



CDSS

WILL LIGHTBOURNE  
DIRECTOR

STATE OF CALIFORNIA—HEALTH AND HUMAN SERVICES AGENCY  
**DEPARTMENT OF SOCIAL SERVICES**

744 P Street • Sacramento, CA 95814 • [www.cdss.ca.gov](http://www.cdss.ca.gov)



EDMUND G. BROWN JR.  
GOVERNOR

December 5, 2017

ALL COUNTY LETTER (ACL) NO. 17-120

REASON FOR THIS TRANSMITTAL

- ☒ State Law Change
- ☒ Federal Law or Regulation Change
- ☐ Court Order
- ☐ Clarification Requested by One or More Counties
- ☐ Initiated by CDSS

TO: ALL COUNTY WELFARE DIRECTORS  
ALL CalWORKs PROGRAM SPECIALISTS  
ALL CALFRESH PROGRAM SPECIALISTS  
ALL CONSORTIA PROJECT MANAGERS  
ALL COUNTY CHILD CARE COORDINATORS

SUBJECT: CALIFORNIA WORK OPPORTUNITY AND RESPONSIBILITY TO KIDS (CalWORKs) AND CALFRESH PROGRAMS: FEDERAL AND STATE EARNED INCOME TAX CREDITS CHANGES

REFERENCE: H.R. 2029, PROTECTING AMERICANS FROM TAX HIKES ACT OF 2015, DIVISION Q, [PL 114-113](#); TITLE 26 – INTERNAL REVENUE CODE, [§ 32\(b\)\(1\)](#); WELFARE AND INSTITUTIONS CODE (W&IC) [11322.5](#); ALL COUNTY LETTERS (ACLs) [15-87](#), [13-46](#), [11-13](#), [11-13E](#); ALL COUNTY INFORMATION NOTICE (ACIN) [I-85-16](#); MANUAL OF POLICY AND PROCEDURES (MPP) [44-101\(I\)\(SAR\)\(1\)](#), [44-111.3\(I\)](#), [44-111.61\(I\)](#) AND [42-213.518](#).

The purpose of this All County Letter (ACL) is to notify the County Welfare Departments (CWDs) of changes to the federal and state Earned Income Tax Credits (EITCs) benefiting low-income working families and individuals and their impact on the CalWORKs and CalFresh programs.

**Federal EITC**

The EITC program is recognized as one of the most effective tools in reducing poverty nationwide. The Protecting Americans from Tax Hikes (PATH) Act of 2015 made EITC and the Child Tax Credit (CTC) permanent in section 32(b)(1) of the Internal Revenue Code of 1986.

The federal EITC is a refundable tax credit for qualifying individuals and families, and is claimed when the credit amount exceeds the tax amount owed by the taxpayer. Individuals must have earned income from employment or self-employment and must file a federal tax return in order to qualify.

The Internal Revenue Service (IRS) reported that in 2017, there were 2.9 million federal EITC claims in California which resulted in a total of \$6.8 billion distributed to qualified individuals and families in the state. California ranks among the top three states in the nation, along with Texas and Florida, to have the most federal EITC claims and dollars distributed to tax filers.

The table below shows the updated maximum federal EITC income and credit limits. For federal EITC qualifications, tax filers can visit the [EITC webpage](#) or contact the IRS by phone at 800-829-1040 for assistance.

Table 1. Federal EITC Maximum Income and Credit Limits for 2017 Tax Year\*

Number of Qualifying Children	Federal EITC Credits Limits	Federal EITC Income Limits
None	\$510	\$15,010 (\$20,600 if married filing jointly)
1	\$3,400	\$39,617 (\$45,207 if married filing jointly)
2	\$5,616	\$45,007 (\$50,597 if married filing jointly)
3 or more	\$6,318	\$48,340 (\$53,930 if married filing jointly)

\*Data obtained from the IRS - EITC Income Tables, [2017 Tax Year](#).

## **State EITC**

California EITC (CalEITC) began two years ago as result of Governor Jerry Brown's landmark approval to assist poor working families and individuals. The state credit means additional money for eligible Californians along with the federal credit. The Franchise Tax Board (FTB) reported that \$199 million was issued to Californians who filed for the state credit for the 2016 tax year.

On June 27, 2017, Governor Brown approved the expansion of CalEITC through the 2017 Budget Bill, by increasing the income limits and allowing self-employment income to be eligible for the state credit for the 2017 tax year. According to the California Budget and Policy Center, these changes would mean an additional one million eligible families and individuals would benefit from CalEITC.

**CalEITC Income Limits:** The 2017-18 state budget increases the CalEITC maximum income limit from \$14,161 to \$22,322 per year. The new income ranges will increase the number of Californians who qualify for the state credit. The table below shows the updated maximum income and credit limit amounts for CalEITC. For additional

questions, tax filers can go to [www.ftb.ca.gov](http://www.ftb.ca.gov) and search for EITC, or contact FTB at 800-852-5711.

Table 2. California EITC Maximum Income and Credits for 2017 Tax Year\*

Number of Qualifying Children	State EITC Credits Limits	State EITC Income Limits
None	\$223	\$15,008
1	\$1,495	\$22,322
2	\$2,467	\$22,309
3 or more	\$2,775	\$22,302

\*Data obtained from the Franchise Tax Board.

**Self-Employment Income:** The CalEITC has the same general eligibility requirements as the federal EITC, with earned income of one dollar or more that is verifiable. For the 2015 and 2016 tax years, earned income had been defined as W-2 wages, salaries, tips and other employee compensation, subject to California withholding.

However, for the 2017 tax year, net earnings from self-employment, consistent with federal law, are now considered as earned income and eligible for the state credit. For additional tax information on self-employment income, tax filers can visit the Internal Revenue Service (IRS) [Self-Employed Individuals Tax Center](#), or contact the IRS office at 800-829-1040 (individuals) or 800-829-4933 (businesses).

### **Reminders on Treatment of EITC**

The CWDs shall continue to follow the CalWORKs rules on the treatment of EITC as described in ACL 15-87. Per MPP section 44-111.61(I), EITC payments are exempt from income consideration when determining CalWORKs eligibility or grant levels. These payments are to be permanently excluded as income when determining eligibility and grant amounts in the CalWORKs and CalFresh programs.

In addition, the CWDs must exempt both state and federal EITC payments, from resource consideration for CalWORKs and CalFresh applicants and recipients for 12 months starting with the month of receipt of the payment.

**CalFresh:** Please note that CalFresh program impact is limited as most CalFresh households are not required to meet an asset limit test due to California's implementation of Broad Based Categorical Eligibility, referred to as *Modified Categorical Eligibility* in California.

**CalWORKs:** If a CWD becomes aware of any cases in which a tax credit or refund was incorrectly treated as income or a resource when determining eligibility for an

applicant or when calculating a cash grant for a recipient, the CWD must take corrective action to re-evaluate the eligibility and recalculate prior cash grants excluding the tax credit and refund payment. In cases in which an underpayment has occurred, or an applicant was denied due to a tax credit or refund payment, the CWD shall restore any aid that the applicant or recipient was entitled to, after offsetting any existing overpayments for the case.

**CalWORKs Client Notification:** The CWDs are strongly encouraged to inform CalWORKs recipients that they will be able to retain these tax refunds for 12 months without incurring a penalty so they do not have to "spend down" their savings in order to stay below CalWORKs resource limits and maintain eligibility. The CWDs can also use this opportunity to remind clients about the saving benefits of having restricted accounts for specific purposes including a home purchase, education or training, start-up of a new business, or homelessness prevention, retirement accounts [401(k), 403(b), 457, IRA, etc.], and education accounts [529 and Education Savings Account (ESA)].

**EITC Outreach and Publications:** The CDSS recognizes that many counties already have existing EITC outreach campaigns, and encourages the continuation of those efforts, such as connecting with government and community resources agencies. Both FTB and IRS are working collaboratively to boost their EITC outreach and education efforts, including use of social media such as Facebook, Twitter, and text messaging. Printed EITC materials (i.e., fact sheets, flyers, social media and partner toolkits) are available at their websites ([CalEITC4me.org](http://CalEITC4me.org) and [EITC.irs.gov](http://EITC.irs.gov)).

The CWDs are strongly encouraged to inform and assist recipients of the many benefits of EITC participation. The EITC brochures - Pub 428 and 429 - are available on the [CDSS Forms](#) webpage.

In addition, the EITC Pub 428 and 429 are updated to include both federal and state EITC information for the 2017 tax year in English and Spanish languages. These publications are made available in additional languages of Chinese, Russian, and Vietnamese, to assist CWDs with EITC education and outreach to other communities through language accessibility of the publications. The Pub 428 is in a Z-fold brochure format and the Pub 429 is in a one-page flyer format.

**EITC Resources:** The CWDs are encouraged to share the information and materials about both state and federal EITCs in public accessible areas. Below, please find a list of additional EITC resources that CWDs can utilize to further assist working families.

- [Volunteer Income Tax Assistance](#) (VITA) offers free tax assistance to working individuals and families with income of \$54,000 or less.

- [WeConnect](#) is a resource center for underserved communities that provides information about health, money, jobs, food, housing, taxes, education and immigration.
- [MyFreeTaxes](#) through the United Way is an online service to help households with earning less than \$60,000 with free state and federal tax preparation and filing services.
- [EITC Assistant](#) through the IRS website in English and Spanish versions for prior tax year and for current years.
- 2-1-1 California is a statewide information and referral network. Go to [www.211california.org](http://www.211california.org) to locate the 211 in your area.

## **CAMERA READY COPIES AND TRANSLATIONS**

For camera-ready copies in English, contact the Forms Management Unit at [fmudss@dss.ca.gov](mailto:fmudss@dss.ca.gov). If your office has internet access you may obtain these publications from the [CDSS Forms and Publications](#) webpage.

When all translations are completed per MPP section 21-115.2, including Spanish forms, they are posted on an on-going basis on the [CDSS Translated Forms and Publications](#) webpage.

For questions on translated materials, please contact Language Services at (916) 651-8876. Until translations are available, recipients who have elected to receive materials in languages other than English should be sent the English version of the form or notice along with the GEN 1365-Notice of Language Services and a local contact number. <http://www.cdss.ca.gov/cdssweb/entres/forms/Multi/GEN1365MUL.pdf>.

The CWDs shall ensure that effective bilingual services are provided. This requirement may be met through the utilization of paid interpreters, qualified bilingual employees, and qualified employees of other agencies or community resources. These services shall be provided free of charge to the applicant or recipient. In the event that CDSS does not provide translations of a form, it is the responsibility of the CWDs to provide interpreter services if an applicant or recipient requests for one. More information regarding translations can be found in MPP section 21-115.

This ACL and other CDSS Letters and Notices are available on the internet at <http://www.cdss.ca.gov/inforesources/Letters-and-Notices>.

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If you have any questions about the publications, please contact the CalWORKs Eligibility Bureau at (916) 654-1322.

Sincerely,

***Original Document Signed By:***

TODD R. BLAND  
Deputy Director  
Family Engagement and Empowerment Division

Attachments



# Claim Your **2017** State and Federal Credits



## IT'S YOUR MONEY You Earned It!

**THE STATE AND FEDERAL EARNED INCOME TAX CREDITS (EITCs)** are special tax breaks for people who work full- or part-time. This means extra cash in your pocket. If you have work income, you can file your returns and claim your EITC refunds, even if you don't owe any income tax.

**CALIFORNIA EITC** requires filing of your state tax return (form 540 2EZ or 540 and a FTB 3514 for Cal EITC) and having earned income (i.e., wages, salaries, and tips) subject to California withholding. **Self-employment income now qualifies for the state credit for the 2017 tax year.**

### 2017 State EITC Income Limits

Number of Qualifying Children	State EITC Income Limits	State EITC Maximum Credits
None	\$15,008	\$223
1	\$22,322	\$1,495
2	\$22,309	\$2,467
3 or more	\$22,302	\$2,775

**FEDERAL EITC** requires filing of your federal tax return (form 1040EZ, 1040 or 1040A and as needed, the Schedule Earned Income Credit). You can also file amended returns for three years back if you did not claim your EITC or Child Tax Credit (CTC) in prior years. There is no late filing penalty if you do not owe any tax in the prior year.

### 2017 Federal EITC Income Limits

Number of Qualifying Children	Single, Head of Household or Widowed	Married Filing Jointly	Federal EITC Maximum Credits
None	\$15,010	\$20,600	\$510
1	\$39,617	\$45,207	\$3,400
2	\$45,007	\$50,597	\$5,616
3 or more	\$48,340	\$53,930	\$6,318

*The EITC refunds are not counted as income when your CalWORKs, CalFresh or Medi-Cal benefits are calculated. Ask your eligibility worker for more details.*

## CLAIMING YOUR EITC IS EASY!

Just file your state and/or federal tax returns. Be sure to check both state (<http://caleitc4me.org>) and federal ([www.irs.gov/credits-deductions/individuals/earned-income-tax-credit](http://www.irs.gov/credits-deductions/individuals/earned-income-tax-credit)) eligibility requirements.

### The Child Tax Credit (CTC)

is for families with earned income. Each family may get up to \$1,000 for each qualifying child under the age of 17. See your tax instructions and get Form 1040 or 1040A and Schedule 8812.

## GET FREE TAX HELP

- CalFile for filing state taxes online at Franchise Tax Board: (800) 852-5711 <https://www.ftb.ca.gov/online/calfile/>
- EITC Assistant through the Internal Revenue Service: (800) 829-1040 <https://www.irs.gov/>
- Volunteer Income Tax Assistance (VITA) locations: (800) 906-9887 [www.ftb.ca.gov/individuals/vita/](http://www.ftb.ca.gov/individuals/vita/)
- WeConnect: [www.calendow.org/weconnect/](http://www.calendow.org/weconnect/)
- Cal EITC for state and federal EITC calculator tool online: <http://caleitc4me.org/earn-it/>
- My Free Taxes allows filing of federal and state tax returns online: <https://MyFreeTaxes.org>

State of California, Health and Human Services Agency,  
Department of Social Services, PUB 428 (Eng/Sp) Rev. 2/18

IT'S YOUR MONEY  
**GET IT!**  
FIND OUT HOW [caleitc4me.org](http://caleitc4me.org)



# Reclame sus créditos estatales y federales del 2017



## ES SU DINERO ¡Usted se lo ganó!

**LOS CRÉDITOS EN LOS IMPUESTOS ESTATALES Y FEDERALES POR INGRESO DEL TRABAJO (EITC) son créditos especiales en los impuestos para las personas que trabajan tiempo completo o parcial. Esto significa dinero extra en su bolsillo. Si tiene ingresos de trabajo, puede presentar sus declaraciones y reclamar sus reembolsos de EITC, aunque no deba impuestos por ingresos.**

**EL EITC DE CALIFORNIA** requiere que presente su declaración estatal de impuestos (formulario 540 2EZ o 540 y un FTB 3514 para Cal EITC) y que tenga ingresos ganados (es decir, sueldos, salarios y propinas) sujetos a retención de impuestos de California. **Los ingresos de empleo por cuenta propia ahora califican para el crédito estatal de los impuestos del 2017.**

### Límites estatales de ingresos - EITC 2017

Número de niños que califican	Límite de ingresos para el EITC estatal	Crédito máximo del EITC estatal
Ninguno	\$15,008	\$223
1	\$22,322	\$1,495
2	\$22,309	\$2,467
3 o más	\$22,302	\$2,775

**EL EITC FEDERAL** requiere que presente su declaración federal de impuestos (form 1040EZ, 1040 o 1040A y si es necesario, el formulario *Schedule Earned Income Credit*). También puede presentar declaraciones modificadas por tres años anteriores si no reclamó su EITC o CTC (crédito en los impuestos por niños) en años anteriores. No hay cargo por demora si no debe impuestos en el año anterior.

### Límites federales de ingresos - EITC2017

Número de niños que califican	Soltero, Jefe de familia o Viudo	Casado declarando en conjunto	Crédito máximo del EITC federal
Ninguno	\$15,010	\$20,600	\$510
1	\$39,617	\$45,207	\$3,400
2	\$45,007	\$50,597	\$5,616
3 o más	\$48,340	\$53,930	\$6,318

**Los reembolsos de EITC no se cuentan como ingresos cuando calculan sus beneficios de CalWORKs, CalFresh o Medi-Cal. Hable con su trabajador de elegibilidad para más detalles.**

## ¡RECLAMAR SU EITC ES FÁCIL!

Solo presente su declaración de impuestos estatal o federal, o ambas. Asegúrese de revisar los requisitos de elegibilidad estatales (<http://caleitc4me.org>) y federales ([www.irs.gov/credits-deductions/individuals/earned-income-tax-credit](http://www.irs.gov/credits-deductions/individuals/earned-income-tax-credit)).

### El crédito en impuestos por niños (CTC)

es para familias con ingresos ganados. Cada familia puede recibir hasta \$1,000 por cada niño menor de 17 años que califique. Vea las instrucciones para sus impuestos y obtenga los formularios 1040 o 1040A y el *Schedule 8812*.

## RECIBA AYUDA GRATUITA CON LOS IMPUESTOS

- *CalFile* para presentar los impuestos estatales en línea en el *Franchise Tax Board*: (800) 852-5711 <https://www.ftb.ca.gov/online/calfile/>
- Asistente del EITC por medio del *Internal Revenue Service*: (800) 829-1040 <https://www.irs.gov/>
- Lugares con asistencia de voluntarios para las declaraciones de impuestos (VITA): (800) 906-9887 [www.ftb.ca.gov/individuals/vita/](http://www.ftb.ca.gov/individuals/vita/)
- *WeConnect*: [www.calendow.org/weconnect/](http://www.calendow.org/weconnect/)
- *Cal EITC* para calculadora en línea del EITC estatal y federal: <http://caleitc4me.org/earn-it/>
- *My Free Taxes* permite presentar declaraciones de impuestos federales y estatales en línea: <https://MyFreeTaxes.org>

State of California, Health and Human Services Agency,  
Department of Social Services, PUB 428 (Eng/Sp) Rev. 2/18

IT'S YOUR MONEY  
**GET IT!**  
FIND OUT HOW [CalEITC4me.org](http://CalEITC4me.org)





# Claim Your **2017** State and Federal Credits



**IT'S YOUR MONEY! YOU EARNED IT!**

**THE STATE AND FEDERAL EARNED INCOME TAX CREDITS (EITCs)** are special tax breaks for people who work full- or part-time. This means extra cash in your pocket. If you have work income, you can file your returns and claim your EITC refunds, even if you don't owe any income tax.

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**Self-employment income qualifies for the state credit for the 2017 tax year.**

## 2017 State EITC Income Limits

Number of Qualifying Children	State EITC Income Limits	State EITC Maximum Credits
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**FEDERAL EITC** requires filing of your federal tax return (form 1040EZ, 1040 or 1040A and as needed, the Schedule Earned Income Credit). You can also file amended returns for three years back if you did not claim your EITC or Child Tax Credit (CTC) in prior years. There is no late filing penalty if you do not owe any tax in the prior year.

## 2017 Federal EITC Income Limits

Number of Qualifying Children	Single, Head of Household or Widowed	Married Filing Jointly	Federal EITC Maximum Credits
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- Cal EITC for state and federal EITC calculator tool online: <http://caleitc4me.org/earn-it/>
- My Free Taxes allows filing of federal and state tax returns online: <https://MyFreeTaxes.org>



## CLAIMING YOUR EITC IS EASY!

Just file your state and/or federal tax returns. Be sure to check both state (<http://caleitc4me.org>) and federal ([www.irs.gov/credits-deductions/individuals/earned-income-tax-credit](http://www.irs.gov/credits-deductions/individuals/earned-income-tax-credit)) eligibility requirements.

### The Child Tax Credit (CTC)

is for families with earned income.

Each family may get up to \$1,000 for each qualifying child under the age of 17. See your tax instructions and get Form 1040 or 1040A and Schedule 8812.

***The EITC refunds are not counted as income when your CalWORKs, CalFresh or Medi-Cal benefits are calculated. Ask your eligibility worker for more details.***

State of California, Health and Human Services Agency,  
Department of Social Services, PUB 429 (Eng/Sp) Rev. 2/18

# Reclame sus créditos estatales y federales-2017



**¡ES SU DINERO! ¡USTED SE LO GANÓ!**

**LOS CRÉDITOS EN LOS IMPUESTOS ESTATALES Y FEDERALES POR INGRESO DEL TRABAJO (EITC)** son créditos especiales para personas que trabajan tiempo completo o parcial. Esto significa dinero extra en su bolsillo. Si tiene ingresos de trabajo, puede presentar sus declaraciones y reclamar sus reembolsos de EITC, aunque no deba impuestos por ingresos.

**El EITC de CALIFORNIA** requiere que presente su declaración de impuestos estatal (formulario 540 2EZ o 540 y un FTB 3514 para Cal EITC) y que tenga ingresos ganados reportados en un W-2 (es decir, sueldos, salarios y propinas) sujetos a retención de impuestos de California. **Los ingresos del empleo por cuenta propia ahora califican para el crédito estatal para los impuestos del 2017.**

## Límites estatales de ingresos - EITC 2017

Número de niños que califican	Límite de ingresos para el EITC estatal	Crédito máximo en el EITC estatal
Ninguno	\$15,008	\$223
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**El EITC FEDERAL** requiere que presente su declaración federal de impuestos (formulario 1040EZ, 1040 o 1040A y si es necesario, el formulario *Schedule Earned Income Credit*). También puede presentar declaraciones modificadas por tres años previos si no reclamó su EITC o crédito de impuestos por niños (CTC) previos. No hay cargo por demora si no debe impuestos en el año anterior.

## Límites federales de ingresos - EITC 2017

Número de niños que califican	Soltero, Jefe de familia o Viudo	Casado declarando en conjunto	Crédito máximo en el EITC federal
Ninguno	\$15,010	\$20,600	\$510
1	\$39,617	\$45,207	\$3,400
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- Lugares de asistencia de voluntarios con los impuestos (VITA): (800) 906-9887  
[www.ftb.ca.gov/individuals/vita/](http://www.ftb.ca.gov/individuals/vita/)
- *WeConnect*: [www.calendow.org/weconnect/](http://www.calendow.org/weconnect/)
- *Cal EITC* para calculadora en línea del EITC estatal y federal: <http://caleitc4me.org/earn-it/>
- *My Free Taxes* permite presentar en línea declaraciones de impuestos federales y estatales: <https://MyFreeTaxes.org>

## ¡ES FÁCIL RECLAMAR SU EITC!

Sólo presente su declaración de impuestos estatal o federal, o ambas. Asegúrese de revisar los requisitos de elegibilidad estatales (<http://caleitc4me.org>) y federales ([www.irs.gov/credits-deductions/individuals/earned-income-tax-credit](http://www.irs.gov/credits-deductions/individuals/earned-income-tax-credit)).

### El crédito en impuestos por niños (CTC)

es para familias con ingresos ganados. Cada familia puede recibir hasta \$1,000 por cada niño menor de 17 años que califique. Vea las instrucciones para sus impuestos y obtenga los formularios 1040 o 1040A y el *Schedule 8812*.

**Los reembolsos de EITC no se cuentan como ingresos cuando calculan sus beneficios de CalWORKs, CalFresh o Medi-Cal. Consulte con su trabajador de elegibilidad para más detalles.**



State of California, Health and Human Services Agency,  
Department of Social Services, PUB 429 (Eng/Sp) Rev. 2/18