



CDSS

WILL LIGHTBOURNE
DIRECTOR

STATE OF CALIFORNIA—HEALTH AND HUMAN SERVICES AGENCY
DEPARTMENT OF SOCIAL SERVICES

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EDMUND G. BROWN JR.
GOVERNOR

May 20, 2016

ALL COUNTY LETTER NO. 16-42

REASON FOR THIS TRANSMITTAL

- State Law Change
- Federal Law or Regulation Change
- Court Order
- Clarification Requested by One or More Counties
- Initiated by CDSS

TO: ALL COUNTY WELFARE DIRECTORS
IHSS PROGRAM MANAGERS

SUBJECT: CHANGE IN POLICY REGARDING THE ADMINISTRATIVE REVIEW AUTHORIZED BY MANUAL OF POLICIES AND PROCEDURES SECTION 22-009.2 TO IN-HOME SUPPORTIVE SERVICES CASES

REFERENCE: MANUAL OF POLICIES AND PROCEDURES SECTION 22-009.2;
ALL COUNTY LETTERS 10-61 AND 13-47

This All County Letter (ACL) changes the California Department of Social Services' (CDSS) policy regarding the administrative review authorized by Manual of Policies and Procedures (MPP) section 22-009.2 for In-Home Supportive Services (IHSS) cases. The policy contained in this ACL supersedes the policies regarding the jurisdiction of Administrative Law Judges to review claims for IHSS benefits set forth on page five of ACL No. 10-61 (December 17, 2010) under the heading "State Hearings," and on page seven of ACL No. 13-47 (June 7, 2013) under the heading "State Hearings."

BACKGROUND

The MPP section 22-009 sets forth the time limit for applicants or recipients of public social services to request a state hearing. The CDSS previously issued policies limiting the applicability of MPP section 22-009.2 to IHSS cases.

POLICY CHANGE

All previous policies limiting the administrative review authorized by MPP section 22-009.2 with regard to claims for IHSS benefits are hereby rescinded. This regulation section relates to the jurisdiction of Administrative Law Judges to review recipients' benefits.

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Questions regarding the information in this letter should be directed to Beverly Garland, analyst in the Policy and Operations Bureau, Adult Programs Division at (916) 651-5350.

Sincerely,

Original Document Signed By:

EILEEN CARROLL
Deputy Director
Adult Programs Division