

DEPARTMENT OF SOCIAL SERVICES
744 P Street, Sacramento, CA 95814
(916) 322-0181



June 17, 1981

ALL-COUNTY LETTER NO. 81-63

TO: ALL COUNTY WELFARE DIRECTORS

SUBJECT: PRESUMPTIVE ELIGIBILITY DETERMINATIONS FOR IHSS

REFERENCE: MPP 30-459.31

It has become evident that some counties are authorizing In-Home Supportive Services based on status eligibility for cases where there is an appeal pending for SSI/SSP. The basis used for this authorization is the presumptive eligibility regulation MPP-459.31. The purpose of this letter is to provide clarification on the use of presumptive eligibility in authorizing IHSS as specified in 30-459.31.

The intent of 30-459.31 is to avoid delaying the authorization of IHSS in obvious cases, where an application is pending a disability determination by the Disability Evaluation Division. This also can be applied to cases where there is an initial application pending for SSI/SSP. However, the use of this regulation to authorize IHSS while an appeal for SSI/SSP is pending is inappropriate. When the initial application for SSI/SSP has been denied immediate steps should be taken to discontinue providing IHSS and recoup the overpayment amount.

If you have any questions, please contact your Adult Services Program Operations Consultant at (916) 445-8724.

Sincerely,

Original Document Signed By:

James H. Gomez
Deputy Director