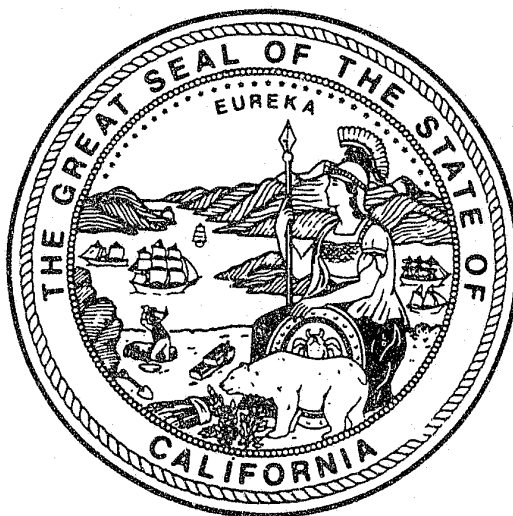


# OFFICE OF CRIMINAL JUSTICE PLANNING

"Providing Support to Criminal Justice Agencies,  
Victim Service Organizations, and Crime Prevention  
Programs."



GEORGE DEUKMEJIAN  
GOVERNOR

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OSLMI

THE CALIFORNIA STATEWIDE  
DOMESTIC VIOLENCE ASSISTANCE PROGRAM  
PROGRAM GUIDELINES  
JANUARY 1986

**State of California**  
GEORGE DEUKMEJIAN  
Governor



# Office of Criminal Justice Planning

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## THE CALIFORNIA STATEWIDE DOMESTIC VIOLENCE ASSISTANCE PROGRAM GUIDELINES

## FOREWORD

The California Statewide Domestic Violence Assistance Program is intended to encourage and strengthen the participation of community organizations and neighborhood groups and to improve the assistance available to the victims of domestic violence. This program demonstrates the continuing commitment of Governor George Deukmejian and the California State Legislature to assist local communities in reducing the effects of domestic violence. The Office of Criminal Justice Planning is responsible for administering this program.

The two objectives of this program are: 1) to provide local assistance funding to existing service providers to maintain and expand services available to the victims of domestic violence based on a demonstrated need and, 2) to establish a targeted or directed program for the development and establishment of domestic violence services in currently unserved and underserved areas.

This document sets forth program and administrative guidelines for the California Statewide Domestic Violence Assistance Program authorized by Chapter 705, Statutes of 1985. Questions regarding this program should be directed to our Victim/Witness Assistance Unit at (916) 324-9197.

Sincerely,

  
G. ALBERT HOWENSTEIN, JR.  
Executive Director

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ACQUISITIONS

#### ACKNOWLEDGMENT

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THE STATEWIDE DOMESTIC VIOLENCE ASSISTANCE PROGRAM

PROGRAM GUIDELINES

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- o Chapter 5 of Part 6 of Division 9 of the Welfare and Institutions Code, (The Domestic Violence Centers Act).
- o Chapter 412, Statutes of 1984.
- o Chapter 705, Statutes of 1985.

THE CALIFORNIA STATEWIDE DOMESTIC VIOLENCE ASSISTANCE PROGRAM  
PROGRAM GUIDELINES

I. INTRODUCTION AND BACKGROUND

The Office of Criminal Justice Planning (OCJP) has been selected by the Governor and the California State Legislature to implement the Statewide Domestic Violence (SDV) Assistance Program. This program will provide training, technical assistance, and direct grants to local domestic violence centers. As of November 1985, there were 94 local domestic violence centers providing victim services and shelter in California. The primary funding source for these programs has been the private sector and marriage license fees disbursed by county government, although many of the centers have in the past received some state and federal grant funds.

A. Program Origin

The state first recognized the seriousness of domestic violence problems in 1977. The California State Legislature passed legislation which added Chapter 5 to Part 6 of Division 9 of the Welfare and Institutions Code, commencing with Section 18290, which authorized six pilot domestic violence projects funded by the State Department of Health. Over the years this legislation has evolved through amendments into the Domestic Violence Centers Act, which allows for a percentage of marriage license fees to be used for programs addressing domestic violence. (See the appendix for a copy of the statute).

In 1984, the United States Attorney General's Task Force on Family Violence issued a report that clearly described the extent of the

domestic violence problem and outlined the short and long term effects of family violence on society. The report recommended that immediate attention be given to this area by all levels of government, the private sector, and the general public. In 1984, Governor Deukmejian sponsored legislation authorizing OCJP to expend funds for local domestic violence programs. On September 17, 1985 Governor Deukmejian signed legislation authorizing this program, (Chapter 705, Statutes of 1985).

B. Program Purpose

Surveys conducted at the federal and state level have shown that existing domestic violence programs have been unable to accommodate the current service demands. This problem is clearly illustrated by the California Department of Social Services January 1980 Report to the Legislature on the domestic violence pilot projects funded during fiscal year 1978/79 by that agency. Some state funding is currently available to domestic violence centers through the Emergency Shelter Program administered by the Department of Housing and Community Development. But no state governmental program has provided local assistance to the domestic violence service providers for the purpose of coordinating the collection and distribution of information or the promotion and transfer of state-of-the-art technological knowledge. Today, the services provided by domestic violence centers continue to vary considerably between localities.

The SDV Program addresses these problems by:

1. funding existing service providers to maintain and expand services provided to domestic violence victims and their families based on a demonstrated need;
2. establishing a targeted or directed program for the development and establishment of domestic violence services in currently unserved and underserved areas, (such as rural areas, non-english speaking groups, racial minorities, or other minority groups); and
3. coordinating the combined efforts of domestic violence centers throughout the state.

## II. PROGRAM DESCRIPTION

This program will focus on two functions:

- o the provision of technical and financial assistance to selected domestic violence centers; and
- o the provision of statewide training, education, coordination, and monitoring relating to efforts targeted towards rendering assistance to the victims of domestic violence.

### A. Local Assistance Centers

Grantees receiving funds under this program must maintain a local domestic violence assistance center which complies with the



requirements specified in the legislation, and with other programmatic requirements specified in these guidelines.

## 1. Statutory Requirements

Projects funded under this program will be required to comply with the provisions of Chapter 705, Statutes of 1985. That statute cites certain requirements and services as specified below.

- a. All projects funded under this program must use volunteers to the greatest extent possible.
- b. The funds provided under this program must be used to provide all of the following services.
  - (1) Twenty-four hour crisis hotlines
  - (2) Counseling
  - (3) Business centers
  - (4) Emergency safe homes or shelters for victims and families
  - (5) Emergency food and clothing
  - (6) Emergency response to calls from law enforcement agencies
  - (7) Hospital emergency protocol and assistance
  - (8) Emergency transportation
  - (9) Supportive peer counseling
  - (10) Counseling for children
  - (11) Court and social service advocacy

- (12) Legal assistance with temporary restraining orders, devices, and custody disputes
- (13) Community resource and referral
- (14) Household establishment assistance

## 2. Programmatic Requirements

### a. Local Coordination

Local centers funded under this program will also be required to maintain close coordination with other state and/or federally funded victim/witness assistance centers, domestic and family violence prevention centers, sexual assault victim service projects, and child sexual abuse/assault victim service projects operating within their service area.

### b. Service Standards

The following service standards correspond to the legislatively mandated services which are vital to the maintenance of a center responsive to the basic rights and needs of victims of domestic violence. These service standards describe activity levels viewed by OCJP as basic to the definition of that service. Although these service components are presented as individual sets of activities, considerable overlap and inter-dependency exists between them.

**(1) Twenty-four-hour crisis hotline**

The center must, either directly or in conjunction with other local agencies, maintain a twenty-four hour-a-day, seven day-a-week telephone line. This telephone line will provide crisis intervention and assistance to domestic violence victims and receive referrals from the community.

**(2) Counseling**

The center must have, either as a staff member or consultant, a licensed counselor experienced in the field of providing professional counseling services to the victims of domestic violence. This requirement may be met through a written agreement with a referral agency.

**(3) Business centers**

The center must have an established office location where routine business will be conducted. This office may be located within a shelter. The location may also serve as a drop-in center to assist victims of domestic violence who have not yet made the decision to leave their homes or who have found other shelter but have a need for support services.

**(4) Emergency safe homes or shelters for victims and families**

The center must provide shelter services for victims and

children escaping the violence in their homes. These shelter services must be provided on a twenty-four hour-a-day, seven day-a-week basis and must provide arrangements for school age children to continue their education during their stay at the shelter.

**(5) Emergency food and clothing**

The center must provide a means of responding to a victim's immediate material needs for food and clothing.

**(6) Emergency responses to calls from law enforcement**

The center must provide:

- a. a twenty-four hour telephone to receive requests from police agencies;
- b. a shelter location to which police agencies can transport victims; and
- c. coordinated policies and procedures with local law enforcement agencies.

**(7) Hospital emergency room protocol and assistance**

The center must consult, where possible, with local emergency medical treatment facilities within the service area to establish a plan for the treatment and assistance of the victims of domestic violence and their families. The center may also provide staff who will respond to referrals and requests for assistance from

emergency medical treatment facilities on a twenty-four hour-a-day, seven day-a-week basis.

**(8) Emergency transportation**

The center must provide for emergency transportation for the victims of domestic violence to shelters or other places of safety, as appropriate. This service may include the use of bus vouchers or the coordination with other local organizations able to provide long range transportation to places of safety.

**(9) Supportive peer counseling**

The center must provide the victims of domestic violence with informal supportive peer counseling. The counselor does not need to be a licensed professional. Staff should be able to counsel victims in areas which include, but are not limited to, the following:

- o emotional problems as a result of being a victim;
- o problems with personal relationships as a result of domestic violence; and
- o financial and/or employment problems as a result of the domestic violence.

Centers must perform periodic reassessment of each client's needs. The frequency of such reassessment will

be based upon the severity and characteristics of each individual case.

(10) **Counseling for children**

The center must have, either as a staff member or consultant, a licensed counselor who is experienced in the field of providing professional counseling services to children who have been exposed to domestic violence and/or child abuse. This requirement may be met through a written agreement with a referral agency.

(11) **Court and social service advocacy**

The center must provide assistance to the victims of domestic violence in understanding and using the various legal and social networks established in the community. Ideally this assistance will result in the development of protocols with the major institutions and organizations used by the victims of domestic violence.

(12) **Legal assistance with temporary restraining orders, devices, and custody disputes**

The center must provide information and assistance to domestic violence victims in understanding, preparing, and processing the legal documents necessary to obtain a temporary restraining order and safeguard the welfare of the victims and their families. This requirement may be met through a written agreement with a referral agency.

**(13) Community resource and referral**

The center must establish itself as an active participant in the local public and private service networks to provide for timely and comprehensive responses to victim's needs. In the absence of an already established network, centers will initiate contact with all appropriate local agencies. In addition, projects will, as necessary, refer clients to those agencies, and will maintain a listing of established agencies appropriate to victims needs for use by center staff.

**(14) Household establishment assistance**

The center must, when requested, provide assistance to victims in establishing a new permanent residence away from the residence from which they escaped as a victim of domestic violence.

**(15) Optional Services**

The center may provide other information and services regarding education, marriage and family counseling, job counseling and training programs, housing referrals, and other available social services.

B. Statewide Training and Coordination

To support the efforts of local domestic violence assistance centers, OCJP will provide individual technical assistance and training to the centers. A statewide toll-free telephone line (800-952-5558) will be available as an information clearinghouse and as a referral service to local domestic violence service centers. OCJP will also provide public information brochures and materials. OCJP will coordinate with experts and practitioners in the field to conduct several regional one day workshops and statewide training seminars on domestic violence and grants administration for the overall coordination and training of project managers and staff.

III. PROJECT SELECTION

Projects funded through this program will be selected from applications submitted in response to a request-for-proposal (RFP). The selection will be conducted from among eligible applicants in accordance with the following procedures.

A. Request-for-Proposal

The RFP provides detailed information concerning the application procedures for grant funds under this program. It contains blank application forms and instructions for completing those forms. It also provides a means of identifying the needs of the local communities and quantifying the standards and services proposed by the applicants.



B. Eligibility Criteria

Local assistance projects applying for funds under this program may be local units of government or may be existing or newly formed community-based agencies, organizations, or institutions. They may also be a combination of a pre-existing project and newly formed projects developed specifically for this program.

C. Selection Procedures

Proposals submitted in response to the RFP will be reviewed by OCJP staff to ensure completeness and eligibility of the applicant. Incomplete applications or applications submitted by ineligible applicants will be disallowed without further review. Complete applications from eligible applicants will be evaluated and ranked competitively.

If more than one application is received from an area already receiving services, priority will be given to the established projects in that area over newly formed projects. This does not apply to unserved areas.

The ranked list developed by this process may be used to distribute federal funds under the Victims of Crime Act. Those funds may be used to augment centers receiving state funds under this program or to fund centers not previously funded under this program.

D. Final Selection

The final decision to select a project for funding under this program will be made by the OCJP executive director. Applicants for funding will be notified of the results of the selection process as soon as possible.

IV. PROGRAM ADMINISTRATION

Local assistance projects funded under this program will be expected to abide with standard OCJP grant management procedures. These procedures are detailed in the OCJP Subgrantee Handbook which will be provided to those projects selected for funding.

In addition to the provisions of the handbook, projects funded under this program will be required to comply with these guidelines.

A. Funding Guidelines

Projects selected for this program may receive funding for a period of twelve months (1 year). Continuation funding may be possible, but will depend upon the availability of funds. The administrative expenses for the project must be restricted to not more than 10 percent of the entire grant amount.

The grants awarded under this program will be divided into three categories based on the population of the service area. The population categories and the corresponding funding levels are as follows.

<u>Service Area Population</u>	<u>Funding Level</u>
Under 125,000	\$ 50,000
125,000 - 500,000	75,000
Over 500,000	100,000

The service area population will be based on standard city and county jurisdictional boundaries. An applicant organization may claim the county population for its service area when it is the only service provider for domestic violence victims in that county. The service area population must be in accordance with the most recent Population Estimates of California Cities and Counties, as reported by the Department of Finance Population Research Unit.

Projects selected for funding may request advance funding in an amount not to exceed an average amount for the first two months. (Example: If the grant amount equals \$96,000, then the advance requested could equal no more than \$96,000 divided by 12, multiplied by 2, which equals \$16,000.)

Centers are required to provide a 10 percent match of the state funds requested in the proposal. That match may be with either cash or in-kind services. In-kind contributions are defined as the value of non-cash contributions provided by the grantee and non-governmental parties. In-kind contributions may be in the form of charges for real property and non-expendable personal property or the value of goods or services directly benefiting, and specifically identifiable to, the project or program.

The proponent organization may claim as indirect costs up to 10 percent of the personnel services budget category. Indirect costs are defined as those expenses exceeding the proposed budget line items which are necessary for the agency to implement the program.

Recipient projects are strongly encouraged to seek county funds in accordance with the Domestic Violence Centers Act. Since continued funding will be contingent upon the availability of state funds, recipient projects should also seek private sector money and develop ways of becoming self sufficient upon the completion of the grant period.

As a condition of funding, the recipient project is required to certify that funds received from OCJP through this program will not be used to supplant local funds that would, in the absence of such funds, be made available for the activities being supported by this program.

Grant funds may not be used as cash awards to the victims of domestic violence. A maximum of 5 percent of the total grant award may be allocated for a Victim Emergency Fund to pay for emergency items such as food or lodging. Victim Emergency Fund procedures must be approved by OCJP before any of those funds can be expended.

OCJP has the right to terminate the grant upon the discovery of a substantial failure by the grantee to comply with the terms of the grant. Such termination will not occur until after the grantee has

received sufficient warning. The termination becomes effective when the grantee receives written notice and may include the recovery of grant funds previously paid to the grantee. Payments made to grantees, or recoveries by OCJP, will be in conformance with the legal rights and responsibilities of the parties.

All projects funded under this program are subject to audit by OCJP or its designated representatives. The audit will be conducted on the approved budget line-items.

B. Reporting Requirements

Projects funded under this program will be required to prepare monthly fiscal reports, quarterly progress reports, and a final report to OCJP. Detailed information concerning these reports is included in the OCJP Subgrantee Handbook. The project will also be responsible for having a year-end independent audit conducted and reporting the results to OCJP in accordance with OCJP procedures.

Failure to submit required reports on time may result in the withholding of grant funds and/or termination of the grant award.

C. Property Management

Equipment and property purchased with project funds must be used for program purposes only. All equipment purchased must be tagged with state property tags. Grantees are required to maintain an inventory of property purchased with project funds. This inventory is a part of the official grant records, subject to review by state monitors

and auditors. Equipment purchased with grant funds is considered the property of OCJP and may be claimed at the end of the grant period.

D. Monitoring Requirements

All projects will be subject to monitoring by OCJP on an annual basis. Monitoring will be scheduled in coordination with the local project staff. OCJP staff will verify information reported in quarterly progress reports, discuss problems encountered during the implementation of the project, generally evaluate the progress of the project, and assess compliance with the contract.

E. Standard Agreement

The administrative procedures specified in the OCJP Subgrantee Handbook will be required of all projects selected for funding under this program. By incorporating the Standard Agreement form into the final application, the applicant agrees to abide by the applicable administrative and fiscal conditions outlined in that handbook.

APPENDIX

## WELFARE AND INSTITUTIONS CODE

### CHAPTER 5. THE DOMESTIC VIOLENCE \* \* \* CENTERS ACT

#### Section

- 18291. Definitions.
- 18294. Program design; services to victims.
- 18295. Additional services.
- 18296. Cooperation with other agencies; advocacy capacity.
- 18297. Community support and acceptance; volunteers.
- 18298. Bilingual personnel; battered spouses as staff members.
- 18304. Counties; authority to establish programs; combined programs by adjacent counties.
- 18305. Additional marriage license fees; use for county program.
- 18306. County financing of basic services.
- 18307. County domestic violence program special fund; carry over of funds.

*Heading of Chapter 5 was amended by Stats.1980, c. 146, p. 339, § 2, urgency, eff. June 4, 1980.*

*Continuation of Chapter 5 in full force and effect after June 30, 1980, see note under § 18290, post.*

#### § 18290. Legislative findings and declaration

The Legislature hereby finds and declares that there is a present and growing need to develop innovative strategies and services which will ameliorate and reduce the trauma of domestic violence. There are hundreds of thousands of persons in this state who are regularly beaten. In many such cases, the acts of domestic violence lead to the death of one of the involved parties. Victims of domestic violence come from all socioeconomic classes and ethnic groups, though it is the poor who suffer most from marital violence, since they have no immediate access to private counseling and shelter for themselves and their children. Children, even when they are not physically assaulted, very often suffer deep and lasting emotional effects, and it is most often the children of those parents who commit domestic violence that continue the cycle and abuse their spouses.

The Legislature further finds and declares that there is a high incidence of deaths and injuries sustained by law enforcement officers in the handling of domestic disturbances. Police arrests for domestic violence are low, and victims are reluctant to press charges or make citizens arrests. Furthermore, instances of domestic violence are considered to be the single most unreported crime in the state.

It is the intention of the Legislature to begin to explore and determine ways of achieving reductions in serious and fatal injuries to the victims of domestic violence and begin to clarify the problems, causes, and cures of domestic violence. In order to achieve these results, it is the intention of the Legislature that the state shall \* \* \* support projects in several areas throughout the state for the purpose of aiding victims of domestic violence by providing them a place to escape the destructive environment. \* \* \*

(Amended by Stats.1980, c. 146, p. 339, § 3, urgency, eff. June 4, 1980.)

#### 1980 Legislation.

Section 3 of Stats.1977, c. 892, p. 2674 [quoted in main volume under § 18290] was repealed by Stats.1980, c. 146, p. 343, § 15. Chapter 5 remains in full force and effect.

Section 15.5 of Stats.1980, c. 146, p. 343, provided:

"It is the Legislature's intent that any appropriation made in the 1980 Budget Act for the continued support of the six domestic violence programs established in the state by

Chapter 892 of the Statutes of 1977, shall be allocated equally among each of the respective boards of supervisors of the counties in which the domestic violence programs are located for disbursement by the boards of supervisors to the programs no later than July 1, 1980. The purpose of this provision is to continue General Fund support of the six pilot programs until the revenue is made available to them through other provisions of this bill."

Underline indicates changes or additions by amendment



## § 18291. Definitions

## Definitions.

(a) "Domestic violence" means abuse perpetrated by and committed against a family or household member.

(b) "Family or household member", means spouse, former spouse, or any other adult person who regularly resides in the household and has sexual relations with another family or household member residing in the household, or who within the last six months regularly resided in the household during which time he or she had sexual relations with another family or household member presently residing in the household.

(Added by Stats.1980, c. 146, p. 340, § 5, urgency, eff. June 4, 1980.)

## 1980 Legislation.

Former § 18291 was repealed by Stats.1980, c. 146, p. 340, § 4.

## § 18293. Funding; eligibility; priority; approval and monitoring of programs; physically handicapped victims

In order to be eligible for funding pursuant to this chapter, the \* \* \* programs shall demonstrate their ability to receive and make use of any funds available from governmental, voluntary, philanthropic, or other sources which may be used to augment any state or county funds appropriated for the purposes of this chapter. Each \* \* \* program shall make every attempt to qualify the \* \* \* program for any available federal funding.

No provision of this section is intended to prohibit programs receiving funds pursuant to this chapter, from receiving additional funds from any other public or private source. \* \* \* Funds provided \* \* \* pursuant to this chapter shall not be \* \* \* used to reduce the \* \* \* financial support from other public or private sources.

Proposed or existing programs which meet the requirements set forth in Section 18294, shall receive funding pursuant to this chapter upon the approval of the local board of supervisors. Priority for funding shall be given to agencies and organizations whose primary function is to administer domestic violence programs. Prior to approving a program or programs for such funding, the board shall consult with individuals and groups which have expertise in the problems of domestic violence and in the operation of domestic violence programs including operations of existing domestic violence programs. Upon approving one or more programs for funding, the board shall direct the county treasurer to disburse moneys from the county's domestic violence program special fund and for funding, the board shall designate a local agency to monitor the program or programs. Such monitoring shall include information regarding the number of persons requesting services; the number of persons receiving services according to the type of services provided; and the need, if any, for additional services or staffing.

Programs which receive funding from the provisions of this chapter shall, to the extent feasible, provide services to physically handicapped victims of domestic violence. If the program cannot provide the services, then the program's staff, to the extent feasible, shall assist in referring the handicapped person to other programs and services in the community where assistance may be obtained.

(Amended by Stats.1980, c. 146, p. 340, § 6, urgency, eff. June 4, 1980; Stats.1980, c. 538, p. 1489, § 1, urgency, eff. July 17, 1980.)

## § 18294. Program design; services to victims

Such programs shall be designed to provide the following basic services to victims of domestic violence and their children:

- (a) Shelter on a 24 hours a day, seven days a week basis.
- (b) A 24 hours a day, seven days a week switchboard for crisis calls.
- (c) Temporary housing and food facilities.
- (d) Psychological support and peer counseling.
- (e) Referrals to existing services in the community and followup on the outcome of the referrals.

Asterisks \* \* \* Indicate deletions by amendment

(f) A drop-in center to assist victims of domestic violence who have not yet made the decision to leave their homes, or who have found other shelter but who have a need for support services.

(g) Arrangements for school age children to continue their education during their stay at the center.

(h) Emergency transportation to the shelter, and when appropriate, arrangements with local law enforcement for assistance in providing such transportation.

(Added by Stats.1980, c. 146, p. 341, § 7, urgency, eff. June 4, 1980.)

**1981 Legislation.**  
Former § 18294 was repealed by Stats.1981, c. 714, p. 2814, § 475.

Section 475 of Stats.1981, c. 714, p. 2814, provides, in part:

"The repeal made by this section shall not affect the existence or validity of Section 18294 of the Welfare and

Institutions Code, as added by Chapter 146 of the Statutes of 1980."

**Library References**

Social Security and Public Welfare §4.10.  
C.J.S. Social Security and Public Welfare §§ 11, 18.

**§ 18295. Additional services**

In addition to the services required in Section 18294, to the extent possible, and in conjunction with already existing community services, the centers shall provide a method of obtaining the following services for the victims of domestic violence:

(a) Medical care.

(b) Legal assistance.

(c) Psychological support and counseling.

(d) Information regarding reeducation, marriage and family counseling, job counseling and training programs, housing referrals and other available social services.

(Added by Stats.1980, c. 146, p. 341, § 8, urgency, eff. June 4, 1980.)

**1981 Legislation.**  
Former § 18295 was repealed by Stats.1981, c. 714, p. 2814, § 476.

Section 476 of Stats.1981, c. 714, p. 2814, provides, in part:

"The repeal made by this section shall not affect the existence or validity of Section 18295 of the Welfare and Institutions Code, as added by Chapter 146 of the Statutes of 1980."

**§ 18296. Cooperation with other agencies; advocacy capacity**

The staff of the programs shall work with social service agencies, schools, and law enforcement agencies in an advocacy capacity for those served by the programs.

(Added by Stats.1980, c. 146, p. 342, § 9, urgency, eff. June 4, 1980.)

**1981 Legislation.**  
Former § 18296 was repealed by Stats.1981, c. 714, p. 2814, § 477.

Section 477 of Stats.1981, c. 714, p. 2814, provides, in part:

"The repeal made by this section shall not affect the existence or validity of Section 18296 of the Welfare and Institutions Code, as added by Chapter 146 of the Statutes of 1980."

**§ 18297. Community support and acceptance; volunteers**

The staff of each program shall attempt to achieve community support and acceptance of the program by advocating the program to community representatives and groups within the community. Volunteers shall be trained and used to maximum capacity in the delivery of services.

(Added by Stats.1980, c. 146, p. 342, § 10, urgency, eff. June 4, 1980.)

**1981 Legislation.**  
Former § 18297 was repealed by Stats.1981, c. 714, p. 2814, § 478.

Section 478 of Stats.1981, c. 714, p. 2814, provides, in part:

"The repeal made by this section shall not affect the existence or validity of Section 18297 of the Welfare and Institutions Code, as added by Chapter 146 of the Statutes of 1980."

Underline indicates changes or additions by amendment

**§ 18298. Bilingual personnel; battered spouses as staff members**

Inasmuch as the programs are to serve a variety of cultural backgrounds, to the extent feasible, a portion of the program's personnel shall be bilingual. An effort shall be made to recruit formerly battered spouses as staff members.

(Added by Stats.1980, c. 146, p. 342, § 11, urgency eff. June 4, 1980.)

**1981 Legislation.**

Former § 18298 was repealed by Stats.1981, c. 714, p. 2815, § 479.

Section 479 of Stats.1981, c. 714, p. 2815, provides, in part:

"The repeal made by this section shall not affect the existence or validity of Section 18298 of the Welfare and Institutions Code, as added by Chapter 146 of the Statutes of 1980."

**§ 18299. Fiscal reports**

The centers shall maintain quarterly and final fiscal reports in a form to be prescribed by the State Department of Health Services.

(Amended by Stats.1983, c. 101, p. —, § 172.)

**§ 18300. Standard intake and followup document; contents; confidentiality of information**

(a) The State Department of Health Services, in consultation with the centers funded under this chapter, shall design a standard intake and followup document to be used by the centers on all persons appearing for services. The document shall include, but not be limited to, all of the following information:

- (1) Socioeconomic data.
- (2) Previous calls for help.
- (3) Number of return visits.
- (4) A description of the episode of domestic violence and probable causes.
- (5) Use of drugs and alcohol.
- (6) Source of referral.
- (7) Services provided by the center.
- (8) Length of stay.
- (9) History of domestic violence in family.
- (10) Need for followup services.
- (11) Followup services provided by the center.

(b) The information collected on each individual served by the center shall be confidential and shall be released only upon the person's written authorization.

(Amended by Stats.1983, c. 101, p. —, § 173.)

**§ 18301. Quarterly report; contents**

A quarterly report shall be prepared by each center for submission to the State Department of Health Services. The report shall include, but not be limited to, the total number of persons requesting services of the centers, the number of persons served in the center by each type of service provided, and a description of the social and economic characteristics of persons receiving services by type of service provided.

(Amended by Stats.1983, c. 101, p. —, § 174.)

**§ 18304. Counties; authority to establish programs; combined programs by adjacent counties**

Any county may establish a program for reducing the incidence of domestic violence in the county by establishing or funding domestic violence programs which meet the requirements of this chapter.

Asterisks \* \* \* Indicate deletions by amendment

Geographically adjacent counties may combine their respective domestic violence program funds in order to establish one or more programs meeting the requirements of this chapter, in order to provide services to the clients of each county that combines its funds with another county. (Added by Stats.1980, c. 146, p. 342, § 12, urgency, eff. June 4, 1980.)

**§ 18305. Additional marriage license fees; use for county program**

At the time of issuance of a marriage license pursuant to Section 26840 of the Government Code, nineteen dollars (\$19) of each fee paid shall be collected by the county clerk for deposit at the county's election into the county domestic violence programs special fund. The fees collected in this special fund shall be disbursed to approved programs on a yearly or more frequent basis commencing July 1, 1980.

The county clerk shall, at the request of the board of supervisors, deposit nineteen dollars (\$19) of each fee into a county domestic violence programs special fund. The county domestic violence programs special fund shall fund programs established pursuant to Section 18304. No more than 10 percent of the funds shall be expended for the administrative costs associated with the collection and segregation of the additional marriage license fees, administration of the county special fund, monitoring of the programs, and meeting the other administrative requirements imposed by this chapter. Counties which do not participate in the establishing or funding of domestic violence programs pursuant to this chapter, shall be entitled to retain up to 4 percent of the funds for the administrative costs associated with the collection and segregation of the additional marriage license fees and the deposit of these fees in the General Fund in the State Treasury. Any money not used by the county for programs described pursuant to this chapter, shall be deposited in the General Fund.

The Controller shall ensure that the amount deposited in the General Fund pursuant to this section shall be obligated to repay any General Fund appropriation made in the 1980 Budget Act; and thereafter shall be used to finance domestic violence programs in those counties where the revenue generated pursuant to this chapter does not exceed two thousand dollars (\$2,000) per year. (Added by Stats.1980, c. 146, p. 342, § 13, urgency, eff. June 4, 1980. Amended by Stats.1982, c. 522, p. 2450, § 3; Stats.1984, c. 112, p. —, § 3.)

**1978 Legislation.**

Former § 18305 was repealed by Stats.1978, c. 1390, p. 4604, § 4, operative June 30, 1982.

**Library References**

Marriage ⇒25.  
C.J.S. Marriage § 24.

**§§ 18305.3 to 18305.7. Repealed by Stats.1978, c. 1390, p. 4604, § 4, operative June 30, 1982**

**§ 18306. County financing of basic services**

In the event that a county does not have sufficient funds in the county domestic violence program special fund to finance all the basic services specified in Section 18294 and community resources are not available to finance such basic services, the county may finance one or more of such basic services.

(Added by Stats.1980, c. 538, p. 1490, § 2, urgency, eff. July 17, 1980.)

**1978 Legislation.**

Former § 18306 was repealed by Stats.1978, c. 1390, p. 4604, § 4, operative June 30, 1982.

**Library References**

Counties ⇒158.  
C.J.S. Counties § 234.

**§§ 18306.3, 18306.5. Repealed by Stats.1978, c. 1390, p. 4604, § 4, operative June 30, 1982**

**§ 18307. County domestic violence program special fund; carry over of funds**

Notwithstanding Section 18305, a county may carry over funds deposited in a county domestic violence program special fund for a period of no more than three years if the county board of supervisors has adopted a plan to implement a domestic violence program which requires the accumulation of such funds.

(Added by Stats.1980, c. 538, p. 1490, § 3, urgency, eff. July 17, 1980.)

Underline indicates changes or additions by amendment

**Assembly Bill No. 3386**

**CHAPTER 412**

**An act to add Section 13823.3 to the Penal Code, relating to crimes.**

[Approved by Governor July 11, 1984. Filed with  
Secretary of State July 11, 1984.]

**LEGISLATIVE COUNSEL'S DIGEST**

**AB 3386, Farr. Office of Criminal Justice Planning: domestic violence.**

Under existing law, provisions are made for the funding of domestic violence programs through the deposit of a portion of marriage license fees into a county domestic violence programs special fund.

This bill would authorize the Office of Criminal Justice Planning to expend funds for local domestic violence programs, subject to the availability of funds.

*The people of the State of California do enact as follows:*

**SECTION 1.** Section 13823.3 is added to the Penal Code, to read:  
13823.3. The office may expend funds for local domestic violence programs, subject to the availability of funds therefor.

Assembly Bill No. 225

CHAPTER 705

An act to add Section 13823.15 to the Penal Code, relating to domestic violence, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor September 17, 1985. Filed with Secretary of State September 18, 1985.]

LEGISLATIVE COUNSEL'S DIGEST

AB 225, La Follette. Domestic violence centers.

Existing law provides for the funding of programs for victims of domestic violence through the deposit of a portion of marriage license fees into a county's domestic violence programs special fund.

This bill would establish a Comprehensive Statewide Domestic Violence Program in the Office of Criminal Justice Planning and require the executive director of that office to allocate funds to local domestic violence centers and to submit annual reports to the Legislature, as specified.

The bill would take effect immediately as an urgency statute.

*The people of the State of California do enact as follows:*

SECTION 1. Section 13823.15 is added to the Penal Code, to read:

13823.15. (a) The Legislature finds the problem of domestic violence to be of serious and increasing magnitude. The Legislature also finds that existing domestic violence services are underfunded and that some areas of the state are unserved.

(b) There is in the Office of Criminal Justice Planning, a Comprehensive Statewide Domestic Violence Program. The goals of the program shall be to provide local assistance to existing service providers, to maintain and expand services based on a demonstrated need, and to establish a targeted or directed program for the development and establishment of domestic violence services in currently unserved and underserved areas. The program shall provide financial and technical assistance to local domestic violence centers in implementing all of the following services:

- (1) Twenty-four-hour crisis hotlines.
- (2) Counseling.
- (3) Business centers.
- (4) Emergency "safe" homes or shelters for victims and families.
- (5) Emergency food and clothing.
- (6) Emergency response to calls from law enforcement.
- (7) Hospital emergency room protocol and assistance.
- (8) Emergency transportation.
- (9) Supportive peer counseling.

- (10) Counseling for children.
- (11) Court and social service advocacy.
- (12) Legal assistance with temporary restraining orders, devices, and custody disputes.
- (13) Community resource and referral.
- (14) Household establishment assistance.

Priority for financial and technical assistance shall be given to emergency shelter programs and "safe" homes for victims of domestic violence and their children.

(c) The Executive Director of the Office of Criminal Justice Planning shall allocate funds to local centers meeting the criteria for funding that shall be established by the office in consultation with practitioners and experts in the field of domestic violence. All organizations funded pursuant to this section shall utilize volunteers to the greatest extent possible.

The centers may seek, receive, and make use of any funds which may be available from all public and private sources to augment any state funds received pursuant to this section.

Centers receiving funding shall provide cash or an in-kind match of at least 10 percent of the funds received pursuant to this section.

(d) The Office of Criminal Justice Planning shall conduct statewide training workshops on domestic violence for local centers, law enforcement, and other service providers designed to enhance service programs. The workshops shall be planned in conjunction with practitioners and experts in the field of domestic violence prevention.

(e) The Office of Criminal Justice Planning shall develop and disseminate throughout the state information and materials concerning domestic violence. The office shall also establish a resource center for the collection, retention, and distribution of educational materials related to domestic violence. The office may utilize and contract with existing domestic violence technical assistance centers in this state in complying with the requirements of this subdivision.

(f) The Office of Criminal Justice Planning may hire the support staff and utilize all resources necessary to carry out the purposes of this section. The office shall not utilize more than 10 percent of any funds appropriated for the purpose of the program established by this section for the administration of that program.

SEC. 2. Commencing on January 1, 1987 and annually thereafter, the Executive Director of the Office of Criminal Justice Planning shall submit a report to the Legislature describing the operation and accomplishments of the programs authorized by Sections 13823.4 and 13823.15 of the Penal Code.

SEC. 3. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order that this act may achieve maximum implementation, it is necessary that it be operative at the earliest time possible.

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