

**BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA**

In the Matter of:

CLAIMANT

and

SAN DIEGO REGIONAL CENTER, Service Agency

OAH No. 2023110869

DDS No. CS0010840

DECISION

Abraham M. Levy, Administrative Law Judge, Office of Administrative Hearings, State of California, heard this matter by videoconference on January 9, 2024.

Neil Kramer, Fair Hearings Manager, represented San Diego Regional Center (SDRC).

Denise Valence, claimant's authorized representative and Independent Living Services caretaker, represented claimant, who was present.

Oral and documentary evidence was received. The record was closed, and the matter submitted for decision on January 9, 2024.

ISSUE

Is SDRC required to fund continued rental assistance for claimant pursuant to Welfare and Institutions Code section 4689, subdivision (i)?

FACTUAL FINDINGS

1. On October 23, 2023, SDRC issued a proposed Notice of Action, effective December 1, 2023, to discontinue rental assistance that claimant has been receiving since 2021. Claimant submitted a fair hearing request on November 21, 2023, and continues to receive rental assistance as aid paid pending.

2. After the hearing record was opened, and both parties presented their respective cases, SDRC reconsidered its position and made the following stipulation, which claimant accepted:

SDRC withdraws the Notice of Proposed Action of October 23, 2023. SDRC agrees to continue to provide rental assistance for claimant for an additional six months. During this period, SDRC will work with all regional center clients in the household to develop supports and services required to meet their needs. Within this six-month period, SDRC will complete an additional assessment for rental assistance to determine if claimant continues to qualify and provide claimant with notice of the results of this assessment.

ORDER

San Diego Regional Center will abide by its stipulation as articulated on the record with respect to claimant's rental assistance.

DATE: January 10, 2024

ABRAHAM M. LEVY
Administrative Law Judge
Office of Administrative Hearings

NOTICE

This is the final administrative decision. Each party is bound by this decision. Either party may request a reconsideration pursuant to Welfare and Institutions Code section 4713, subdivision (b), within 15 days of receiving the decision, or appeal the decision to a court of competent jurisdiction within 180 days of receiving the final decision.