

DEPARTMENT OF SOCIAL SERVICES

744 P Street, Sacramento, CA 95814



July 29, 1985

ALL-COUNTY INFORMATION NOTICE I-60-85

TO: ALL COUNTY WELFARE DIRECTORS

SUBJECT: SHAW v. McMAHON

REFERENCE: ACL 84-109, 85-25, 85-67

This is to inform you that on June 27, 1985 an Amended Notice of Decision was issued by Judge Dolgin of the Superior Court of Contra Costa County in the case of Shaw v. McMahon. An order is currently being written.

The order will enjoin and prohibit this Department and its agents from denying state-only AFDC-U benefits to families of the Shaw class solely because they meet federal standards for unemployed parents (e.g., connection to the labor force). The order will be effective back to October 1, 1984, for the retro-active cases and February 21, 1985, for prospective cases.

Effective immediately, counties are to delete from the paragraph in ACL 85-25, Attachment B, Page 1, under the Shaw v. McMahon Implementing Instructions, the Prospective Implementation Section, the sentence which begins "Therefore, in order to get state-only AFDC-U a principal earner cannot...AFDC-U benefits under the Shaw order." In addition, in ACL 85-67, Attachment A, Shaw v. McMahon, the paragraphs entitled Shaw Eligibility shall be deleted.

An All-County Letter with detailed implementing instructions will be issued within approximately three weeks after issuance of an order. Counties should identify all Shaw cases in which state-only AFDC-U benefits were denied due solely to the family meeting federal standards for unemployed parents.

If you have any questions, please contact Kathy Layne, AFDC Program Development Bureau at (916) 324-0097 or (916) 322-5387, ATSS 454-0097.

  
ROBERT A. HOREL  
Deputy Director