

DEPARTMENT OF SOCIAL SERVICES
744 P Street, Sacramento, CA 95814
(916) 322-5387



March 6, 1981

ALL-COUNTY LETTER NO. 81-22

TO: ALL COUNTY WELFARE DIRECTORS

SUBJECT: TREATMENT OF SOCIAL SECURITY BENEFITS AS INCOME

REFERENCE: EAS 44-113.3

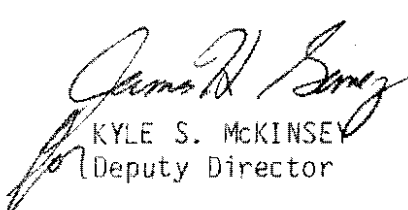
This is to clarify treatment of Social Security benefits that are received by a nonneedy parent on behalf of his/her child living in the home who is receiving AFDC as a minor parent.

EAS 44-113.3 provides that net income from Social Security is the actual amount paid to or on behalf of the recipient. Therefore, if an unaided person is the payee for the Social Security benefit of a recipient living in the home, the entire benefit is considered available net nonexempt income to the FBU.

For example: An FBU consists of a minor mother and her child. They live with the minor's mother who is the payee for the minor's Social Security benefits. When the Social Security benefits are received, the entire amount of the minor's benefit is net nonexempt income to the FBU regardless of whether the benefit is given directly to the minor mother. Furthermore, if the minor's mother is nonneedy, in-kind income values for need items are also income. See 44-115.72.

Any prior correspondence reflecting a different policy than the above should be disregarded. If you have any questions regarding this matter, please contact your AFDC Management Consultant at (916) 445-4458.

Sincerely,


KYLE S. MCKINSEY
Deputy Director

cc: CWDA