

DEPARTMENT OF SOCIAL SERVICES
40 NORTH PEARL STREET, ALBANY, NEW YORK 12243-0001

SEAN J. WINE
Acting Commissioner



PATRICIA A. STEVENS
Deputy Commissioner
Division of Temporary Assistance

May 3, 1996

Susan Antos
Greater Upstate Law Project
119 Washington Avenue
Albany, New York 12210

Dear Ms. Antos:

Re: Weisbrod vs. Dutcher

Your April 27, 1996 inquiry raised the question of the Department's policy on the pursuit of non absent parents in public assistance cases, specifically, in regard to the above cited Madison County case. We believe that the September 14, 1989 statement from Barbara Wellman, addressing sanctioned ADC mothers, applies in the Madison County case as well. It is this Department's position that suing a non absent parent in a public assistance case is not an appropriate implementation of support regulations.

Sincerely,

A handwritten signature in cursive script that reads "Bob Sharkey".

Bob Sharkey
Team 11
Division of Temporary Assistance

cc: Lisa Sapino
Mike Warner

AN EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EMPLOYER

10/3/89 cc: J. Castellano - fyi

State of New York

Department of Social Services

M E M O R A N D U M
DBS-524EL

TO: Jack Bailly

DATE: SEP 14 1989

FROM: Barbara Wellman *BW*

SUBJECT: Letter from June
Castellano on ADC
Custodial Mothers Being
Sued for Support

My staff have reviewed the material sent to Joan Keenan by June Castellano concerning ADC custodial mothers who are being sued for support by the local IV-D units.

We have discussed this matter with Inez Haettenschwiller and Ed Iovinelli. We agree that suing ADC sanctioned mothers for support is inappropriate and counterproductive since there are provisions in public assistance programs for counting the income of sanctioned legally responsible relatives.

We will support any actions taken by the Office of Child Support Enforcement to discourage this matter. Please feel free to contact Pat Monks if you have any questions.

cc: Inez Haettenschwiller
Ed Iovinelli
Joan Keenan