
Also, the relative guardianship must be established pursuant to Welfare and Institutions Code (W&IC) 366.26 and the juvenile court dependency for the child must be dismissed.

This ACL advises the county about the need to assess a relative as a prospective legal guardian. It also discusses CalWORKs requirements that apply to Kin-GAP families such as immunizations, school attendance and monthly reporting. It also briefly addresses issues such as annual redeterminations and aid payments.

*California Department of Social Services - State Hearings Division
Notes from the Training Bureau - April 20, 2000*

Item 00-04-02C

CDSS ACL 00-08 -- January 3, 2000 (Synopsis): County Written Policies and Procedures in CalWORKs

Reference: ACL 98-58, ACINs I-32-99, I-70-99

This ACL reminds counties that they must develop written policies and procedures for those areas in CalWORKs in which they have discretion to set standards. MPP§11-501.3 requires that, for those areas in which counties have discretion to adopt specific standards that affect an applicant or recipient's CalWORKs eligibility, grant amount or WTW activities, policies and procedures must be in writing and be made available to the public upon request.

This ACL lists 19 areas in which the counties must develop written policies and procedures. A few of these areas are:

- Determining good cause for not attending school regularly.
- Verifying regular school attendance.
- Certifying when there is no job currently available for the recipient who has received CalWORKs for the applicable 18 or 24 month time limit.
- Establishing satisfactory progress for purposes of allowing a person to continue in a self initiated program (SIP)
- Making the determination that a program leads to employment for recipients whose SIP is not on a list of approved SIPs.

*California Department of Social Services - State Hearings Division
Notes from the Training Bureau - April 20, 2000*

Item 00-04-02B

CDSS ACL 00-07-- January 5, 2000 (Synopsis): Battered Noncitizen Eligibility in CalWORKs and Food Stamps

Reference: ACLs 98-65, 99-78; ACIN I-53-99

This ACL discusses eligibility of battered noncitizens for CalWORKs and food stamp benefits. Battered noncitizens are eligible for CalWORKs as PRUCOL (Permanently residing under color of law) if they have an INS document which indicates there is an approved or pending petition that sets forth a prime facie case that the person has been battered.

Battered noncitizens may be eligible for federally funded food stamps if they are "qualified aliens" and meet other food stamp requirements for noncitizens such as having a military connection, (e.g., be a veteran, be on active duty or be the spouse or child of a veteran or active military person) be lawfully in the U.S. on August 22, 1996 and currently under age 18, over age 65, blind or disabled.

This ACL describes certain types of petitions filed with the INS by noncitizens who have alleged they are battered by a spouse or parent. Specific requirements for federal eligibility include:

The noncitizen has an approved petition or pending petition from INS which sets forth a prime facie case that the petitioner has been battered; the noncitizen or parent or child has been battered in the U.S. by a spouse, parent or family member residing in the same household; there is a substantial connection between the abuse and the need for benefits; the noncitizen no longer resides with the batterer.

*California Department of Social Services - State Hearings Division
Notes from the Training Bureau - April 20, 2000*

Item 00-04-02A

CDSS ACL 00-06 -- January 4, 2000 (Synopsis): Vehicles Used to Transport Disabled Persons

Vehicles Used to Transport Disabled Persons

Pursuant to a federal policy change, a vehicle used to transport a physically disabled household member is excluded as a resource, even if the disabled household member is an ineligible household member such as an SSI recipient.

In addition, counties are to exclude from the CalWORKs resource determination any vehicle used to transport a physically disabled individual living in the home whether or not the individual is included in the CalWORKs AU.

*California Department of Social Services - State Hearings Division
Notes from the Training Bureau - March 27, 2000*

Item 00-03-01A

IHSS Questions and Answers

ITEM 00-3-1: IHSS Questions and Answer