

DEPARTMENT OF SOCIAL SERVICES

44 P Street, Sacramento, CA 95814



March 3, 1986

ALL-COUNTY LETTER NO. 86-19

TO: ALL COUNTY WELFARE DIRECTORS

SUBJECT: FOUR COURT CASES (NORTH COAST COALITION v. WOODS, WOOD v. WOODS, WRIGHT v. WOODS and ANGUS v. WOODS): SUBMITTAL OF CLAIMS SENT TO LEGAL AID OFFICES

REFERENCE: MPP SECTION 50-014.314

A significant percentage of the four court case claims received by the county welfare departments (CWDs) were initially sent or delivered to Legal Aid Offices. With the end of the claiming period approaching, counties have asked what action should be taken in the event a claim form was submitted to a Legal Aid Office prior to the deadline of February 28, 1986 but not received by the CWD until some time after the deadline.

In keeping with the intent of MPP Section 50-014.314, CWDs are to accept those claims initially received by a Legal Aid Office which were either postmarked or received by them on or before February 28, 1986, provided that those claims are sent or delivered to the CWDs no later than March 12, 1986. Any claims which are postmarked or delivered from a Legal Aid Office to the CWDs after March 12, 1986 shall be denied in accordance with MPP Sections 50-014.314 and .322.

In order to enable the CWDs to determine whether or not the claim was submitted to the Legal Aid Office on or before February 28, 1986, the Legal Aid Offices have been instructed to provide to the CWD either a certification that the claims being forwarded were either postmarked or received by them prior to February 28, 1986 or to provide documentation of the date the claim was submitted to them. For claims which were mailed to the Legal Aid Office, the documentation will consist of the envelope showing the postmark date and a notation indicating the date the claim form was actually received. For claims delivered in person, the documentation will consist of a notation on the claim form indicating the date the Legal Aid Office received the claim.

The CWDA shall have 120 days from the date claims are received from the Legal Aid Offices to determine eligibility and issue the benefits or to deny the claim. (See MPP Section 50-014.323.)

If you have questions regarding this matter, please contact Mr. Joe Carleton at (916) 324-2016 or ATSS 454-2016.



ROBERT A. HOREL
Deputy Director

cc: CWDA