

DEPARTMENT OF SOCIAL SERVICES

744 P Street, Sacramento, CA 95814

May 4, 1989



ALL COUNTY LETTER NO 89- 37

TO: ALL COUNTY WELFARE DIRECTORS

SUBJECT: Implementation of the Simon v. McMahon Settlement

REFERENCE: ACIN I 84-85, ACIN I 99-85, ACL 86-04

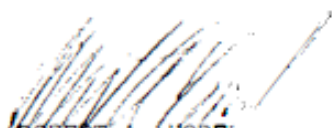
On April 21, 1989, the Superior Court of Contra Costa County issued an order approving a negotiated settlement between the State Department of Social Services and plaintiffs' attorney in the Simon court case. The order had the effect of overturning the injunction and reinstating the original regulations.

In accordance with the settlement, Assistance Units (AU) will no longer have the option of excluding a related child(ren) from the AU, in order to avoid considering the child(ren)'s income and/or property.

Effective immediately, in all new applications and pending applications situations, the income and/or property formerly exempted by the Simon order will be considered in eligibility determination and grant computation of the AU.

Counties shall immediately identify all existing Simon cases. Complete implementing instructions will be provided to you by June, 1989. In the meantime, no other action should be taken on existing Simon cases.

If you have any questions about the settlement, please call Mr. Vincent Toolan at (916) 324-2007.


ROBERT A. HOREL
Deputy Director