EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

Executive Order N-47-20

WHEREAS on March 4, 2020, I proclaimed a State of Emergency in California as a result of the threat of COVID-19; and

WHEREAS public health requirements regarding physical distancing and service disruptions may prevent In-Home Supportive Services program case workers and providers from performing necessary functions or meeting program requirements; and

WHEREAS child care is essential for working families, and in particular, for low-income and other parents who are considered essential critical infrastructure workers during this emergency, including health care workers; emergency response personnel; key governmental staff; law enforcement; food and agriculture workers, including grocery workers; and education and care providers; and

WHEREAS the COVID-19 emergency has created an increased need for child care for families who may not have previously needed child care, or who may now require additional hours of child care, and an increased need for child care for children at risk of abuse and neglect; and

WHEREAS under the provisions of Government Code section 8571, I find that strict compliance with various statutes and regulations specified in this order would prevent, hinder, or delay appropriate actions to prevent and mitigate the effects of the COVID-19 pandemic.

NOW, THEREFORE, I, GAVIN NEWSOM, Governor of the State of California, in accordance with the authority vested in me by the State Constitution and statutes of the State of California, and in particular, Government Code sections 8567 and 8571, do hereby issue the following Order to become effective immediately:

IT IS HEREBY ORDERED THAT:

1. To facilitate the continued provision of services due to the COVID-19 outbreak, the Department of Social Services may, to the extent necessary and for a period not to exceed 60 days, waive any of the required activities and other requirements of Article 7 of Chapter 3 of Part 3 of Division 9 of the Welfare and Institutions Code, Welfare and Institutions Code sections 14132.95, 14132.952, and 14132.956, and any accompanying regulations and written policies and procedures related to the In-Home Supportive Services program.

2. Paragraph 2 of Executive Order N-45-20 (April 4, 2020) is withdrawn and superseded by the following text.

   The eligibility requirements in Education Code section 8263(a); the enrollment priorities in Education Code section 8263(b)(2) and (3) other than prioritizing income-eligible families over families that are not income eligible; and any accompanying regulations are waived with respect to non-CalWORKS early learning and care services provided to children of essential critical infrastructure workers, defined consistent with Executive

Order N-33-20 and as described in the document posted at https://covid19.ca.gov/img/EssentialCriticalInfrastructureWorkers.pdf, and children with disabilities or special health care needs whose individualized education programs and individual family support plans include early childhood education services. Additionally, the requirement in Education Code section 8263(b)(1) and any accompanying regulations for a written referral from a legal, medical, or social services agency for children at risk of abuse or neglect to have priority for services is waived. Nothing in this Order shall limit the ability of children already enrolled in these services to continue receiving those services.

3. Paragraph 3 of Executive Order N-45-20 (April 4, 2020) is withdrawn and superseded by the following text.

   The California Department of Education and the California Department of Social Services shall, by April 8, 2020, jointly develop and issue guidance on prioritizing enrollment for children of essential critical infrastructure workers and children with disabilities or special health care needs whose individualized education programs and individual family support plans include early childhood education services, as authorized by Paragraph 2. This guidance shall include, but need not be limited to, provisions intended to ensure that neglected or abused children who are recipients of child protective services, or children who are at risk of being neglected or abused, retain first priority for services as specified in Education Code section 8263(b)(1).

IT IS FURTHER ORDERED that as soon as hereafter possible, this Order be filed in the Office of the Secretary of State and that widespread publicity and notice be given of this Order.

This Order is not intended to, and does not, create any rights or benefits, substantive or procedural, enforceable at law or in equity, against the State of California, its agencies, departments, entities, officers, employees, or any other person.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 7th day of April 2020.

GAVIN NEWSOM
Governor of California

ATTEST:

ALEX PADILLA
Secretary of State