

DEPARTMENT OF BENEFIT PAYMENTS

744 P Street
Sacramento, California 95814
Telephone: (916) 445-2077



June 4, 1976

ALL-COUNTY LETTER NO. 76-80

TO: ALL COUNTY WELFARE DIRECTORS

SUBJECT: ELIGIBILITY AND ASSISTANCE STANDARDS - DIVISION 50

REFERENCE:

The attached emergency regulations are the first part of the new Division 50 of the Eligibility and Assistance Standards (EAS) Manual. This new division of the manual is titled "Special Instructions to Counties". It will contain instructions to counties on how to implement retroactive eligibility and grant redeterminations pursuant to court orders. We believe that a new manual division is necessary for special instructions which have limited duration. Hopefully, these instructions in the regulations will assist counties in administering short-term programs, such as retroactive eligibility and grant redeterminations caused by court orders.

Attached in regulation form are the instructions previously sent to you concerning the cases of Waits v. Swoap (All-County Letter No. 74-202), Cooper v. Obledo (All-County Letter No. 75-197), and Smock v. Carleson (All-County Letter No. 76-38). The adoption of these instructions as regulations is not meant to change any of the requirements or procedures outlined in the previously issued All-County Letters, except with respect to time periods for requesting eligibility and grant redeterminations. The provisions of the prior All-County Letters have been modified to reflect the fact that the specific time periods for requesting redeterminations were intended to encourage individuals to file as soon as possible, and not to limit any individual's eligibility for a redetermination. The instructions in the attached regulations concerning time periods for requesting redetermination reflect the advice previously given by the Department to counties on this question.

If other court orders should require specific procedures, you will receive them in the form of additions to Division 50 of the EAS Manual. By amending or repealing the contents of Division 50, we can give you a readily available listing of all current court orders being implemented by the state and/or the counties.

We hope that the addition of Division 50 to the EAS Manual is one step toward reducing the number of All-County Letters issued by this Department. We welcome your comments concerning this addition to the manual and its effects. Also, we would appreciate any suggestions concerning the inclusion of All-County Letter instructions in the regulations. Please address any comments or suggestions you may have to:

Department of Benefit Payments
Office of Regulations Development
744 "P" Street
Sacramento, California 95814

Sincerely,


MARION WOODS
Director

Attachment

cc: CWD

FACE SHEET
FOR FILING ADMINISTRATIVE REGULATIONS
WITH THE SECRETARY OF STATE
(Pursuant to Government Code Section 11421.1)

RECEIVED FOR FILING
JUN 1 - 1976
Office of Administrative Hearings

ENDORSED
ALBERT L. FONG
GOV. OF CALIF.
JUN 1 1976

Office of Administrative Hearings

Copy below is hereby certified to be a true and correct copy of regulations adopted, or amended, or an order of repeal by:

Department of Benefit Payments
(Agency)

Dated: May 3, 1976

By: *Marion J. Wade*

Director

(Title)

ENDORSED
FILED

In the office of the Secretary of State
of the State of California

JUN 1 - 1976

APR 24 1976 P.M.

MARSH LONG EU, Secretary of State

DO NOT WRITE IN THIS SPACE

DO NOT WRITE IN THIS SPACE

After proceedings had in accordance with the provisions of the Administrative Procedure Act (Gov. Code, Title 2, Div. 3, Part 1, Chapter 4.5) and pursuant to the authority vested by Sections 10552, 10553, 10554 and 10604 of the Welfare and Institutions Code, the Department of Benefit Payments hereby repeals, amends, and adopts regulations referred to in Title 22, California Administrative Code, as hereinafter set forth.

FINDING OF EMERGENCY

The implementation of the following regulations is an emergency measure necessary for the immediate preservation of the public health, safety, and general welfare within the meaning of the provisions of Section 11421(b) of the Government Code.

Adopt: Sections 50-001
50-002
50-003

DO NOT WRITE IN THIS SPACE

Some portion of this document does not comply with accessibility standards set forth in Assembly Bill 434 (AB-434) and the complete document is unavailable from the California Department of Social Services (CDSS) website. To request a copy of the complete document please email CalWORKsAB434@dss.ca.gov with the following information:

- Email subject: Document Request
- Email body:
 - Name of document
 - Link (URL) or name of webpage where the document was located, if known
 - Contact name and information for questions

The format of the complete document being requested will most likely not meet full accessibility standards. In addition, if you would like the document in an alternative format or to request any other reasonable accommodation, please indicate so in the email.