

Bond Case Briefs

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Reilly v. Marin Housing Authority

Supreme Court of California - August 31, 2020 - P.3d - 2020 WL 5103649 - 20 Cal. Daily Op. Serv. 9170 - 2020 Daily Journal D.A.R. 9555

Following housing authority's termination of mother of developmentally disabled daughter's Section 8 housing voucher, mother filed petition for writ of mandate.

The Superior Court sustained authority's demurrer. Mother appealed. First District Court of Appeal affirmed. Mother appealed.

The Supreme Court held that:

- Money mother received from In-Home Supportive Services (IHSS) program to provide care for her daughter was not income for purposes of calculating rent subsidy;
- Excluding money received from IHSS program from income would not have created an unfair disparity by extending the exclusion to families with a developmentally disabled member but not to families with a medically disabled member; and
- Money received from IHSS program was not intended to replicate the wages and hours of a parent employed outside the home.