State of California
Health and Human Services Agency
Department of Community Services and Development

LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM (LIHEAP) STATE PLAN APPLICATION

ABBREVIATED MODEL PLAN
FISCAL YEAR (FY) 2008
October 1, 2007 – September 30, 2008

Submitted to:
U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES
ADMINISTRATION FOR CHILDREN AND FAMILIES
OFFICE OF COMMUNITY SERVICES
WASHINGTON, DC 20447

ARNOLD SCHWARZENEGGER
Governor

FRED AGUIAR
Cabinet Secretary, Governor's Office

KIMBERLY BELSHÉ
Secretary, California Health and Human Services Agency

LLOYD THRONE
Director, Department of Community Services and Development

DEPARTMENT OF COMMUNITY SERVICES AND DEVELOPMENT
700 North 10th Street, Room 258
Sacramento, CA 95814-0338
(916) 341-4200
(916) 341-4203 (FAX)
(916) 327-6318 (TDD)

August 31, 2007

Mr. Nick St. Angelo, Director
Division of Energy Assistance
Office of Community Services/ACF/HHS
370 L'Enfant Promenade, S.W.
Washington, D.C. 20447

Dear Mr. St. Angelo:

Enclosed is the State of California's Low-income Home Energy Assistance Program (LIHEAP) Abbreviated State Plan Application for Federal Fiscal Year 2008 and the LIHEAP Household Report for Federal Fiscal Year 2007.

Pursuant to Title XXVI of the Omnibus Budget Reconciliation Act of 1981, as amended, I certify that the Department of Community Services and Development (CSD) will comply with the sixteen federal assurances. A delegation letter from Governor Schwarzenegger is enclosed.

On August 23, 2007, CSD conducted a public hearing on the proposed LIHEAP Abbreviated State Plan Application, as required by federal law. No public testimony was presented; however, written comments were received. Enclosed are the written comments received and CSD's responses.

Sincerely,

Wendy Thorne for

LLOYD THORNE
Director

Enclosures

GOVERNOR ARNOLD SCHWARZENEGGER

September 7, 2006

Mr. David Waltzman
Energy Project Specialist
U.S. Department of Energy
Golden Field Office
1617 Cole Boulevard
Golden, Colorado 80401

Dear Mr. Waltzman,

Pursuant to 42 U.S.C. 9908(a)(1) and Title 45, Part 96.10(b) of the Code of Federal Regulations, I hereby delegate signature authority to Lloyd Throne, Director of the State of California's Department of Community Services and Development, and his successor, for the purposes of submitting the application and certifying compliance with federal assurances relating to the Community Services Block Grant (CSBG), which may include the Community Food and Nutrition Program (CFNP), and Low-Income Home Energy Assistance Program (LIHEAP).

Thank you for your attention to this matter.

Sincerely,

Arnold Schwarzenegger

ATTACHMENT 4

LOW INCOME HOME ENERGY ASSISTANCE PROGRAM (LIHEAP)

ABBREVIATED MODEL PLAN

PUBLIC LAW 97-35, AS AMENDED

FISCAL YEAR (FY) 2008

GRANTEE State of California, Department of Community Services and Development

EIN: 1-94-60001347-K4

ADDRESS P.O. Box 1947

Sacramento, CA 95812-1947

NAME OF LIHEAP COORDINATOR Lloyd Throne

EMAIL: LThrone@csd.ca.gov

TELEPHONE: (916) 341-4300 FAX: (916) 327-3153

LAST DETAILED MODEL PLAN FILED: FY 2007

PLEASE CHECK ONE: TRIBE ____ STATE X INSULAR AREA ____

Department of Health and Human Services
Administration for Children and Families
Office of Community Services
Washington, D.C. 20447

August 1987, revised 05/92, 02/95, 03/96, 12/98, 11/01
OMB Approval No. 0970-0075, Expiration Date: 10/31/2008

THE PAPERWORK REDUCTION ACT OF 1995 (Pub. L. 104-13)
Use of this model plan is optional. However, the information requested is required in order to receive a Low Income Home Energy Assistance Program (LIHEAP) grant in years in which a grantee is not required to use the detailed model plan. Public reporting burden for this collection of information is estimated to average 20 minutes per response, including the time for reviewing instructions, gathering and maintaining the data needed, and reviewing the collection of information. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

Assurances

The Department of Community Services and Development agrees to:
(Grantee Name)

(1) use the funds available under this title to--

(A) conduct outreach activities and provide assistance to low income households in meeting their home energy costs, particularly those with the lowest incomes that pay a high proportion of household income for home energy, consistent with paragraph (5);

(B) intervene in energy crisis situations;

(C) provide low-cost residential weatherization and other cost-effective energy-related home repair; and

(D) plan, develop, and administer the State's program under this title including leveraging programs,

and the State agrees not to use such funds for any purposes other than those specified in this title;

(2) make payments under this title only with respect to--

(A) households in which one or more individuals are receiving--

(i) assistance under the State program funded under part A of title IV of the Social Security Act;

(ii) supplemental security income payments under title XVI of the Social Security Act;

(iii) food stamps under the Food Stamp Act of 1977; or

(iv) payments under section 415, 521, 541, or 542 of title 38, United States Code, or under section 306 of the Veterans' and Survivors' Pension Improvement Act of 1978; or

(B) households with incomes which do not exceed the greater of—

(i) an amount equal to 150 percent of the poverty level for such State; or

(ii) an amount equal to 60 percent of the State median income;

except that a State may not exclude a household from eligibility in a fiscal year solely on the basis of household income if such income is less than 110 percent of the poverty level for such State; but the State may give priority to those households with the highest home energy costs or needs in relation to household income.

(3) conduct outreach activities designed to assure that eligible households, especially households with elderly individuals or disabled individuals, or both, and households with high home energy burdens, are made aware of the assistance available under this title, and any similar energy-related assistance available under subtitle B of title VI (relating to community services block grant program) or under any other provision of law which carries out programs which were administered under the Economic Opportunity Act of 1964 before the date of the enactment of this Act;

(4) coordinate its activities under this title with similar and related programs administered by the Federal Government and such State, particularly low-income energy-related programs under subtitle B of title VI (relating to community services block grant program), under the supplemental security income program, under part A of title IV of the Social Security Act, under title XX of the Social Security Act, under the low-income weatherization assistance program under title IV of the Energy Conservation and Production Act, or under any other provision of law which carries out programs which were administered under the Economic Opportunity Act of 1964 before the date of the enactment of this Act;

(5) provide, in a timely manner, that the highest level of assistance will be furnished to those households which have the lowest incomes and the highest energy costs or needs in relation to income, taking into account family size, except that the State may not differentiate in implementing this section between the households described in clauses 2(A) and 2(B) of this subsection;

(6) to the extent it is necessary to designate local administrative agencies in order to carry out the purposes of this title, to give special consideration, in the designation of such agencies, to any local public or private nonprofit agency which was receiving Federal funds under any low-income energy assistance program or weatherization program under the Economic Opportunity Act of 1964 or any other provision of law on the day before the date of the enactment of this Act, except that--

(A) the State shall, before giving such special consideration, determine that the agency involved meets program and fiscal requirements established by the State; and

(B) if there is no such agency because of any change in the assistance furnished to programs for economically disadvantaged persons, then the State shall give special consideration in the designation of local administrative agencies to any successor agency which is operated in substantially the same manner as the predecessor agency which did receive funds for the fiscal year preceding the fiscal year for which the determination is made;

(7) if the State chooses to pay home energy suppliers directly, establish procedures to --

(A) notify each participating household of the amount of assistance paid on its behalf;

(B) assure that the home energy supplier will charge the eligible household, in the normal billing process, the difference between the actual cost of the home energy and the amount of the payment made by the State under this title;

(C) assure that the home energy supplier will provide assurances that any agreement entered into with a home energy supplier under this paragraph will contain provisions to assure that no household receiving assistance under this title will be treated adversely because of such assistance under applicable provisions of State law or public regulatory requirements; and

(D) ensure that the provision of vendored payments remains at the option of the State in consultation with local grantees and may be contingent on unregulated vendors taking appropriate measures to alleviate the energy burdens of eligible households, including providing for agreements between suppliers and individuals eligible for benefits under this Act that seek to reduce home energy costs, minimize the risks of home energy crisis, and encourage regular payments by individuals receiving financial assistance for home energy costs;

(8) provide assurances that,

(A) the State will not exclude households described in clause (2)(B) of this subsection from receiving home energy assistance benefits under clause (2), and

(B) the State will treat owners and renters equitably under the program assisted under this title;

(9) provide that--

(A) the State may use for planning and administering the use of funds under this title an amount not to exceed 10 percent of the funds payable to such State under this title for a fiscal year and not transferred pursuant to section 2604(f) for use under another block grant; and

(B) the State will pay from non-Federal sources the remaining costs of planning and administering the program assisted under this title and will not use Federal funds for such remaining cost (except for the costs of the activities described in paragraph (16));

(10) provide that such fiscal control and fund accounting procedures will be established as may be necessary to assure the proper disbursal of and accounting for Federal funds paid to the State under this title, including procedures for monitoring the assistance provided under this title, and provide that the State will comply with the provisions of chapter 75 of title 31, United States Code (commonly known as the "Single Audit Act");

(11) permit and cooperate with Federal investigations undertaken in accordance with section 2608;

(12) provide for timely and meaningful public participation in the development of the plan described in subsection (c);

(13) provide an opportunity for a fair administrative hearing to individuals whose claims for assistance under the plan described in subsection (c) are denied or are not acted upon with reasonable promptness; and

(14) cooperate with the Secretary with respect to data collecting and reporting under section 2610.

(15)* beginning in fiscal year 1992, provide, in addition to such services as may be offered by State Departments of Public Welfare at the local level, outreach and intake functions for crisis situations and heating and cooling assistance that is administered by additional State and local governmental entities or community-based organizations (such as community action agencies, area agencies on aging and not-for-profit neighborhood-based organizations), and in States where such organizations do not administer functions as of September 30, 1991, preference in awarding grants or contracts for intake services shall be provided to those agencies that administer the low-income weatherization or energy crisis intervention programs.

*** This assurance is applicable only to States, and to territories whose annual regular LIHEAP allotments exceed $200,000. Territories with annual allotments of $200,000 or less and Indian tribes/tribal organizations are not subject to Assurance 15.**

(16) use up to 5 percent of such funds, at its option, to provide services that encourage and enable households to reduce their home energy needs and thereby the need for energy assistance, including needs assessments, counseling, and assistance with energy vendors, and report to the Secretary concerning the impact of such activities on the number of households served, the level of direct benefits provided to those households, and the number of households that remain unserved.

GRANTEE: Department of Community Services and Development FFY 2008

Certification to the Assurances: As Chief Executive Officer, I agree to comply with the sixteen assurances contained in Title XXVI of the Omnibus Budget Reconciliation Act of 1981, as amended.* By signing these assurances, I also agree to abide by the standard assurances on lobbying, debarment and suspension, and a drug-free workplace.

Signature of the Tribal or Board Chairperson or Chief Executive Officer of the State or Territory.**

Signature: Mandy Mohl for Lloyd Throne

Title: Director

Date: August 31, 2007

*** Indian tribes/tribal organizations, and territories with annual regular LIHEAP allotments of $200,000 or less, are not subject to assurance 15, and thus must only certify to 15 assurances.**

**** If a person other than the Chief Executive Officer of the State or territory, or Tribal Chairperson or Board Chairperson of a tribal organization, is signing the certification to the assurances, a letter must be submitted delegating such authority. (PLEASE ATTACH DELEGATION AUTHORITY.) The delegation must include authority to sign the assurances, not just to administer the program.**

***** HHS needs the EIN (Entity Identification Number) of the State, territory or Tribal agency that is to receive the grant funds before it can issue the grant.**

In the above assurances which are quoted from the law, "State" means the 50 States, the District of Columbia, an Indian Tribe or Tribal Organization, or a Territory; "title" of the Act refers to Title XXVI of the Omnibus Budget Reconciliation Act of 1981 (OBRA), as amended, the "Low Income Home Energy Assistance Act"; "section" means Section 2605 of OBRA; and, "subsection" refers to Section 2605(b) of OBRA.

Modified LIHEAP FY 2008 Application

Please list all changes made from your most recent detailed plan.

Page	Subject	Modification
7	Crisis Assistance	The detailed 2007 State Plan reflected 32.54% in crisis assistance. The allocation for this state plan is 32.31%

Please specify whether you are using calendar year 2007 poverty level **or** FY 2008 median income estimates in determining eligibility:

2007 poverty level _____%

OR

FY 2008 median income 60 %

Please describe how you obtained public participation in the development of your 2008 plan. (For States, please also provide information on your public hearings.):

A public hearing will be conducted on August 23, 2007 at 10:00 a.m., at the Department of Community Services and Development (CSD, 700 North Tenth Street, Bado Conference Room, Sacramento, CA 95811.

The draft 2008 Abbreviated State Plan Application will be posted on the CSD website and a copy will be mailed to all of CSD's LIHEAP Service Providers by August 1, 2007 with an accompanying cover letter announcing the date, time and location of the public hearing. Public Notices will be published in several newspapers in the north, central, and southern parts of the state. Publication of these notices will be posted at least ten days prior to August 23, 2007. The public will be given at least 30 days to review and offer comments prior to the public hearing.

No comments were received from the LIHEAP Service Providers. Written Comments were received from the public as noted on ATTACHMENT ONE.

Date Carryover and Reallotment report submitted: July 3, 2007

ADDITIONAL CERTIFICATIONS AND REQUIREMENTS

Attached are additional certifications required as follows:

* Lobbying certification, which must be filed by all States and territories. If applicable, Form LLL, which discloses lobbying payments, must be submitted. **(Tribes and tribal organizations are EXEMPT.)**

* Debarment and suspension certification, which must be filed by all grantees.

* Drug-free workplace requirement certification, which must be filed by all grantees, unless the grantee has filed a statewide certification with the Department of Health and Human Services. **STATES ONLY:** If you have filed a statewide certification for the drug-free workplace requirement, please check here:_____

* One of the requirements included in the 1994 reauthorization of the statute is that grantees must include in their annual application for funds a report on the number and income levels of households applying for and receiving LIHEAP assistance, and on the number of recipient households that have members who are elderly, disabled, or young children.

  All Tribes and those territories with allotments of less than $200,000 need only submit data on the number of households served by each component (heating, cooling, weatherization and crisis). The approval for the collection of information contained in the **LIHEAP Household Report** is covered by OMB approval number 0970-0060.

* Though not a part of this application, the report on funds to be carried over or available for reallotment as required by section 2607(a) for the preceding year must be submitted by August 1 of each year. A grant award for the current fiscal year may not be made until the carryover/reallotment report is received. The approval for the collection of information contained in the **LIHEAP Carryover and Reallotment Report** is covered by OMB approval number 0970-0106.

CERTIFICATION REGARDING LOBBYING

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than $10,000 and not more than $100,000 for each such failure.

Statement for Loan Guarantees and Loan Insurance

The undersigned states, to the best of his or her knowledge and belief, that:

If any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions. Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement shall be subject to a civil penalty of not less than $10,000 and not more than $100,000 for each such failure.

Signature

Director

Title

Department of Community Services and Development

Organization

CERTIFICATION REGARDING DEBARMENT, SUSPENSION AND OTHER RESPONSIBILITY MATTERS

Certification Regarding Debarment, Suspension, and Other Responsibility Matters--Primary Covered Transactions

Instructions for Certification

1. By signing and submitting this proposal, the prospective primary participant is providing the certification set out below.

2. The inability of a person to provide the certification required below will not necessarily result in denial of participation in this covered transaction. The prospective participant shall submit an explanation of why it cannot provide the certification set out below. The certification or explanation will be considered in connection with the department or agency's determination whether to enter into this transaction. However, failure of the prospective primary participant to furnish a certification or an explanation shall disqualify such person from participation in this transaction.

3. The certification in this clause is a material representation of fact upon which reliance was placed when the department or agency determined to enter into this transaction. If it is later determined that the prospective primary participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.

4. The prospective primary participant shall provide immediate written notice to the department or agency to which this proposal is submitted if at any time the prospective primary participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.

5. The terms covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded, as used in this clause, have the meanings set out in the Definitions and Coverage sections of the rules implementing Executive Order 12549. You may contact the department or agency to which this proposal is being submitted for assistance in obtaining a copy of those regulations.

6. The prospective primary participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency entering into this transaction.

7. The prospective primary participant further agrees by submitting this proposal that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transaction," provided by the department or agency entering into this covered transaction, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.

8. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the List of Parties Excluded from Federal Procurement and Nonprocurement Programs.

9. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

10. Except for transactions authorized under paragraph 6 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.

****

Certification Regarding Debarment, Suspension, and Other Responsibility Matters--Primary Covered Transactions

(1) The prospective primary participant certifies to the best of its knowledge and belief, that it and its principals:

(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded by any Federal department or agency;

(b) Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

(c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and

(d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State or local) terminated for cause or default.

(2) Where the prospective primary participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion—Lower Tier Covered Transactions

Instructions for Certification

1. By signing and submitting this proposal, the prospective lower tier participant is providing the certification set out below.

2. The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

3. The prospective lower tier participant shall provide immediate written notice to the person to which this proposal is submitted if at any time the prospective lower tier participant learns that its certification was erroneous when submitted or had become erroneous by reason of changed circumstances.

4. The terms covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded, as used in this clause, have the meaning set out in the Definitions and Coverage sections of rules implementing Executive Order 12549. You may contact the person to which this proposal is submitted for assistance in obtaining a copy of those regulations.

5. The prospective lower tier participant agrees by submitting this proposal that, [[Page 33043]] should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated.

6. The prospective lower tier participant further agrees by submitting this proposal that it will include this clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transaction," without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.

7. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from covered transactions, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the List of

Parties Excluded from Federal Procurement and Nonprocurement Programs.

8. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

9. Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

****

Certification Regarding Debarment, Suspension, Ineligibility an Voluntary Exclusion–Lower Tier Covered Transactions

(1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

(2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.

CERTIFICATION REGARDING DRUG-FREE WORKPLACE REQUIREMENTS

This certification is required by the regulations implementing the Drug-Free Workplace Act of 1988: 45 CFR Part 76, Subpart, F. Sections 76.630(c) and (d)(2) and 76.645(a)(1) and (b) provide that a Federal agency may designate a central receipt point for STATE-WIDE AND STATE AGENCY-WIDE certifications, and for notification of criminal drug convictions. For the Department of Health and Human Services, the central pint is: Division of Grants Management and Oversight, Office of Management and Acquisition, Department of Health and Human Services, Room 517-D, 200 Independence Avenue, SW Washington, DC 20201.

Certification Regarding Drug-Free Workplace Requirements (Instructions for Certification)

1. By signing and/or submitting this application or grant agreement, the grantee is providing the certification set out below.

2. The certification set out below is a material representation of fact upon which reliance is placed when the agency awards the grant. If it is later determined that the grantee knowingly rendered a false certification, or otherwise violates the requirements of the Drug-Free Workplace Act, the agency, in addition to any other remedies available to the Federal Government, may take action authorized under the Drug-Free Workplace Act.

3. For grantees other than individuals, Alternate I applies.

4. For grantees who are individuals, Alternate II applies.

5. Workplaces under grants, for grantees other than individuals, need not be identified on the certification. If known, they may be identified in the grant application. If the grantee does not identify the workplaces at the time of application, or upon award, if there is no application, the grantee must keep the identity of the workplace(s) on file in its office and make the information available for Federal inspection. Failure to identify all known workplaces constitutes a violation of the grantee's drug-free workplace requirements.

6. Workplace identifications must include the actual address of buildings (or parts of buildings) or other sites where work under the grant takes place. Categorical descriptions may be used (e.g., all vehicles of a mass transit authority or State highway department while in operation, State employees in each local unemployment office, performers in concert halls or radio studios).

7. If the workplace identified to the agency changes during the performance of the grant, the grantee shall inform the agency of the change(s), if it previously identified the workplaces in question (see paragraph five).

8. Definitions of terms in the Nonprocurement Suspension and Debarment common rule and Drug-Free Workplace common rule apply to this certification. Grantees' attention is called, in particular, to the following definitions from these rules:

Controlled substance means a controlled substance in Schedules I through V of the Controlled Substances Act (21 U.S.C. 812) and as further defined by regulation (21 CFR 1308.11 through 1308.15);

Conviction means a finding of guilt (including a plea of nolo contendere) or imposition of sentence, or both, by any judicial body charged with the responsibility to determine violations of the Federal or State criminal drug statutes;

Criminal drug statute means a Federal or non-Federal criminal statute involving the manufacture, distribution, dispensing, use, or possession of any controlled substance;

Employee means the employee of a grantee directly engaged in the performance of work under a grant, including: (i) All direct charge employees; (ii) All indirect charge employees unless their impact or involvement is insignificant to the performance of the grant; and, (iii) Temporary personnel and consultants who are directly engaged in the performance of work under the grant and who are on the grantee's payroll. This definition does not include workers not on the payroll of the grantee (e.g., volunteers, even if used to meet a matching requirement; consultants or independent contractors not on the grantee's payroll; or employees of subrecipients or subcontractors in covered workplaces).

Certification Regarding Drug-Free Workplace Requirements

Alternate I. (Grantees Other Than Individuals)

The grantee certifies that it will or will continue to provide a drug-free workplace by:

(a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;

(b) Establishing an ongoing drug-free awareness program to inform employees about –

(1)The dangers of drug abuse in the workplace;

(2) The grantee's policy of maintaining a drug-free workplace;

(3) Any available drug counseling, rehabilitation, and employee assistance programs; and

(4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;

c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (a);

(d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will –

(1) Abide by the terms of the statement; and

(2) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;

(e) Notifying the agency in writing, within ten calendar days after receiving notice under paragraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer or other designee on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;

(f) Taking one of the following actions, within 30 calendar days of receiving notice under paragraph (d)(2), with respect to any employee who is so convicted –

(1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or

(2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;

(g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e) and (f).

(B) The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant:

Place of Performance (Street address, city, county, state, zip code)

Community Services and Development, 700 North 10th Street, Sacramento, CA 95814- AND All Contractors Statewide

Check if there are workplaces on file that are not identified here.

Alternate II. (Grantees Who Are Individuals)

(a) The grantee certifies that, as a condition of the grant, he or she will not engage in the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance in conducting any activity with the grant;

(b) If convicted of a criminal drug offense resulting from a violation occurring during the conduct of any grant activity, he or she will report the conviction, in writing, within 10 calendar days of the conviction, to every grant officer or other designee, unless the Federal agency designates a central point for the receipt of such notices. When notice is made to such a central point, it shall include the identification number(s) of each affected grant.

[55 FR 21690, 21702, May 25, 1990]

ATTACHMENT ONE: PUBLIC HEARING COMMENTS AND RESPONSES

The following written comments were received by: Kim Thomas, MSW Executive Director Children's Network of Solano County	
Comment Regarding Assurance (1)(A): **What funded outreach activities are taking place in Solano County and who is providing them? What documentation does the Department require regarding the existence and effectiveness of outreach activities?**	**Response:** The Department of Community Services and Development (CSD) requires that its network of forty-five LIHEAP service providers (service providers) perform appropriate outreach activities to ensure that households in the service area are informed on the availability of LIHEAP program services. In accordance with federal law, CSD allocates 5% of the total LIHEAP allocation to fund local service area outreach and program marketing efforts activities. Government Code Sections 16366.35 and 16367.5, grant maximum flexibility to the counties in administering the LIHEAP block grant. Accordingly, CSD defers to local LIHEAP Service Providers the discretion to decide on the best use of LIHEAP funds to carryout the delivery of service provisions, including outreach within the assigned services area. Annually, services providers submit a plan outlining locally determined program and service delivery plans to CSD for review and approval. Each plan represents the specific type of outreach activities and efforts to be undertaken by the local service provider. CSD uses this planning information to monitor the allowability of outreach expenditures in accordance with the local plan, program law and regulations, and applicable OMB requirements.

	For Solano County, CSD contracts with a community-based nonprofit organization known as North Coast Energy Services (NCES) to deliver all LIHEAP program services within its service territory, which includes Lake, Mendocino, Napa, Solano, Sonoma, and Yolo Counties. Outreach activities conducted in Solano county include informing low-income applicants of the availability of all types of LIHEAP assistance at application intake for other low-income programs, meeting annually to educate the local Solano county and community organizations on funding levels and program changes that impact services to the community, participating in community events, providing blank application forms at community organizations to facilitate services to needy households, and coordination with local area utility companies to further promote awareness to available LIHEAP services and partnerships with utility company offered services and programs. NCES provides direct outreach services and has an established referral system with local county programs and senior centers.
Comment Regarding Assurance 2(B)(ii): **What provisions are made for the equitable distribution of these funds? How are the funds available in each county determined, and how are the available funds distributed equitable among eligible families? Is "first come, first serve" considered an equitable way of doing business? Are amounts of assistance capped in a manner that allows for a reasonable level of assistance to be made available to the maximum number of households in need? If not why not.**	**Response:** CSD receives an annual federal fiscal award of LIHEAP funding from the U.S. Department of Health and Human Services that varies in amount from year to year. In accordance with California Code of Regulations, Title 22, Section 100830, CSD utilizes a distribution formula to distribute the LIHEAP funding statewide based on service area, including: the number of low income population at 125% of the federal poverty guidelines; climatic weather or more specifically the number of heating and cooling degree days within the county; and the residential energy costs for natural gas, electricity, and wood/propane/oil heating fuels Solano County is allotted its' annual allocation in accordance with the distribution formula mentioned above. CSD's information over the last three years indicates that the entire allocation dedicated for Solano County was

	used to provide LIHEAP benefits to eligible households within that county. Please note that assurance 2(b)(ii) addresses eligibility of beneficiaries and does not mandate the equitable distribution of funds in the manner suggested by this comment. Even so, LIHEAP service providers in California are required to develop a priority plan based on the needs within their community to target services to households with the highest energy burden, lowest income, and households with a member of the vulnerable population (elderly, disabled, young children), and other agency defined populations that may include: households whose members have a life-threatening emergencies; migrant farm workers; and American Indians. For non-emergency utility assistance for natural gas and electric energy sources, CSD sets benefit amounts for each service area using a formula that factors: household size, income, county cost of energy (i.e., natural gas and electricity), and a monthly benefit factor. The use of the benefit formula provides a utility subsidy benefit that is consistent and gives priority to those households with the highest home energy costs or needs in relation to household income. Utility assistance benefits for clients using wood, propane, and oil heating fuels are set at the discretion of the LIHEAP service provider. Under the emergency utility assistance program, also known as Fast Track, service providers have the flexibility of determining the amount of assistance to resolve the crisis situation. Federal law mandates that emergency assistance be provided from January 1 through March 15 out of recognition of a greater need in cold weather months. Most service providers in California experienced a high demand for emergency assistance in January 2007 due to cold temperatures, resulting in the accelerated expenditure of available utility assistance funding.

Comment Regarding Assurance (3):	Response:
What evidence does the department require that funded outreach activities include this information what are the "similar energy related assistance" programs available to Solano County and how can we access them?	CSD requires that its LIHEAP service providers perform appropriate outreach activities to ensure that households in the service area are informed about all LIHEAP program services, including emergency and non-emergency services as mentioned previously (see response above concerning outreach). Households are typically made aware of LIHEAP and other similar related energy services through a variety of outreach methods such as informing low-income applicants of the availability of all types of LIHEAP and similar energy-related assistance at application intake for other low-income programs, coordinating services with county and community organizations, participating in community events, referral systems, service provider and CSD's website. LIHEAP service providers describe their specific outreach methods through the annual local plan. Outreach activities are verified by CSD through on-site monitoring, and the evaluation of the annual local plan. Additionally, similar energy-related assistances pertains to assistance available under subtitle B of Title VI (relating to Community Services Block Grant Program (CSBG)). Solano County's CSBG provider is a joint powers consortium comprised local non-profit organizations that conduct an application service to enroll their clients for LIHEAP services. Households are subsequently referred to NCES to evaluate their eligibility for LIHEAP services. Also, NCES refers clients to the Salvation Army Reach program and some local churches for utility assistance
Comment Assurance (4):	**Response:**
Activities and planning for meeting the energy related needs of the Solano community are not happening in an integrated way. In fact, the entire allocation of funds could be exhausted mid year and no services provided at all for cooling bills during a very hot summer would seem to indicate that no planning	CSD defers to local service providers to carryout coordinating its activities with similar and related programs administered by the federal, state, and the public and private sector, particularly low-income, energy conservation related programs. Service providers refer potentially eligible applicants, including heating and cooling, and crisis applicants, to the

for LIHEAP utilization and budgeting of funds is taking place at all.	weatherization program, California Alternate Rate for Energy, Reduced Rate Programs, and/or to other energy or conservation programs. This is accomplished through interagency agreements, communications with pertinent agencies, one-stop centers, utility companies, and public/private partnerships. Service providers provide assistance in coordinating the payment of households' energy/utility bill with the appropriate energy vendor or utility company. Ideally, a year round program in California is beneficial to respond to severe weather related conditions year round. However, LIHEAP service providers are only required to offer crisis benefits through March 15th of every year as mandated by federal law to respond to severe weather related emergencies. After March 15th of each program year, service providers have the option of continuing to offer crisis benefits as specified in their annual local plan. At a statewide level, the Governor requested additional emergency contingency funds to service the additional service needs of low-income families attributed to recent weather-related events (heat waves, freezes) that was denied. CSD encourages your organization to support the Governor's efforts to secure additional funding for emergency contingency funds to enable local service providers to provide benefits during extreme weather conditions year round.
Question Assurance 4: **How can the Department assure that Solano County providers are integrated into the LIHEAP planning process, that there is a local LIHEAP planning process, and that the LIHEAP provider is integrated into local planning for meeting local energy assistance needs?**	**Response:** CSD requires that its service providers submit an annual local plan that places emphasis on particular elements of the local planning efforts namely local needs assessment, funding allocation plans, and expanded detail supporting service provider plans and strategies for delivering services. As part of the development of this plan, local service providers may solicit community input to determine the needs within the community. Although, the methodology for how agencies opt to design and conduct the

	local LIHEAP planning process is solely at the discretion of the local service provider, CSD encourages interested parties to contact their LIHEAP provider to ensure that their input is taken into consideration during the development of the annual local plan.
Comment Regarding Assurance (5): **A system which allows all funds to be expended by mid-year forces families to wait six months or more for energy assistance. This is surely not "timely" provision of Services."**	**Response:** Assurance 5 refers to the delivery of services that must be provided in a timely manner when funding is available, must be prioritized, and must take into account those households who are Categorically Eligible. Federal law requires that in providing benefits it must take into account households with lowest incomes, highest energy costs or needs, income, family size, and may not treat Categorically Eligible Households (e.g., TANF, Food Stamps, SSI, some Veterans benefits) any differently when determining benefits. It is important to note that LIHEAP funding is finite, and based on the FFY 07 allocation of $89,236,390, CSD estimates serving only 4-7% of total LIHEAP eligible households estimated at 3,072,625 statewide. As a result, the ability to assist clients is limited due to changing service needs attributed to weather related emergencies, rising utility costs etc., which significantly influences how these funds are utilized even to the extend where fewer households are assisted. See above on how your organization can help support efforts to secure additional funds on a statewide level.
Comment Regarding Assurance (6)(A)(B): **Despite Solano having the largest number of low income families of the counties served by North Coast, this agency has no local presence. There is no local administrative agency for Solano. We have no voice in planning for how the funds will be used or for monitoring the availability of funds. We are unable to develop a thoughtful coordinated local**	**Response:** CSD gave special consideration to those agencies who received federal funds for energy assistance programs, under either the low-income energy assistance program or weatherization program under the 1964 Economic Opportunity Act. Generally, local service providers were grandfathered into the program to include NCES.

plan for utilizing these and other resources for utility assistance because we have no local administrative agency.	The forty-five designated local service providers who demonstrated fiscal accountability and program effectiveness received the responsibility of carrying out the purpose and objectives of the LIHEAP program. Please refer to CSD's website at www.csd.ca.gov for a list of service providers. See above for how your organization can participate in the planning with your local service provider.
Comment Regarding Assurance (6)(A)(B): **What expectations does the Department have of its vendors for accessibility to the community served: What level of local planning for fund distribution and outreach will be required?**	**Response:** Assurance (6)(A)(B) does not address expectation for outreach and accessibility. See above for information on local planning and outreach.
Comment Regarding Assurance (10): **It does not appear that accounting systems are in place which allows vendors to manage their funds appropriately over the course of the program year. Additionally, we have been unable to secure information about allocation formulas used and have no means to evaluate its appropriateness for our community.**	**Response:** This comment does not relate to local service providers fiscal control and fund accounting systems, but rather refers to CSD's fiscal control and fund accounting meaning internal controls are in place which clearly demonstrates funds are obligated and expended in accordance to established laws and procedures. Internal controls should be sufficient to permit the reporting and tracking of funds for expenditures reported. CSD maintains fiscal controls and accounting practices in accordance with the California Uniform Accounting System. The financial management systems maintain financial data and accounting records supported by source documentation for all federal funds administered. CSD's internal control structure conforms to state and federal procedures. CSD has monitoring procedures in place to check the various elements involved in administering the program such as review of expenditure claims to ensure consistency with CSD policies and program requirements, eligibility determination, calculation of benefits, payment systems, and evaluation of local service providers internal control systems. For more specifics concerning monitoring

	activities, please refer to the 2006 Detailed Model State Plan.
Comment Regarding Assurance (10) : **What percentage of Solano county's low income population is reportedly being served by North Coast Energy Services? What percentage of elderly and disabled persons are being served? What is the mechanism used for creating an outreach plan that meets the needs of the County that is being served?**	**Response:** As mentioned above Assurance 10 relates to fiscal and fund accounting systems for CSD. For your information, using the measure of Solano County's LIHEAP eligible population, we estimate that approximately 9% of eligible low-income households received emergency and non-emergency benefits during the 2007 PY.
Comment Regarding Assurance (13): **As a practical matter, opportunities to avail themselves of a hearing are effectively denied to our community members. When the funds ran out, our local agencies were instructed to "not give out any applications." This means that opportunity to apply, be denied, and then appeal is denied to our families in need, and diminishes our ability to document the need for additional funds.**	**Response:** CSD defers to the discretion of the local service provider to determine the appropriate method to communicate to households requesting services that funding is not available. If LIHEAP allocation is exhausted, it is reasonable for a local service provider to stop accepting applications, to conserve administrative resources. Further, CSD points out that in the event that applications were accepted and denied, households would not be considered for an appeal based on lack of funding in accordance with Title 22 of the California code of Regulations, Section 100805 as follows: "(a) Any person who has applied for benefits and/or services provided under a grant award from a contractor or a subcontractor whose application has been denied or not acted upon within fifteen (15) working days or has not received satisfactory performance according to the agreed upon program requirements of the contract has the right to first appeal such action to the contractor and, if not satisfied, subsequently appeal to DOE (now known as CSD). For purposes of this section, DEO shall consider that there has been a denial of assistance when the following exists and a client has been refuses service:

	(1) The benefits, services, and/or funds are currently available....." As noted above, CSD collects information about the percentage of eligible beneficiaries, and therefore documents the need for additional federal funding.
Comment Regarding Assurance (14): **Our local vendor is unable to provide us with essential data regarding household characteristics, demographics, geographic patterns of utilization and other data which would allow us to improve local planning to meet needs and point out any key areas in need of advocacy.**	**Response:** Assurance 14 relates to cooperating with the Secretary with respect to data collecting and reporting under section 2610 for the purpose of determining the impact of LIHEAP program for submittal of a comprehensive annual report to Congress, and does not pertain to your specific concern. However, pursuant to California Public Record Act, CSD may be able to provide this information to the extent it is readily available upon request.
Comment Regarding Assurance (14): **We have been told that North coast has paper-only records and all data is collected and managed by your agency. Is this accurate, and if so, how do we access this data for our county and for comparison purposes among other counties?**	**Response:** This question does not relate to Assurance 14. Refer to the response above on how your organization can obtain information from CSD.
Comment Regarding Assurance (15): **Again, these functions are not being performed in our county by your vendor. We stand ready, willing and able to connect you with the community action agencies and not-for-profit neighborhood-based organizations doing this type of work in our community.**	**Response:** This comment does not relate to Assurance 15. Assurance 15 means that preference for awarding grants specific for intake services will be awarded to those LIHEAP service providers who plan to administer alternative outreach and intake services through the State's welfare program. CSD is the sole administrator of the LIHEAP program for the State of California. As part of the LIHEAP program, outreach and intake services are provided by local service providers and CSD does not participate in providing alternate services through the state welfare program.

Comment to Assurance (16): **The plan does not state whether or not California is participating in this option**	**Response:** CSD elected the Assurance 16 option. Through the annual local plan, local service providers are afforded maximum flexibility of determining the actual percentage (0% to 5%) needed for Assurance 16 activities.
Comment to Assurance (16): **How can our local agencies participate in providing these services?**	**Response:** Services providers must use Assurance 16 funds for such services, including needs assessment, client education and budget counseling, and coordination with utility companies, that encourage and enable households to reduce their home energy needs and thereby the need for energy assistance. CSD encourages your organization to contact NCES to coordinate delivery of Assurance 16 services.

ATTACHMENT TWO: NOTICES OF PUBLIC HEARING

- CSD's Website
- Notice mailed to all LIHEAP Service Providers
- Public Notice posted in the following newspapers:
  - Redding Record Searchlight
  - Sacramento Bee
  - Eastern Group Publications

Welcome to California

CSD Home
About Us
What's New
Calendar
Director's Page
News
Library
Employment
Our Partners
FAQs
Contractors Only
Contact Us
Site Map

Featured Links

CA Department of Health and Human Services Agency

Federal Department of Health and Human Services

Federal Department of Energy

CA Public Utilities Commission

First Time Home Buying Assistance

Department of Community Services and Development
P.O. Box 1947,
Sacramento, CA 95812-1947
(916) 341-4200
(916) 341-4203 Fax
8:00 a.m. - 5:00 p.m.

The Department of

Community Services & Development

Community Services & Development (CSD) is a department of the California Health and Human Services Agency. CSD administers state and federal funding to more than 100 local community service providers in California (both public and private). This network of providers is dedicated to assisting low-income Californians in achieving self-sufficiency and provides programs and services directly in their local communities. CSD provides support and training to the community providers and monitors performance.

FEATURED ITEMS

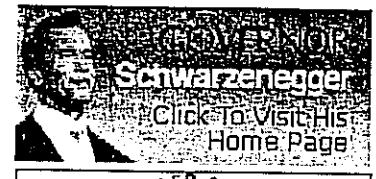
- Notice of Intent to Award for Santa Clara County Community Information Profile and Needs Assessment (pdf)
- 2008 Draft Abbreviated LIHEAP State Plan (pdf)
- Draft 2008-09 CSBG State Plan and Application (pdf)
- HEAT PREPAREDNESS The Governor's Office of Emergency Services has launched a Heat Preparedness Web site that provides tips and information on how to beat the heat and stay safe this summer. The site includes preparedness tips for people and their pets, as well as links on energy conservation, phone numbers for local emergency management offices, and links to utilities statewide
- DRAFT 2007 DOE State Plan
- Be Prepared California www.bepreparedcalifornia.ca.gov.
- 2007 Naturalization Services Program Awarded Contractors
- **News Release: Weatherizing Homes Reduces Utility Bills, Improves Comfort Level** English Version Spanish Version
- **Need Help Paying Your Energy Bills?** more...

WHAT'S NEW IN THE CSD CONTRACTORS ONLY SITE

- ✓ 2007 DOE Advance Payment and Expenditure Reporting Posted 8/7
- ✓ 2007 WX Waiver Notification Posted 7/13
- ✓ RFA and Attachments for Santa Clara County Community Profile and Needs Assessment Posted 7/11

search

My CA



Hot Links

- CSD Overview
- CSBG Poverty Income Guidelines
- Energy Program Income Guidelines
- LEAD Program Income Guidelines
- Energy Service Providers Directory
- Lead Safe Rental Registry
- LIHEAP
- CSBG
- SUPPLEMENTAL AUDIT GUIDE

More ...

DEPARTMENT OF COMMUNITY SERVICES AND DEVELOPMENT
P.O. Box 1947
Sacramento, CA 95812-1947
(916) 341-4200
(916) 341-4203 (FAX)
(916) 327-6318 (TDD)

August 1, 2007

To: LIHEAP Contractors

Re: **Draft LIHEAP Abbreviated State Plan Application for Fiscal Year 2008**

Enclosed for your review is a copy of the draft Low-Income Home Energy Assistance Program (LIHEAP) Abbreviated State Plan Application for Fiscal Year 2008. Under federal LIHEAP guidelines adopted by the U.S. Department of Health and Human Services (HHS), states are to submit a detailed plan every three years, and in the alternate years, an abbreviated application may be submitted if there are no substantial changes to the program. The Department of Community Services and Development (CSD) submitted a detailed plan for the 2007 Program Year. Therefore, CSD is submitting an abbreviated application for 2008.

A public hearing will be held to accept comments regarding the draft LIHEAP Abbreviated State Plan Application. The hearing is scheduled for August 23, 2007 at 10:00 a.m. and will be conducted at CSD, 700 North Tenth Street, Sacramento, Bado Conference Room. Persons presenting oral testimony are requested to provide a written statement of their presentation at the conclusion of their testimony. If you cannot attend the hearing but wish to comment, written testimony will be accepted until 5:00 p.m. on August 23, 2007. Please limit your comments to the contents of the abbreviated State Plan Application. Written testimony may be submitted to Kathy Ely, Program Manager, Energy and Environmental Services Division.

The draft LIHEAP Abbreviated State Plan Application will be available by August 2, 2007 on CSD's web site at http://www.csd.ca.gov (under "What's New", "Public Notices") or by calling Sukie Godinez at (916) 341-4285. Copies of the draft LIHEAP Abbreviated State Plan Application will also be available at the hearing.

Sincerely,

Jayson Wimbley
Program Manager
Energy and Environmental Services Division.

Enclosure

"NOTICE"
Americans with Disabilities Act

Individuals who, because of a disability, need special assistance to attend the draft LIHEAP Abbreviated State Plan Application public hearing, may request assistance by calling Dawn Chambers at (916) 341-4263. Requests should be made at least five working days in advance.

In the Superior Court of the State of California
in and for the County of Shasta

CERTIFICATE OF PUBLICATION
RECORD SEARCHLIGHT

DEPT OF COMMUNITY SERVICES
700 N 10TH ST 258
SACRAMENTO CA 95814

REFERENCE: 00600517
6571290 STATE OF CALIFORNIA

State of California
County of Shasta

I hereby certify that the Record Searchlight is a newspaper of general circulation within the provisions of the Government Code of the State of California, printed and published in the City of Redding, County of Shasta, State of California; that I am the principal clerk of the printer of said newspaper; that the notice of which the annexed clipping is a true printed copy was published in said newspaper on the following dates, to wit;

PUBLISHED ON: 08/12 08/13 08/14 08/15 08/16 08/17 08/18 08/19 08/20 08/21 08/22

FILED ON: 08/12/07

STATE OF CALIFORNIA - DEPARTMENT OF COMMUNITY SERVICES AND DEVELOPMENT
NOTICE OF PUBLIC HEARING- DRAFT ABBREVIATED LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM (LIHEAP) STATE PLAN APPLICATION for FISCAL YEAR (FFY) 2008

A public hearing to receive comments on the Draft Abbreviated LIHEAP State Plan Application for FFY 2008 is scheduled for Thursday, August 23, 2007 at 10:00 a.m. at the Department of Community Services and Development, Bado Conference Room, 700 North Tenth Street, Sacramento, CA 95811. Persons presenting oral testimony are requested to provide a written statement of their presentation at the conclusion of their testimony. If unable to attend, send written comments to: Department of Community Services and Development, 700 North Tenth Street, Room 258, Sacramento, CA 95811, Attention: Kathy Ely, Program Manager, Energy and Environmental Services Division. Written comments will be accepted until 5:00 p.m., August 23, 2007. A copy of the Draft LIHEAP Abbreviated State Plan Application is available by accessing CSD's web site at http://www.csd.ca.gov/, under "What's New". NOTICE: Americans with Disabilities Act- Individuals who, because of a disability, need special assistance to attend the public hearing, may request assistance by calling Carol Forrest at (916) 341-4252. Requests should be made at least five working days in advance.
August 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 2007
6571290

I certify under penalty of perjury that the foregoing is true and correct, at Redding, California on the above date.

Christine Daniel

RECORD SEARCHLIGHT
1101 Twin View Blvd, Redding, CA 96003

The Sacramento Bee

P.O. Box 15779 • 2100 Q Street • Sacramento, Ca 95852

STATE OF CALIFORNIA
DEPT OF COMMUNITY SERVICE
700 NORTH 10TH ST RM 258
SACRAMENTO CA 95814-

DECLARATION OF PUBLICATION

COUNTY OF SACRAMENTO

STATE OF CALIFORNIA

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the printer and principal clerk of the publisher of The Sacramento Bee, printed and published in the City of Sacramento, County of Sacramento, State of California, daily, for which said newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Sacramento, State of California, under the date of September 26, 1994, Action No. 379071; that the notice of which the annexed is a printed copy, has been published in each issue thereof and not in any supplement thereof on the following dates, to wit:

August 13 - August 22, 2007

I certify (or declare) under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Sacramento, California, on **August 22, 2007**.

(Signature)

NO.457 PUBLIC NOTICE

STATE OF CALIFORNIA
DEPARTMENT OF COMMUNITY SERVICES AND DEVELOPMENT
NOTICE OF PUBLIC HEARING
DRAFT ABBREVIATED LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM (LIHEAP) STATE PLAN APPLICATION for FISCAL YEAR (FFY) 2008

A public hearing to receive comments on the Draft Abbreviated LIHEAP State Plan Appli- cation for FFY 2008 is scheduled for Thurs- day, August 23, 2007 at 10:00 a.m. at the Department of Community Services and Development, Bado Conference Room, 700 North Tenth Street, Sacramento, CA 95811. Persons presenting oral testimony are requested to provide a written statement of their presentation at the conclusion of their testimony. If unable to attend, send written comments to: Department of Community Services and Development, 700 North Tenth Street, Room 258, Sacramento, CA 95811, Attention: Kathy Ely, Program Manager, Energy and Environmental Services Divisi- on. Written comments will be accepted until 5:00 p.m., August 23, 2007. A copy of the Draft LIHEAP Abbreviated State Plan Appli- cation is available by accessing CSD's web site at http://www.csd.ca.gov under "What's New". NOTICE: Americans with Disabilities Act- Individuals who, because of a disability, need special assistance to attend the public hearing, may request assistance by calling Carol Forrest at (916) 341-4234. Requests should be made at least five working days in advance.

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PROOF OF PUBLICATION
(2015.5 C.C.P.)

STATE OF CALIFORNIA,
COUNTY OF LOS ANGELES

I am a citizen of the United States and a resident of the County aforementioned; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the printer of

EASTERN GROUP PUBLICATIONS'
EASTSIDE SUN, MEXICAN AMERICAN SUN, NORTHEAST SUN, BELL GARDENS SUN, COMMERCE COMET, CITY TERRACE COMET, MONTEBELLO COMET, MONTEREY PARK COMET, E.L.A. BROOKLYN BELVEDERE COMET AND WYVERNWOOD CHRONICLE,

newspapers of general circulation, printed and published THURSDAYS in the County of Los Angeles, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Los Angeles, State of California, under the

date of JUNE 21, 1966,
CASE NUMBER 884861;

that the notice, of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

AUGUST 09 & 16,

all in the year 2007.

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated at LOS ANGELES, California, this 16th day of AUGUST, 2007.

Signature

This space is for the County Clerk's Filing Stamp

STATE OF CALIFORNIA, DEPARTMENT OF COMMUNITY SERVICES AND DEVELOPMENT
Proof of Publication of

Notice of Public Hearing – Draft Abbreviated Low-Income Home Energy Assistance Program (LIHEAP) State Plan Application for Fiscal Year (FFY) 2008

STATE OF CALIFORNIA
DEPARTMENT OF COMMUNITY SERVICES AND DEVELOPMENT

NOTICE OF PUBLIC HEARING – DRAFT ABBREVIATED LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM (LIHEAP) STATE PLAN APPLICATION for FISCAL YEAR (FFY) 2008

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ATTACHMENT THREE: HEARING TRANSCRIPT

- Capitol Reporters

STATE OF CALIFORNIA

DEPARTMENT OF COMMUNITY SERVICES AND DEVELOPMENT

PUBLIC HEARING

DRAFT 2008 LIHEAP ABBREVIATED STATE PLAN APPLICATION

DEPARTMENT OF COMMUNITY SERVICES AND DEVELOPMENT OFFICES

700 NORTH 10TH STREET

2ND FLOOR

BADO CONFERENCE ROOM

SACRAMENTO, CALIFORNIA

THURSDAY, AUGUST 23, 2007

10:06 A.M.

ORIGINAL

REPORTED BY: KATHRYN S. SWANK
CSR 13061

APPEARANCES

STAFF:

Gregg M. Wardrip, Hearing Officer

Kathy Ely, Senior Manager

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1 PROCEEDINGS

2 HEARING OFFICER WARDRIP: Good morning. My name
3 is Gregg Wardrip of the Department of Community Services
4 and Development.

5 I am the hearing officer for today's public
6 hearing on the Draft 2008 LIHEAP Abbreviated State Plan
7 Application.

8 Today is Thursday, August 23rd, 2007. The time
9 is 10:06 a.m.

10 We are assembled at the Department of Community
11 Services and Development in the Bado Conference Room on
12 the second floor, to conduct a public hearing to receive
13 testimony from interested parties regarding the draft
14 2008 LIHEAP Abbreviated State Plan Application.

15 The hearing is being recorded by a court
16 reporter, Kathryn Swank.

17 Is there anyone that has testimony at this time?

18 At this time I see nobody in the room that's
19 interested in providing testimony. We have staff,
20 Manager Kathy Ely. However, there is no -- and myself
21 and the court reporter, but there's no one else in the
22 room that has come to provide testimony.

23 Given the fact that there is no one in the room
24 to provide testimony, it appears that there are no
25 comments, no public comments, on the draft plan.

Therefore, this public hearing is considered closed.

CSD will receive written testimony until 5 o'clock p.m. today, August 23rd, 2007.

The time is 10:08 a.m.

Thank you.

(The public hearing adjourned at 10:08 a.m.)

CERTIFICATE OF REPORTER

I, KATHRYN S. SWANK, a Certified Shorthand Reporter of the State of California, do hereby certify:

That I am a disinterested person herein; that the foregoing Department of Community Services and Development Public Hearing was reported in shorthand by me, Kathryn S. Swank, a Certified Shorthand Reporter of the State of California, and thereafter transcribed into typewriting.

I further certify that I am not of counsel or attorney for any of the parties to said hearing nor in any way interested in the outcome of said hearing.

IN WITNESS WHEREOF, I have hereunto set my hand this 23rd day of August, 2007.

Kathryn S. Swank

KATHRYN S. SWANK, CSR
Certified Shorthand Reporter
License No. 13061

ATTACHMENT FOUR: LIHEAP HOUSEHOLD REPORT - FEDERAL FISCAL YEAR 2007 - LONG FORMAT

- Estimated Report.

OMB Control No. 0970-0060

LIHEAP Household Report--Federal Fiscal Year 2007--Long Format

Expiration Date: Pending

Grantee Name: California CSD | Contact Person Jayson Wimbley, Manager | Phone: (916) 341-4356 | Date: 08/28/2007

The *LIHEAP Household Report--Long Format* is for use by the 50 States, District of Columbia, and insular areas with annual LIHEAP allotments of $200,000 or more. This Federal Report provides data on both recipient and applicant households for Federal Fiscal Year (FFY) 2007, the period of October 1, 2006 - September 30, 2007. The Report consists of the following sections: (1)Recommended Long Format for Assisted Households and (2) Recommended Format for LIHEAP Applicant Households. Data on assisted households are included in the Department's annual *LIHEAP Report to Congress* The data are measuring targeting performance under the Government Performance and Results Act of 1993. As the reported data are aggregated, the information in this report is not considered to be confidential.

There are two types of data. (1) required data which must be reported under the LIHEAP statute and (2) requestedlata which are optional, in response to House Report 103-483 and Senate Report 103-251. *LIHEAP Household Report--Long Format* (the Excel file name is *hhsrptst.xls)* and the instructions on completing the Report (the Word file name is hhrptins.doc) can be downloaded in the Forms sections of the Community Services' LIHEAP web site at: www.acf.hhs.gov/programs/liheap/grantee_forms/index.html#household_report. The spreadsheet is page protected in order to keep the format uniform. The items rec other areas of the spreadsheet cannot be modified. For example, the number of assisted and applicant households can not be entered. Each total will be calculated automatically for each type of assistance by when the poverty level data are entered.

Do the data below include estimated figures? No [ ] Yes [X] Mark "X" in the second column below for each type of assistance that has at least one estimated data e

1. RECOMMENDED LONG FORMAT FOR LIHEAP ASSISTED HOUSEHOLDS

Type of assistance	Mark "X" to indicate estimated	Number of assisted households	REQUIRED DATA: 006 HHS Poverty Guideline interval, based on gross income and household siz					At least one member who is			REQUESTED DATA: At least one member who is	
			Under 75% poverty	75%-100% poverty	101%-125% poverty	126%-150% poverty	Over 150% poverty	60 years or older	Disabled	Age 5 years or under	Age 2 years or under	Age 3 years through 5 years
Heating	X	136,309	42,751	20,126	41,540	17,942	13,950	49,247	52,010	29,656	16,770	20,224
Cooling		0										
Winter/year round crisis	X	86,738	32,358	14,662	17,878	9,741	12,099	16,830	24,328	26,602	15,695	17,978
Summer crisis		0										
Other crisis (specify)		0										
Weatherization	X	32,932	8,671	5,460	7,616	4,514	6,671	9,340	6,561	6,176	4,984	8,678

2. RECOMMENDED FORMAT FOR LIHEAP APPLICANT HOUSEHOLDS (regardless of whether assisted)

Type of assistance	Mark "X" to indicate estimated data	Number of applicant households	REQUIRED DATA: 2006 HHS Poverty Guideline interval, based on gross income and household size					
			Under 75% poverty	75%-100% poverty	101%-125% poverty	126%-150% poverty	Over 150% poverty	Income data unavailable
Heating	X	136,309	42,751	20,126	41,540	17,942	13,950	
Cooling		0						
Winter/year round crisi	X	86,738	32,358	14,662	17,878	9,741	12,099	
Summer crisis		0						
Other crisis (specify)		0						
Weatherization	X	32,932	8,671	5,460	7,616	4,514	6,671	

Note: Include any notes below for section 1 or 2 (indicate which section, type of assistance, and item the note is referencing):