

DEPARTMENT OF SOCIAL SERVICES

744 P Street, Sacramento, CA 95814



January 30, 1987

ALL COUNTY LETTER NO. 87-17

TO: ALL COUNTY WELFARE DIRECTORS

SUBJECT: GRIMESY v. McMAHON RETROACTIVE COURT ORDER

The Grimesy v. McMahon lawsuit challenged the State Department of Social Services' (SDSS) authority to deem the income of Senior Parents to 18-year-old minor parents living at home and not attending school. On June 25, 1986 the United States District Court for the Northern District of California issued an injunction prohibiting SDSS from further implementation of MPP 44-133.7 (Senior Parent Deeming) and from recovering overpayments due to failure to consider Senior Parent income, for members of the class. The court also ordered SDSS to confer with plaintiffs' attorneys for the purpose of developing procedures to provide retroactive benefits to class members. On December 22, 1986, the final order was signed and the provisions of that settlement are set forth in the attached court order.

In order to implement the attached court order, the following counties are required to participate in the notification process of potential class members. Those counties are:

Alameda, Amador, Calaveras, Contra Costa, Fresno, Kern, Lassen, Los Angeles, Marin, Mendocino, Monterey, Napa, Orange, Placer, Plumas, Riverside, Sacramento, San Bernardino, San Diego, San Francisco, San Joaquin, San Luis Obispo, San Mateo, Santa Clara, Santa Cruz, Solano, Sonoma, Stanislaus, Sutter, Ventura, and Yolo.

The aforementioned counties shall identify all applications for AFDC which were denied due to either Section 44-133.7, or to excess income during the retroactive period of January 18, 1985 through June 23, 1986. Counties shall mail an informing/claiming notice on April 1, 1987 to the above-referenced applicants.

In order to provide adequate lead time for the rather involved April 1, 1987 mailing, a reproducible copy of the County Informing/Claiming Notice in English and Spanish is attached. All counties are instructed to print an adequate supply of the attached informing/claiming notice to ensure that an individual form is mailed to each recipient having been denied AFDC as outlined above. Additionally, counties shall print an ample supply of informing/claiming notices to be available for distribution in each county welfare office throughout the claim period.

In addition to the statewide and specific county mailing of informing/claiming notices, CWDs will be required to display posters (in English and Spanish) in each of their welfare offices and Food Stamp outlets. To facilitate the printing of the aforementioned posters, counties are instructed to contact Michael O'Brien by February 6, 1987 and provide the exact number of locations in which the Grimesy v. McMahon posters will be displayed. It is expected that posters will be distributed to CWDs on or about March 1, 1987.

If you have any questions or need any additional information concerning this All-County Letter, please contact Michael O'Brien at (916) 324-2013.



ROBERT A. HOREL
Deputy Director

Attachments

cc: CWDA