CALFRESH (CF) PROGRAM
REQUEST FOR POLICY/REGULATION INTERPRETATION

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO:
   - ☑ Policy/Regulation Interpretation
   - ☐ QC
   - ☐ Fair Hearing
   - ☐ Other:

5. DATE OF REQUEST: 8/21/2013
   NEED RESPONSE BY: ASAP

6. COUNTY/ORGANIZATION: YOLO

7. SUBJECT: TERMINATION OF PARENTAL RIGHTS HH COMP

2. REQUESTOR NAME:

3. PHONE NO.:

4. REGULATION CITE(S): 63-402.142, 63-402.141, 63-102(p)(1)

8. REFERENCES: *(Include ACL/ACIN, court cases, etc. in references)*
   NOTE: All requests must have a regulation cite(s) and/or a reference(s).
   ACIN I-05-08 PAGE 7, ACIN I-52-02 PAGE 5 QUESTION 2

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

SCENARIO: 32 year old male and 23 year old female, live with 32 year old male's mother. 32 year old male has a child from a previous relationship and his parental rights were terminated and the 32 year old male's mother adopted the child (her biological grandchild). 32 year old male and 23 year old female purchase and prepare together, and separately from 32 year old male's mother and the child.

QUESTION: Does the biological relationship between the 32 year old male and his son mean that they all must be part of the same CalFresh household, despite the fact that they P&P separately? Or does the termination of parental rights mean they can be considered unrelated for HH composition purposes?

10. REQUESTOR'S PROPOSED ANSWER:

Termination of parental rights means that the 32 year old male and his biological son are legally unrelated and the child does not need to be included in the 32 year old male's CalFresh household.

(ANSWER BASED ON ABOVE REFERENCES)

11. STATE POLICY RESPONSE *(CFPB USE ONLY)*:

Because the 32 year old male has terminated his parental rights, the child now legally belongs to the grandmother and is under her parental control consistent with MPP Section 63-402.141. The 32 year old male and his biological son are legally unrelated and the child does not need to be included in the 32 year old male's CalFresh household. Separate household status can be granted to the 32 year old male and his wife so long as they purchase and prepare separately from the grandmother and her adopted son.

FOR CDSS USE

DATE RECEIVED:

DATE RESPONDED TO COUNTY/ALJ: 8-2013 (RN)