

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



December 16, 1981

ALL-COUNTY LETTER NO. 81-129

TO: ALL COUNTY WELFARE DIRECTORS

SUBJECT: TEMPORARY RESTRAINING ORDER IN DISABLED UNION V. WOODS

REFERENCE: ALL-COUNTY LETTER NO. 81-110

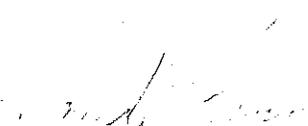
All-County Letter No. 81-110 provided additional clarification regarding implementation of the Temporary Restraining Order (TRO) issued on August 30, 1981, in Disabled Union v. Woods. That letter directed counties to restore services to the severely impaired and issue cash payments to them where necessary. It also advised that the effective date of the TRO was August 30, 1981.

Subsequent analysis has made it clear that the TRO required the restoration of services to the severely impaired retroactively to the effective date of a county's original SB 633 action.

Therefore, for those severely impaired recipients whose SB 633 reductions were not restored back to the effective date thereof, counties must issue supplemental cash payments of equivalent value to such reductions. Cash payments should be computed based on the difference between the hours of service provided prior to SB 633 reductions and the level of services after those reductions.

Attached are additional instructions on how to process payments for individual provider cases. If you have other questions regarding this matter, please contact your consultant in the Adult Services Program Operations Bureau at (916) 445-8724.

Sincerely,

  
CLAUDE E. FINN  
Deputy Director

Attachment

cc: CWDA

GEN 654 (9/79)



INSTRUCTIONS FOR PROCESSING INDIVIDUAL PROVIDER  
CASE PAYMENTS ORDERED IN DISABLED UNION V. WOODS

The payroll system has been programmed to code restoration and retroactive pay.

1. Use the SOC 311 for restoration actions. Enter Reason Code 633 (increase due to restoration per court order). This code applies to:
  - a) Severely impaired recipients restored by the Temporary Restraining Order.
  - b) Non-severely impaired recipients who, upon receipt of special SB 633 notices, file timely hearing requests and thereby receive aid paid pending from the effective date of the county's original SB 633 action. Code 633 will apply to the increase in service level required for "continuing" aid paid pending.
2. Use the SOC 312 for payments of retroactive restoration or retroactive aid paid pending. Issue payment using the Emergency Transaction Code and enter Reason Code X-09 (court ordered payment). Since this payment will be paid to IHSS recipients only, taxes will not be deducted.

These instructions incorporate and expand upon those provided with ACL 81-110.

If you have any questions, please contact your IHSS Payroll Consultant at (916) 323-0270 or ATSS 473-0270.