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GAVIN NEWSOM  
GOVERNOR

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PIN 20-18-ASC

TO: ALL ADULT AND SENIOR CARE PROGRAM LICENSEES

FROM: *Original signed by Pamela Dickfoss*  
PAMELA DICKFOSS  
Deputy Director  
Community Care Licensing Division

SUBJECT: **CORONAVIRUS DISEASE 2019 (COVID-19) STIMULUS CHECKS FOR PERSONS IN CARE**

**Provider Information Notice (PIN) Summary**

PIN 20-18-ASC provides guidance to licensees of facilities whose clients/residents, including recipients of Supplemental Security Income/State Supplementary Payment (SSI/SSP) benefits have received stimulus checks authorized by the Coronavirus Aid, Relief, and Economic Security (CARES) Act.

The Coronavirus Aid, Relief, and Economic Security ([CARES](#)) Act authorized "stimulus checks" to be provided to the general public to offset economic distress as a result of the COVID-19 pandemic. These stimulus checks, whether received through direct deposit to a bank account or physical check by mail, are technically tax refund advances for tax year 2020.

Individuals in care who receive SSI/SSP benefits are eligible for a stimulus check, unless they are claimed as a dependent on another taxpayer's return or do not meet the other eligibility requirements. The stimulus checks are not income and should not be considered the same as a recipient's monthly SSI/SSP benefit. The stimulus checks are considered a tax refund and a recipient is free to use the funds as they desire. A stimulus check carries no spending requirements or limitations.

A licensee should consider and treat a stimulus check like any other tax refund owed to an individual in care. This includes cases where the licensee:

- is permitted to have, and has, power of attorney of a person in care, or
- as provided in an approved continuing care agreement, has accepted any general or special power of attorney for an individual in care, or
- has been designated by the Social Security Administration (SSA) as the representative payee to manage SSI/SSP for an individual in care.

In accordance with the [Governor's Executive Order N-57-20](#), issued April 23, 2020, no funds received by a resident traceable to a stimulus payment authorized by the CARES Act may be attached, garnished, or otherwise used to satisfy a debt owed by a resident to a licensee.

Licensees are advised to remain in compliance with the following applicable California Code of Regulations, Title 22 sections:

### **Adult Community Care Facilities**

General Licensing Requirements, Adult Residential Facilities, Community Crisis Homes, Enhanced Behavioral Supports Homes, and Adult Residential Facilities for Persons with Special Health Care Needs

- [80026, Safeguards for Cash Resources, Personal Property, and Valuables of Residents](#), subsection (b), (e), and (f)(1)
- [80068, Admission Agreements](#), subsection (c)(4)

Additional reference sections for Adult Residential Facilities

- [85060, Basic Services](#), subsection (a)(2) and (3)
- [85072, Personal Rights](#), subsection (b)(7) and (b)(10)

Social Rehabilitation Facilities

- [81026, Safeguards for Cash Resources, Personal Property and Valuables](#), subsection (b), (e), and (f)(1)
- [81060, Basic Services](#), subsection (a)(2) and (3)
- [81068, Admission Agreements](#), subsection (c)(4)
- [81072, Personal Rights](#), subsection (a)(17) and (a)(20)

Adult Day Programs

- [82026, Safeguards for Cash Resources, Personal Property, and Valuables](#), subsection (b), (e), and (f)(1)
- [82068, Admission Agreements](#), subsection (b)(4)

Residential Care Facilities for the Chronically III

- [87826, Safeguards for Cash Resources, Personal Property, and Valuables](#), subsection (b), (e), and (f)
- [87860, Basic Services to Be Provided by the Facility](#), subsection (b)(2) and (3)
- [87868, Admission Agreements](#), subsection (c)(4)

**Residential Care Facilities for the Elderly**

- [87217, Safeguards for Resident Cash, Personal Property, and Valuables](#), subsections (b), (c)(1), (e), and (f)(1)
- [87464, Basic Services](#), subsections (e)(2) and (3)
- [87468.1, Personal Rights of Residents In All Facilities](#), subsections (a)(3) and (a)(15)
- [87468.2, Additional Personal Rights of Residents in Privately Operated Facilities](#), subsections (a)(8) and (a)(25)-(27)
- [87507, Admission Agreements](#), subsection (g)(4)(B)

If you have any questions regarding this PIN, please contact your local [Adult and Senior Care Program Office](#).