending, the Court issued preliminary injunctions halting implementation of the mandate. It determined that *“Plaintiffs have established a strong likelihood of success on their claim that the State Defendants have violated the procedural requirements of the Medicaid Act. The Court also concludes that Plaintiffs will suffer an irreparable injury if the IHSS cuts are implemented and, furthermore, the cuts are reasonably likely to cost the State more money in the long run as individuals currently receiving in-home health services are required to turn to institutionalized care due to the difficulty of finding IHSS providers willing to work for the reduced wages. Accordingly, the Court grants the preliminary injunction.”*

In July 2009, Governor Schwarzenegger signed ABX4 4 (Chapter 4, Statutes of 2009), which introduced new eligibility standards for IHSS based on Functional Index scores and ranks. Stakeholders responded by filing a lawsuit in United States District Court in October 2009 (*Oster et. al. v Wagner*). Though the matter is still pending, the Court issued preliminary injunctions blocking the implementation of the new eligibility guidelines. If implemented, the guidelines will eliminate or severely reduce homecare services for more than 100,000 recipients.

The Court recognized that these cuts were a step backward vis-a-vis the mandate of the Americans with Disability Act and the *Olmstead* ruling of the U.S. Supreme Court. *Olmstead* declares that individuals who can live at home must be given that option as opposed to institutional care. Governor Schwarzenegger justified the proposed massive cuts by pointing to the state’s fiscal crisis. However, the court responded by stating that *“[a]lthough the State counters that its budget crisis requires such cuts, and the Court weighs this in the balance, the increase in more expensive hospitalization and*

institutionalization of needy disabled and elderly people will likely outweigh the short-term savings.”

UDW continues to oppose any cut in funding for the program, as it would have a negative effect on providers and recipients. The individuals receiving IHSS are low-income and could not afford to pay out-of-pocket for the services provided through the program. This would have the effect of shifting care to other sectors of the government including the developmental disability system, aging programs, long-term care and emergency rooms. Because the IHSS program is predominantly funded by the federal Medicaid program, reducing these services also would return an estimated \$1.2 billion annually to the federal government if fully implemented.

Status: Chaptered by the Secretary of State (Chapter 143, Statutes of 2010) on September 9, 2010

Vote Records:

5/11/10	Assembly Human Services	Y:4 N:2 A:0
8/24/10	Senate Floor	Y:25 N:9 A:5

**Assembly Concurrent Resolution 177 –
20th Anniversary of the Americans with Disabilities Act**

*Introduced by Assembly Member Mariko Yamada and
Assembly Member Wesley Chesbro*

UDW sponsored this resolution, which would recognize July 26, 2010 as the twentieth anniversary of the landmark Americans with Disabilities Act (ADA) and, further, would recommit the Legislature to efforts to reach full compliance with the Act. It would also recognize the In-Home Supportive Services program as the cornerstone of California’s compliance with the integration mandate of the ADA.



Background:

The ADA was signed into law by President George H. W. Bush on July 26, 1990. It ensures the civil rights of people with disabilities, establishing a clear and comprehensive national mandate for the elimination of discrimination against individuals with disabilities. It was a collaborative effort of Democrats, Republicans, the legislative and the executive branches, federal and state agencies, and people with and without disabilities.

The ADA provides a valuable tool to remove barriers that prevent people with disabilities from enjoying the same opportunities that are available to individuals without disabilities. The Act provides for broad nondiscrimination protection for individuals with disabilities in employment, public services, public accommodations and services provided by private entities, transportation and communications. The enactment of the ADA twenty years ago reaffirmed our nation's commitment to the needs of the people with disabilities. It is our duty to ensure that this commitment continues.

In adopting the ADA, Congress recognized that “historically, society has tended to isolate and segregate individuals with disabilities, and, despite some improvements, such forms of discrimination against individuals with disabilities continue to be a serious and pervasive social problem,” and that “individuals with disabilities continually encounter various forms of discrimination, including outright intentional exclusion, ... failure to make modifications to existing facilities and practices, ... [and] segregation.” To this end, ADA regulations require provision of services in the most integrated setting possible, “A public entity shall administer services, programs, and activities in the most integrated setting appropriate to the needs of qualified persons with disabilities.” The most integrated setting is defined as “a setting that enables individuals with disabilities to interact with non-disabled persons to the fullest extent possible.” This mandate serves one of the principal purposes of Title II of the ADA: ending the isolation and segregation of disabled persons.

The “integration mandate” of the ADA was upheld in the 1999 U.S. Supreme Court *Olmstead* decision, which requires public agencies to provide services in the most integrated setting appropriate to the needs of qualified individuals with disabilities. In *Olmstead*, the Court applied these integration and anti-isolation principles, holding that the ADA prohibits “unjustified isolation of the disabled.” The Court reasoned that unnecessary institutional placement “perpetuates unwarranted assumptions that persons so isolated are incapable or unworthy of participating in community life,” and “severely diminishes the everyday life activities of individuals, including family relations, social contacts, work options, economic independence, educational advancement, and cultural enrichment.”

The In-Home Supportive Services program allows approximately 430,000 low-income disabled, senior and blind Californians to stay safely at home and avoid unnecessary, expensive and unwanted institutionalization. It is a nationally recognized program and the foundation of California’s efforts to comply with the *Olmstead* decision. The people who use IHSS services have been determined by county social workers to need these personal care services to avoid the risk of injury or other harm.

Status: Chaptered by the Secretary of State (Chapter 158, Statutes of 2010) on September 14, 2010



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Vote Records:

8/5/10	Assembly Rules	Y:7 N:0 A:4
8/30/10	Senate Floor	Y:27 N:4 A:8

IHSS Budget Bills 2010

Assembly Bill 1612: Human Services

Introduced by Assembly Member Bob Blumenfield

Background:

The 2010-2011 State Budget was passed by the Legislature and signed by the Governor on October 8, 2010 - 100 days into the fiscal year. It included \$19.3 billion in budget “solutions” designed to close a General Fund deficit of approximately \$18 billion and create a reserve of \$1.3 billion in the Budget Stabilization Account. General fund spending remained relatively steady from the last fiscal year.

Assembly Bill 1612, the human services trailer bill, was signed by the Governor on October 19, 2010. The bill contained measures estimated to achieve **\$300 million** in savings in the IHSS program. These provisions are outlined below:

Reduction in Service Hours

A 3.6 percent across the board cut in service hours is estimated to result in **\$35 million** in program savings. This reduction is slated to begin 90 days following the bill’s enactment, and will remain in effect until June 30, 2012. At this time, service hours will be restored to the level authorized pursuant to the Recipient’s most recent assessment, and increased by the previously deducted 3.6%.

A Notice of Action informing the recipient of the 3.6 reduction in hours should be mailed at least 30 days prior to the reduction going into effect. Recipients retain all appeal rights otherwise provided to them through statute.

Implementation of a “Provider Fee”

“Provider Fee” refers to the application of the state sales tax to support services provided by IHSS providers. The revenue obtained by the State from this tax will be used to draw down additional federal Medicaid matching funds, resulting in increased state revenue. IHSS providers will not be financially impacted by this tax because the State will pay for the providers’ tax on their behalf. The Provider Fee should not impact an individual provider’s gross income as defined in state tax code.

Implementation of the Provider Fee is contingent upon approval by the federal Centers for Medicare and Medicaid Services (CMS). It is estimated to result in **\$190 million** in additional state revenue.

Savings generated from reduced caseload

AB 1612 assumes a general fund savings of **\$75 million** due to lower than expected caseload numbers in the IHSS program. According to IHSS statewide summary reports, there was an average of 428,962 paid cases in FY 09-10, in comparison to the May Revision forecast of 439,147. Actual caseload, therefore, represented a 2.3% decline in expectations.

Compared to FY 08-09, the program experienced a slight annual decline in caseload of .19%. This is notable in that it represents a break from the dominant trend of substantial growth over the last two decades.

Assembly Bill 1612 also impacts the IHSS program in the following key areas:

Suspends the State's attempt to limit state participation in IHSS wages to \$9.50 per hour and benefits to \$0.60 per hour

As referenced earlier, SBX3 6 mandated the reduction of state participation in provider compensation to \$9.50 an hour for wages and \$0.60 an hour for health benefits. Stakeholders responded by filing a lawsuit in US District Court in May 2009 (*Dominguez et. al. v Schwarzenegger*). Though the matter is still pending, United States District Court has issued preliminary injunctions halting implementation of the mandate. To date, there has been no reduction in the state's participation.

In his January proposal for FY 10-11, the Governor further decreased state financial participation in IHSS provider compensation to \$8.00 per hour for wages and \$0.60 for health benefits. This proposal was rejected in AB 1612. Instead, the bill temporarily suspends the reduction of state participation in provider compensation "to allow the litigation to reach a final result." Importantly, the bill specifies that implementation on July 1, 2012 can only occur if the courts determine the wage and benefit reductions to be valid.

Suspends the State's attempt to limit eligibility based on Function Index scores and ranks

Also referenced earlier, ABX4 4 mandated service reductions based on functional index scores and ranks. Stakeholders responded by filing a lawsuit in US District Court in October 2009 (*Oster et. al. v Wagner*). Though the matter is still pending, United States District Court has issued preliminary injunctions blocking the implementation of the new eligibility guidelines. To date, these guidelines have not been applied.

In his January proposal for FY 10-11, the Governor sought the permanent elimination of IHSS services to recipients with a functional index score below 4.0. This measure would have rendered 400,665 recipients ineligible for IHSS as of June 1, 2010. This proposal was rejected in AB 1612. The bill temporarily suspends the new eligibility guidelines “to allow the litigation to reach a final result.” Importantly, the bill also specifies that implementation on July 1, 2012 can only occur if the courts determine the eligibility limitations to be valid.

Broadens the list of disqualifying criminal convictions

Prior to enactment of AB 1612, an individual would not be eligible to provide or receive payment as an IHSS provider for ten years subsequent to a conviction for, or incarceration following a conviction for, the following three crimes: abuse of an elder or dependent adult, specified abuse of a child, and fraud against government health care or support services program.

AB 1612 adds to the list of disqualifying criminal convictions certain violent and serious felonies, fraud in obtaining aid, and designated felony sex offenses. The new list will become effective 90 days following enactment of the bill.

The newly specified crimes exclusion does not apply to current IHSS providers or potential providers who have completed the enrollment process by December 31, 2010. The new exclusions only apply to new IHSS provider applicants and IHSS provider applicants whose application has been denied on the basis of a conviction and for whom an appeal of that denial is pending.

AB 1612 also creates an exemption process applicable to the newly specified disqualifying crimes:

- An IHSS recipient may submit an individual waiver if they choose to employ an individual who has been convicted in the last ten years of the newly specified crimes (not the original three disqualifying crimes).
- Provider applicants who have been convicted in the last ten years of the newly specified crimes (not the original three disqualifying crimes) may seek a general exemption if they can prove evidence of rehabilitation or if the charges against them have been dismissed pursuant to Section 1203.4 of the Penal Code.

Protects IHSS Providers from having to pay for more than one criminal background check

Public authorities and nonprofit consortiums are now mandated to accept a criminal background check clearance for an individual who has been deemed eligible to serve as an IHSS provider by another county, public authority or nonprofit consortium. Public



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Authorities and nonprofit consortiums must verify through the Case Management, Information and Payrolling Systems that another county, nonprofit consortium or public authority has deemed the current or prospective provider to be eligible. This will prevent a provider from having to pay for more than one criminal background check.

Status: Chaptered by the Secretary of State (Chapter 725, Statutes of 2010) on October 19, 2010

Vote Records:

10/7/10	Senate Floor	Y:27 N:8 A:4
10/8/10	Assembly Floor	Y:54 N:17 A:7

Assembly Legislative Scorecard

This report is a compilation of the UDW’s highest priority bills by Assembly Members. Each Assembly Member has been scored using: (1) votes taken on the Assembly floor and (2) votes taken in policy or fiscal committees. Abstentions are scored in the same manner as “NO” votes because it takes a majority (and sometimes a super majority) of affirmative votes for legislation to move through the legislative process. We have carefully reviewed the Assembly Daily Journal to account for all excused absences to ensure that this scorecard only calculates the actual opportunities that legislators had to vote on our priority bills.

The vote records produce a percentage that represents how often the member voted in favor of UDW priority legislation. Higher scores mean that the Assembly Member has voted with the interests of IHSS providers and recipients. Lower scores, conversely, indicate that the Assembly Member has either not voted for or has voted against IHSS providers and consumers. The list is presented from highest scoring members to lowest.

<i>Assembly Member</i>	<i>Party</i>	<i>District</i>	<i>Votes Cast with UDW</i>	<i>% Votes Cast with UDW</i>
Anna Caballero	D	28	3 out of 3	100%
Anthony Adams	R	59	3 out of 3	100%
Anthony Portantino	D	44	2 out of 2	100%
Audra Strickland	R	37	1 out of 1	100%
Bill Emerson	R	63	1 out of 1	100%
Brian Nestande	R	64	2 out of 2	100%
Dave Jones	D	9	2 out of 2	100%
Jim Beall	D	24	4 out of 4	100%
Mariko Yamada	D	8	2 out of 2	100%
Martin Block	D	78	2 out of 2	100%



UDW 2010 Legislative & Budget Report Card



<i>Assembly Member</i>	<i>Party</i>	<i>District</i>	<i>Votes Cast with UDW</i>	<i>% Votes Cast with UDW</i>
Paul Cook	R	65	2 out of 2	100%
Sam Blakeslee	R	33	1 out of 1	100%
Sandre Swanson	D	16	4 out of 4	100%
Ted Lieu	D	53	2 out of 2	100%
V. Manuel Perez	D	80	2 out of 2	100%
Tom Ammiano	D	13	4 out of 5	80%
Nancy Skinner	D	14	3 out of 4	75%
Tom Torlakson	D	11	3 out of 4	75%
Alberto Torrico	D	20	2 out of 3	67%
Bill Monning	D	27	2 out of 3	67%
Charles Calderon	D	58	2 out of 3	67%
Felipe Fuentes	D	39	2 out of 3	67%
Ira Ruskin	D	21	2 out of 3	67%
Jim Silva	R	67	2 out of 3	67%
Joe Coto	D	23	2 out of 3	67%
Jose Solorio	D	69	2 out of 3	67%
Lori Saldana	D	76	2 out of 3	67%
Mike Davis	D	48	2 out of 3	67%
Steve Bradford	D	51	2 out of 3	67%
Alyson Huber	D	10	1 out of 2	50%
Bob Blumenfield	D	40	1 out of 2	50%
Bonnie Lowenthal	D	54	1 out of 2	50%
Cameron Smyth	R	38	1 out of 2	50%
Cathleen Galgiani	D	17	1 out of 2	50%
Ed Hernandez	D	57	1 out of 2	50%
Fiona Ma	D	12	1 out of 2	50%
Gerald Hill	D	19	1 out of 2	50%
Hector De La Torre	D	50	1 out of 2	50%
Isadore Hall	D	52	2 out of 4	50%
Jared Huffman	D	6	1 out of 2	50%
Joan Buchanan	D	15	1 out of 2	50%
Joel Anderson	R	77	1 out of 2	50%
John Perez	D	46	1 out of 2	50%
Juan Arambula	I	31	1 out of 2	50%
Julia Brownley	D	41	1 out of 2	50%
Karen Bass	D	47	1 out of 2	50%
Kevin de Leon	D	45	1 out of 2	50%
Kevin Jeffries	R	66	1 out of 2	50%
Mary Hayashi	D	18	1 out of 2	50%
Mike Eng	D	49	1 out of 2	50%
Mike Feuer	D	42	1 out of 2	50%
Mike Gatto	D	43	1 out of 2	50%
Noreen Evans	D	7	1 out of 2	50%

<i>Assembly Member</i>	<i>Party</i>	<i>District</i>	<i>Votes Cast with UDW</i>	<i>% Votes Cast with UDW</i>
Norma Torres	D	61	1 out of 2	50%
Paul Fong	D	22	1 out of 2	50%
Pedro Nava	D	35	1 out of 2	50%
Steve Knight	R	36	1 out of 2	50%
Van Tran	R	68	1 out of 2	50%
Warren Furutani	D	55	1 out of 2	50%
Wesley Chesbro	D	1	1 out of 2	50%
Wilmer Amina Carter	D	62	1 out of 2	50%
Curt Hagman	R	60	1 out of 3	33%
Jeff Miller	R	71	1 out of 3	33%
Ted Gaines	R	4	1 out of 3	33%
Tony Mendoza	D	56	1 out of 3	33%
Dan Logue	R	3	1 out of 4	25%
Bill Berryhill	R	26	0 out of 2	0%
Chris Norby	R	72	0 out of 3	0%
Chuck DeVore	R	70	0 out of 2	0%
Connie Conway	R	34	0 out of 3	0%
Danny Gilmore	R	30	0 out of 2	0%
Diane Harkey	R	73	0 out of 3	0%
Jean Fuller	R	32	0 out of 2	0%
Jim Nielsen	R	2	0 out of 3	0%
Martin Garrick	R	74	0 out of 2	0%
Mary Salas	D	79	0 out of 2	0%
Michael Villines	R	29	0 out of 2	0%
Nathan Fletcher	R	75	0 out of 2	0%
Roger Niello	R	5	0 out of 2	0%
Tom Berryhill	R	25	0 out of 2	0%

Assembly Comprehensive Vote List

This is a table indicating each vote made by an Assembly Member on UDW sponsored bills and the key budget bill. This table includes both votes made on the Assembly floor and votes made in various policy committees. Because of different committee memberships, some members have voted more times than others. These votes are the basis for generating an Assembly Member’s favorable rating. Bills listed in red were opposed by UDW.



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Assembly Member	Party	District	AB 1763 Cmte	AB 1763 Floor	ACR 151 Cmte	ACR 151 Floor	ACR 177 Cmte	ACR 177 Floor	AB 1612 Floor	% Votes Cast with UDW
Alberto Torrico	D	20	Y	Y	-	-	-	-	Y	67%
Alyson Huber	D	10	-	Y	-	-	-	-	Y	50%
Anna Caballero	D	28	-	Y	-	-	Y	-	N	100%
Anthony Adams	R	59	-	Y	-	-	Y	-	N	100%
Anthony Portantino	D	44	-	Y	Y	-	-	-	EA	100%
Audra Strickland	R	37	-	EA	-	-	-	-	N	100%
Bill Berryhill	R	26	-	N	-	-	-	-	Y	0%
Bill Emerson	R	63	-	Y	-	-	-	-	-	100%
Bill Monning	D	27	Y	Y	-	-	-	-	Y	67%
Bob Blumenfield	D	40	-	Y	-	-	-	-	Y	50%
Bonnie Lowenthal	D	54	-	Y	-	-	-	-	Y	50%
Brian Nestande	R	64	-	Y	-	-	-	-	N	100%
Cameron Smyth	R	38	-	N	-	-	-	-	N	50%
Cathleen Galgiani	D	17	-	Y	-	-	-	-	Y	50%
Charles Calderon	D	58	Y	Y	-	-	-	-	Y	67%
Chris Norby	R	72	N	N	-	-	-	-	Y	0%
Chuck DeVore	R	70	-	N	-	-	-	-	Y	0%
Connie Conway	R	34	N	N	-	-	-	-	Y	0%
Curt Hagman	R	60	-	N	-	-	A-N	-	A-N	33%
Dan Logue	R	3	A-N	N	N	-	-	-	A-N	25%
Danny Gilmore	R	30	-	N	-	-	-	-	Y	0%
Dave Jones	D	9	-	Y	-	-	-	-	N	100%
Diane Harkey	R	73	N	N	-	-	-	-	Y	0%
Ed Hernandez	D	57	-	Y	-	-	-	-	Y	50%
Felipe Fuentes	D	39	Y	Y	-	-	-	-	Y	67%
Fiona Ma	D	12	-	Y	-	-	-	-	Y	50%
Gerald Hill	D	19	-	Y	-	-	-	-	Y	50%
Hector De La Torre	D	50	-	Y	-	-	-	-	Y	50%
Ira Ruskin	D	21	Y	Y	-	-	-	-	Y	67%
Isadore Hall	D	52	Y	Y	-	-	A-N	-	Y	50%
Jared Huffman	D	6	-	Y	-	-	-	-	Y	50%
Jean Fuller	R	32	-	N	-	-	-	-	Y	0%
Jeff Miller	R	71	N	N	-	-	-	-	N	33%
Jim Beall	D	24	Y	Y	Y	-	-	-	N	100%
Jim Nielsen	R	2	N	N	-	-	-	-	Y	0%
Jim Silva	R	67	-	N	-	-	Y	-	A-N	67%
Joan Buchanan	D	15	-	Y	-	-	-	-	Y	50%
Joe Coto	D	23	Y	Y	-	-	-	-	Y	67%
Joel Anderson	R	77	-	N	-	-	-	-	N	50%
John Perez	D	46	-	Y	-	-	-	-	Y	50%



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Assembly Member	Party	District	AB 1763 Cmte	AB 1763 Floor	ACR 151 Cmte	ACR 151 Floor	ACR 177 Cmte	ACR 177 Floor	AB 1612 Floor	% Votes Cast with UDW
Jose Solorio	D	69	Y	Y	-	-	-	-	Y	67%
Juan Arambula	I	31	-	Y	-	-	-	-	Y	50%
Julia Brownley	D	41	-	Y	-	-	-	-	Y	50%
Karen Bass	D	47	-	Y	-	-	-	-	Y	50%
Kevin de Leon	D	45	-	Y	-	-	-	-	Y	50%
Kevin Jeffries	R	66	-	N	-	-	-	-	A-N	50%
Lori Saldana	D	76	-	Y	-	-	Y	-	Y	67%
Mariko Yamada	D	8	-	Y	-	-	-	-	N	100%
Martin Block	D	78	-	Y	-	-	-	-	N	100%
Martin Garrick	R	74	-	N	-	-	-	-	Y	0%
Mary Hayashi	D	18	-	Y	-	-	-	-	Y	50%
Mary Salas	D	79	-	A-N	-	-	-	-	Y	0%
Michael Villines	R	29	-	N	-	-	-	-	Y	0%
Mike Davis	D	48	Y	Y	-	-	-	-	Y	67%
Mike Eng	D	49	-	Y	-	-	-	-	Y	50%
Mike Feuer	D	42	-	Y	-	-	-	-	Y	50%
Mike Gatto	D	43	-	-	-	-	Y	-	Y	50%
Nancy Skinner	D	14	Y	Y	-	-	Y	-	Y	75%
Nathan Fletcher	R	75	-	N	-	-	-	-	Y	0%
Noreen Evans	D	7	-	Y	-	-	-	-	Y	50%
Norma Torres	D	61	-	Y	-	-	-	-	Y	50%
Paul Cook	R	65	-	Y	-	-	-	-	A-N	100%
Paul Fong	D	22	-	Y	-	-	-	-	Y	50%
Pedro Nava	D	35	-	Y	-	-	-	-	Y	50%
Roger Niello	R	5	-	N	-	-	-	-	Y	0%
Sam Blakeslee	R	33	-	Y	-	-	-	-	-	100%
Sandre Swanson	D	16	Y	Y	Y	-	-	-	N	100%
Steve Bradford	D	51	Y	Y	-	-	-	-	Y	67%
Steve Knight	R	36	-	N	-	-	-	-	N	50%
Ted Gaines	R	4	-	N	-	-	A-N	-	N	33%
Ted Lieu	D	53	-	Y	-	-	-	-	N	100%
Tom Ammiano	D	13	Y/Y	Y	Y	-	-	-	Y	80%
Tom Berryhill	R	25	A-N	EA	N	-	-	-	EA	0%
Tom Torlakson	D	11	Y	Y	-	-	Y	-	Y	75%
Tony Mendoza	D	56	-	Y	-	-	A-N	-	Y	33%
V. Manuel Perez	D	80	-	Y	-	-	-	-	N	100%
Van Tran	R	68	-	N	-	-	-	-	N	50%
Warren Furutani	D	55	-	Y	-	-	-	-	Y	50%
Wesley Chesbro	D	1	-	Y	-	-	-	-	Y	50%
Wilmer Amina Carter	D	62	-	Y	-	-	-	-	Y	50%



UDW 2010 Legislative & Budget Report Card



Y – “Yes” Vote

N – “No” Vote

EA – Excused Absence

A-N – Was present in the Assembly that day but abstained or was absent from the Floor or Committee, and is counted as a no vote

“-“ – Member not on the committee

Assembly Committee Vote List

As each bill progresses through the Assembly, it is typically heard in at least one policy committee, consisting of a limited number of Assembly Members, and also in a fiscal committee. The committee must approve by a majority vote any legislation that comes before it in order for it to progress to a floor vote and, ultimately, passage into law. Each committee vote on UDW sponsored bills is recorded in this section.

Assembly Appropriations Committee

This is one of the most important committees in the Legislature. All bills that are judged to appropriate funds, i.e. any bill that has a conceivable cost, must be approved by this committee. Most bills will eventually end up before the Assembly Appropriations Committee.

Assembly Appropriations Committee	Party	District	AB 1763
Alberto Torrico	D	13	Y
Bill Monning	D	58	Y
Charles Calderon	D	45	Y
Chris Norby	R	72	N
Connie Conway	D	39	N
Diane Harkey	R	73	N
Felipe Fuentes	D	43	Y
Ira Ruskin	R	71	Y
Jeff Miller	D	27	N
Jim Nielsen	R	2	N
Joe Coto	D	46	Y
Jose Solorio	D	51	Y
Mike Davis	D	14	Y
Nancy Skinner	D	69	Y
Steve Bradford	R	37	Y
Tom Ammiano	D	13	Y
Tom Torlakson	D	11	Y

Assembly Human Services Committee

This committee oversees bills concerning child welfare services, foster care, adoption assistance, child care, nutrition programs, CalWORKs, Food Stamps, SSI/SSP, developmental disability services, Adult Protective Services, In-home Supportive Services and community care licensing.

Assembly Human Services Committee	Party	District	AB 1763	ACR 151
Anthony Portantino	D	44	-	Y
Dan Logue	R	3	A-N	N
Isadore Hall	D	52	Y	-
Jim Beall	D	24	Y	Y
Sandre Swanson	D	16	Y	Y
Tom Ammiano	D	13	Y	Y
Tom Berryhill	R	25	A-N	N

Assembly Rules Committee

This committee oversees proposed amendments to the rules, and other matters relating to the business of the Legislature.

Assembly Rules Committee	Party	District	ACR 177
Anna Caballero	D	28	Y
Anthony Adams	R	59	Y
Curt Hagman	R	60	A-N
Isadore Hall	D	52	A-N
Jim Silva	R	67	Y
Lori Saldana	D	76	Y
Mike Gatto	D	43	Y
Nancy Skinner	D	14	Y
Ted Gaines	R	4	A-N
Tom Torlakson	D	11	Y
Tony Mendoza	D	56	A-N

Senate Legislative Scorecard

This report is a compilation of votes on UDW's highest priority bills by Senate Member. Each Senator has been scored using: (1) votes taken on the Senate floor and (2) votes taken in policy or fiscal committees. Abstentions are scored in the same manner as

“NO” votes because it takes a majority (and sometimes a super majority) of affirmative votes for legislation to move through the legislative process. We have carefully reviewed the Senate Daily Journal to account for all excused absences to ensure that this scorecard only calculates the actual opportunities that legislators had to vote on our priority bills.

The vote records produce a percentage that represents how often the member voted in favor of UDW priority legislation. Higher scores mean that the Senator has voted with the interests of IHSS providers and recipients. Lower scores, conversely, indicate that the Senator has either not voted for or has voted against IHSS providers and consumers. The list is presented from highest scoring members to lowest.

Senator	Party	District	Votes Cast with UDW	% Votes Cast with UDW
Leland Yee	D	8	5 out of 5	100%
Lou Correa	D	34	3 out of 3	100%
Sam Blakeslee	R	15	3 out of 3	100%
Mark Leno	D	3	4 out of 5	80%
Carol Liu	D	21	3 out of 4	75%
Christine Kehoe	D	39	3 out of 4	75%
Curren Price	D	26	3 out of 4	75%
Darrell Steinberg	D	6	3 out of 4	75%
Elaine Alquist	D	13	3 out of 4	75%
Ellen Corbett	D	10	3 out of 4	75%
Gilbert Cedillo	D	22	3 out of 4	75%
Gloria Romero	D	24	3 out of 4	75%
Lois Wolk	D	5	3 out of 4	75%
Loni Hancock	D	9	3 out of 4	75%
Roderick Wright	D	25	3 out of 4	75%
Alan Lowenthal	D	27	2 out of 3	67%
Alex Padilla	D	20	2 out of 3	67%
Dean Florez	D	16	2 out of 3	67%
Denise Ducheny	D	40	2 out of 3	67%
Fran Pavley	D	23	2 out of 3	67%
Gloria Negrete McLeod	D	32	2 out of 3	67%
Joe Simitian	D	11	2 out of 3	67%
Mark DeSaulnier	D	7	2 out of 3	67%
Ron Calderon	D	30	2 out of 3	67%
Mark Wyland	R	38	2 out of 4	50%
Tom Harman	R	35	1 out of 2	50%
Bill Emmerson	R	37	2 out of 5	40%
Bob Dutton	R	31	1 out of 3	33%
Jeff Denham	R	12	1 out of 3	33%

<i>Senator</i>	<i>Party</i>	<i>District</i>	<i>Votes Cast with UDW</i>	<i>% Votes Cast with UDW</i>
Tony Strickland	R	19	1 out of 3	33%
George Runner	R	17	1 out of 4	25%
Mimi Walters	R	33	1 out of 4	25%
Robert Huff	R	29	1 out of 4	25%
Dave Cogdill	R	14	0 out of 4	0%
Dennis Hollingsworth	R	36	0 out of 3	0%
Roy Ashburn	R	18	0 out of 4	0%
Sam Aanestad	R	4	0 out of 2	0%
Jenny Oropeza	D	28	0 out of 0	N/A
Patricia Wiggins	D	2	0 out of 0	N/A

Senate Comprehensive Vote List

This is a table indicating each vote made by a Senator on UDW priority bills and the key budget bill. This table includes both votes made on the Senate floor and votes made in various policy committees. Because of different committee memberships some members have voted more times than others. These votes are the basis for generating a Senator’s favorable rating. Bills listed in red were opposed by UDW.

<i>Senator</i>	<i>Party</i>	<i>District</i>	AB 1763 Cmte	AB 1763 Floor	ACR 151 Cmte	ACR 151 Floor	ACR 177 Cmte	ACR 177 Floor	AB 1612 Floor	<i>% Votes Cast with UDW</i>
Alan Lowenthal	D	27	-	-	-	Y	-	Y	Y	67%
Alex Padilla	D	20	-	-	-	Y	-	Y	Y	67%
Bill Emmerson	R	37	Y/N	-	-	N	-	Y	Y	40%
Bob Dutton	R	31	-	-	-	N	-	Y	Y	33%
Carol Liu	D	21	Y	-	-	Y	-	Y	Y	75%
Christine Kehoe	D	39	Y	-	-	Y	-	Y	Y	75%
Curren Price	D	26	Y	-	-	Y	-	Y	Y	75%
Darrell Steinberg	D	6	Y	-	-	Y	-	Y	Y	75%
Dave Cogdill	R	14	A-N	-	-	N	-	A-N	Y	0%
Dean Florez	D	16	-	-	-	Y	-	Y	Y	67%
Denise Ducheny	D	40	-	-	-	Y	-	Y	Y	67%
Dennis Hollingsworth	R	36	-	-	-	N	-	N	Y	0%
Elaine Alquist	D	13	Y	-	-	Y	-	Y	Y	75%
Ellen Corbett	D	10	Y	-	-	Y	-	Y	Y	75%
Fran Pavley	D	23	-	-	-	Y	-	Y	Y	67%
George Runner	R	17	A-N	-	-	N	-	A-N	N	25%
Gilbert Cedillo	D	22	Y	-	-	Y	-	Y	Y	75%
Gloria Negrete McLeod	D	32	-	-	-	Y	-	Y	Y	67%
Gloria Romero	D	24	Y	-	-	Y	-	Y	Y	75%



UDW 2010 Legislative & Budget Report Card



Senator	Party	District	AB 1763 Cmte	AB 1763 Floor	ACR 151 Cmte	ACR 151 Floor	ACR 177 Cmte	ACR 177 Floor	AB 1612 Floor	% Votes Cast with UDW
Jeff Denham	R	12	-	-	-	A-N	-	A-N	N	33%
Jenny Oropeza	D	28	-	-	-	EA	-	EA	EA	N/A
Joe Simitian	D	11	-	-	-	Y	-	Y	Y	67%
Leland Yee	D	8	Y/Y	-	-	Y	-	Y	N	100%
Lois Wolk	D	5	Y	-	-	Y	-	Y	Y	75%
Loni Hancock	D	9	Y	-	-	Y	-	Y	Y	75%
Lou Correa	D	34	-	-	-	Y	-	Y	N	100%
Mark DeSaulnier	D	7	-	-	-	Y	-	Y	Y	67%
Mark Leno	D	3	Y/Y	-	-	Y	-	Y	Y	80%
Mark Wyland	R	38	N	-	-	Y	-	A-N	N	50%
Mimi Walters	R	33	N	-	-	N	-	N	N	25%
Patricia Wiggins	D	2	-	-	-	EA	-	EA	EA	N/A
Robert Huff	R	29	N	-	-	N	-	A-N	A-N	25%
Roderick Wright	D	25	Y	-	-	Y	-	Y	Y	75%
Ronald Calderon	D	30	-	-	-	Y	-	Y	Y	67%
Roy Ashburn	R	18	N	-	-	N	-	N	Y	0%
Sam Aanestad	R	4	-	-	-	N	-	N	EA	0%
Sam Blakeslee	R	15	-	-	-	Y	-	Y	N	100%
Tom Harman	R	35	-	-	-	EA	-	Y	Y	50%
Tony Strickland	R	19	-	-	-	A-N	-	A-N	N	33%

Y – “Yes” Vote

N – “No” Vote

EA – Excused Absence

A-N – Was present in the Senate that day but Abstained or was absent from the Floor or Committee, and is counted as a no vote.

“-“ – Member not on the committee

N/A – Member had excused absences during all votes.

Senate Committee Vote List

As each bill progresses through the Senate it is typically heard in at least one policy committee, consisting of a limited number of Senators, and also in a fiscal committee. The committee must approve by a majority vote any legislation that comes before it in order for it to progress to a floor vote and, ultimately, passage into law. Each committee vote on UDW priority bills is recorded in this section.

Senate Appropriations Committee

This is one of the most important committees in the Legislature. All bills that are judged to appropriate funds, i.e. any bill that has a conceivable cost, must be

approved by this committee. Most bills will eventually end up before the Senate Appropriations Committee.

Senate Appropriations Committee	Party	District	AB 1763
Bill Emmerson	R	37	N
Christine Kehoe	D	39	Y
Curren Price	D	26	Y
Elaine Alquist	D	13	Y
Ellen Corbett	D	10	Y
Leland Yee	D	8	Y
Lois Wolk	D	5	Y
Mark Leno	D	3	Y
Mark Wyland	R	38	N
Mimi Walters	R	33	N
Roy Ashburn	R	18	N

Senate Human Services Committee

This committee oversees bills concerning child welfare services, foster care, adoption assistance, child care, nutrition programs, CalWORKs, Food Stamps, SSI/SSP, developmental disability services, Adult Protective Services, In-home Supportive Services and community care licensing.

Senate Human Services Committee	Party	District	AB 1763
Bill Emmerson	R	37	Y
Carol Liu	D	21	Y
George Runner	R	17	A-N
Gloria Romero	D	24	Y
Leland Yee	D	8	Y

Senate Public Safety Committee

This committee oversees bills concerning the Evidence Code, relating to criminal procedure, the Penal Code, Statutes of a penal nature not related closely to a subject included in another subdivision of this rule, and bills relating to the Youth and Adult Corrections Agency.

Senate Public Safety Committee	Party	District	AB 1763
Darrell Steinberg	D	6	Y
Dave Cogdill	R	14	A-N
Gilbert Cedillo	D	22	Y
Loni Hancock	D	9	Y
Mark Leno	D	3	Y
Robert Huff	R	29	N
Roderick Wright	D	25	Y

Senate Member by County[#]
UDW counties are listed in **green**

Senate Member	District Number	County
Cox, Dave (R)**	01	Alpine, Amador, Calaveras, El Dorado , Lassen, Modoc, Mono, Plumas, Sierra, Nevada, Placer and Sacramento
Wiggins, Patricia (D)*	02	Humboldt, Lake, Mendocino, Napa, Solano & Sonoma
Leno, Mark (D)	03	Marin, San Francisco, Sonoma
Aanestad, Sam (R)*	04	Butte , Colusa, Del Norte, Glenn, Nevada, Placer , Shasta, Siskiyou, Sutter, Tehama, Trinity, Yuba
Wolk, Lois (D)	05	San Joaquin, Solano, Yolo, Sacramento
Steinberg, Darrell (D)	06	Sacramento
DeSaulnier, Mark (D)	07	Contra Costa
Yee, Leland Ph. D.(D)	08	San Francisco, San Mateo
Hancock, Loni (D)	09	Alameda, Contra Costa
Corbett, Ellen (D)	10	Alameda, Santa Clara
Simitian, Joe (D)	11	Santa Clara, San Mateo, Santa Cruz
Denham, Jeff (R)*	12	Stanislaus , Merced , Madera, San Benito, Monterey
Alquist, Elaine Kontominas (D)	13	Santa Clara
Cogdill, Dave (R)**	14	Fresno, Madera, Mariposa, San Joaquin, Stanislaus , Tuolumne
Blakeslee, Sam (R)	15	Monterey, San Luis Obispo , Santa Barbara , Santa Clara, Santa Cruz
Florez, Dean (D)*	16	Fresno, Kern , Kings, Tulare
Runner, George (R)*	17	Los Angeles, San Bernardino, Ventura, Kern

[#] As of November 2010

* Vacated this position as of December 6, 2010

** No longer serving in this position

Senate Member	District Number	County
Ashburn, Roy (R)*	18	Kern , Tulare, Inyo, San Bernardino
Strickland, Tony (R)	19	Los Angeles, Ventura, Santa Barbara
Padilla, Alex (D)	20	Los Angeles
Liu, Carol (D)	21	Los Angeles
Cedillo, Gilbert (D)*	22	Los Angeles
Pavley, Fran (D)	23	Los Angeles, Ventura
Romero, Gloria (D)*	24	Los Angeles
Wright, Roderick D. (D)	25	Los Angeles
Price, Curren (D)	26	Los Angeles
Lowenthal, Alan (D)	27	Los Angeles
Oropeza, Jenny (D)**	28	Los Angeles
Huff, Bob (R)	29	Los Angeles, Orange , San Bernardino
Calderon, Ron S. (D)	30	Los Angeles
Dutton, Bob (R)	31	San Bernardino, Riverside
Negrete McLeod, Gloria (D)	32	Los Angeles, San Bernardino
Walters, Mimi (R)	33	Orange
Correa, Lou (D)	34	Orange
Harman, Tom (R)	35	Orange
Hollingsworth, Dennis (R)*	36	Riverside, San Diego
Emmerson, Bill (R)	37	Riverside
Wyland, Mark (R)	38	Orange, San Diego
Kehoe, Christine (D)	39	San Diego
Ducheny, Denise Moreno (D)*	40	San Diego, Riverside , Imperial

Assembly Member by County[#]
UDW counties are listed in **green**

Assembly Member	District Number	County
Chesbro, Wesley (D)	01	Del Norte, Humboldt, Lake, Mendocino, Sonoma, Trinity
Nielsen, Jim (R)	02	Butte , Colusa, Glenn, Modoc, Shasta, Siskiyou, Sutter, Tehama, Yolo
Logue, Dan (R)	03	Butte , Lassen, Nevada, Placer , Plumas, Sierra, Yuba
Gaines, Ted (R)	04	Alpine, Ei Dorado, Placer , Sacramento
Niello, Roger (R)*	05	Sacramento, Placer
Huffman, Jared (D)	06	Marin, Sonoma
Evans, Noreen (D)*	07	Napa, Solano, Sonoma

[#] As of November 2010

* Vacated this position as of December 6, 2010

** No longer serving in this position

Assembly Member	District Number	County
Yamada, Mariko (D)	08	Solano, Yolo
Jones, Dave (D)*	09	Sacramento
Huber, Alyson (D)	10	El Dorado, Amador, Sacramento, San Joaquin
Torlakson, Tom (D)*	11	Contra Costa
Ma, Fiona (D)	12	San Francisco, San Mateo
Ammiano, Tom (D)	13	San Francisco
Skinner, Nancy (D)	14	Contra Costa, Alameda
Buchanan, Joan (D)	15	Alameda, Contra Costa, Sacramento, San Joaquin
Swanson, Sandré (D)	16	Alameda
Galgiani, Cathleen (D)	17	Merced, San Joaquin, Stanislaus
Hayashi, Mary (D)	18	Alameda
Hill, Jerry (D)	19	San Mateo
Torrico, Alberto (D)*	20	Alameda, Santa Clara
Ruskin, Ira (D)*	21	San Mateo, Santa Clara
Fong, Paul (D)	22	Santa Clara
Coto, Joe (D)*	23	Santa Clara
Beall, Jim Jr. (D)	24	Santa Clara
Berryhill, Tom (R)*	25	Calaveras, Madera, Mariposa, Mono, Stanislaus, Tuolumne
Berryhill, Bill (R)	26	San Joaquin, Stanislaus
Monning, Bill (D)	27	Monterey, Santa Clara, Santa Cruz
Caballero, Anna Marie (D)	28	Monterey, San Benito, Santa Clara, Santa Cruz
Villines, Mike (R)*	29	Fresno, Madera, Tulare
Gilmore, Danny D. (R)*	30	Fresno, Kern, Kings, Tulare
Arambula, Juan (I)*	31	Fresno, Tulare
Fuller, Jean (R)*	32	Kern, San Bernardino
Blakeslee, Sam (R)**	33	San Luis Obispo, Santa Barbara
Conway, Connie (R)	34	Inyo, Kern, San Bernardino, Tulare
Nava, Pedro (D)*	35	Santa Barbara, Ventura
Knight, Steve (R)	36	Los Angeles, San Bernardino
Strickland, Audra (R)*	37	Kern, Los Angeles, Ventura
Smyth, Cameron (R)	38	Los Angeles, Ventura
Fuentes, Felipe (D)	39	Los Angeles
Blumenfield, Robert (D)	40	Los Angeles
Brownley, Julia (D)	41	Los Angeles, Ventura
Feuer, Mike (D)	42	Los Angeles
Gatto, Mike (D)	43	Los Angeles
Portantino, Anthony (D)	44	Los Angeles
de Leon, Kevin (D)*	45	Los Angeles
Pérez, John A. (D)	46	Los Angeles



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Assembly Member	District Number	County
Bass, Karen (D)*	47	Los Angeles
Davis, Mike (D)	48	Los Angeles
Eng, Mike (D)	49	Los Angeles
De La Torre, Hector (D)*	50	Los Angeles
Bradford, Steven (D)	51	Los Angeles
Hall, Isadore III (D)	52	Los Angeles
Lieu, Ted W. (D)*	53	Los Angeles
Lowenthal, Bonnie (D)	54	Los Angeles
Furutani, Warren (D)	55	Los Angeles
Mendoza, Tony (D)	56	Los Angeles, Orange
Hernandez, Ed O.D. (D)*	57	Los Angeles
Calderon, Charles (D)	58	Los Angeles
Adams, Anthony (R)*	59	Los Angeles, San Bernardino
Hagman, Curt (R)	60	Los Angeles, Orange , San Bernardino
Torres, Norma J. (D)	61	Los Angeles, San Bernardino
Carter, Wilmer Amina (D)	62	San Bernardino
Emmerson, Bill (R)**	63	San Bernardino, Riverside
Nestande, Brian (R)	64	Riverside
Cook, Paul (R)	65	Riverside , San Bernardino
Jeffries, Kevin (R)	66	Riverside , San Diego
Silva, Jim (R)	67	Orange
Tran, Van (R)*	68	Orange
Solorio, Jose (D)	69	Orange
DeVore, Chuck (R)*	70	Orange
Miller, Jeff (R)	71	Orange , Riverside
Norby, Chris (R)	72	Orange
Harkey, Diane L. (R)	73	Orange , San Diego
Garrick, Martin (R)	74	San Diego
Fletcher, Nathan (R)	75	San Diego
Saldaña, Lori (D)*	76	San Diego
Anderson, Joel (R)*	77	San Diego
Block, Marty (D)	78	San Diego
Salas, Mary (D)	79	San Diego
Pérez, V. Manuel (D)	80	Imperial, Riverside