
since you can't release CPS records pursuant to a release, authorization, etc., from someone who can get them to a third party.

The second way would be if the case was in litigation and the attorney made a motion, on notice to among others, your DSS for the production of the records. Then it would

10/16/2000, states that program administration includes four activities: 1) establishing eligibility; 2) determining the amount of MA; 3) providing services for recipients; and 4) fraud and abuse activities. Pretty limited circumstances, so there would be some limits on whether foster care could get much, although perhaps as relates to eligibility they could verify whether or not a parent was a recipient. If a respondent was required by court order to obtain MA that might also be something that you might be more able to find out about and report to the court.

Our office is in receipt of a request by a third party to access a recipient's SNAP records. Based on the particulars of that request and the controlling authority, there are multiple grounds for denial. However, in retrieving the authority to cite to within this specific denial, we became a bit stumped on what to our office is currently only

definitions described in FSSB Section 6. This notice must be provided to the individual at least 30 days prior to the date of the administrative disqualification hearing. The notice must include:

If the principal is still alive, the agent can authorize disclosure of APS records to Medicaid, especially so if the agent has authority to deal with:

(H) claims and litigation;

(J) benefits from governmental programs or civil or military service;

(K) health care billing and payment matters; records, reports, and statements;

Before APS provides any records, they should be provided with a copy of the POA.

was reviewing SSL 473-e, that if they felt her status as a beneficiary of her father's estate fell within one of the exceptions that they would have reversed the Supreme court decision.

Another case that suggests that a subpoena application is required is *In re Estate of Stiehler*,

[In re Estate of Stiehler](#), 59 Misc.3d 1114(A) (Surrogate's Court, Richmond County, 2005). In that case an estate representative applied for a subpoena for APS records. One twist here is that the decision is not clear about whose APS records were being subpoenaed- a husband had murdered his wife and then he died shortly thereafter, and the respective estates were wrangling over the joint estate proceeds.

One other case to check out would be *Mosey v County of Erie*, 148 AD3d 1572 (4th Dept., 2017). In that case, the 4th Dept. did find error in Supreme Court's denial of the estate's motion for discovery of APS records. That case involved a lawsuit against Erie County alleging APS's failure to adequately investigate referrals involving the abuse of an adult by her family members, who later killed her.

Can CPS directly obtain a copy of an autopsy from a Medical Examiner? The position of our Medical Examiner is that CPS must go through la

later than sixty days from the date of death, absent extraordinary circumstances, provided to the office of children and family services by such person, partnership, corporation or governmental agency.

