

DEPARTMENT OF SOCIAL SERVICES

744 P Street, Sacramento, CA 95814
June 29, 1988



ALL COUNTY LETTER NO. 88- 73

TO: ALL COUNTY WELFARE DIRECTORS

SUBJECT: HART V. McMAHON FINAL STIPULATION

The Department of Social Services (DSS) was recently sued because of a misapplication of Manual Section (M.S.) 63-201.2. In accordance with the provisions of this section, counties are not allowed to reduce any assistance payments made to clients due to the clients' receipt of food stamps.

The final stipulation entered into by the affected parties to settle the lawsuit requires DSS to add Handbook language immediately following M.S. 63-201.2 to clarify this provision and to issue an All County Letter (ACL) conveying the Handbook language. The proposed Handbook language reads as follows:

"This section requires that the receipt or availability of food stamps cannot be considered when computing the amount of public assistance or general relief/assistance payments."

The stipulation further requires that this language be incorporated into regulations within one year of the date of entry of judgement. In addition to the Handbook/regulatory revision to M.S. 63-201.2, the final stipulation also requires DSS to request that each county complete a certification stating that food stamp allotments are not taken into account when computing a client's GA/GR assistance payment. Therefore, each county must complete the attached certification and return it to DSS no later than Friday, August 5, 1988. The county responses will be forwarded to the plaintiffs' attorneys as required in the stipulated agreement.

Please complete and return the attached certification to:

AFDC/Food Stamp Policy Implementation Bureau
Department of Social Services
744 P Street, M.S. 16-31
Sacramento CA 95814

Attn: Michele Hansen

If you have any questions please contact Michele Hansen in the AFDC and Food Stamp Policy Implementation Bureau at (916) 322-5330.



ROBERT A. HOREL
Deputy Director

Attachment

cc: CWDA

Hart vs. McMahon County Certification

"I, _____ certify that, under
(name of responsible county employee)

Manual of Policies and Procedures sections 63-201.1 and .2, as
clarified by the aforementioned Handbook addition, _____
(name of

_____ does not take into account the
county)

availability or receipt of Food Stamps in its computation or
provisions of General Relief or Assistance."

Date

Signature