



CDSS

WILL LIGHTBOURNE
DIRECTOR

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

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EDMUND G. BROWN JR.
GOVERNOR

REASON FOR THIS TRANSMITTAL

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

October 25, 2011

ALL COUNTY INFORMATION NOTICE NO. I-52-11

TO: ALL COUNTY WELFARE DIRECTORS
ALL COUNTY CHILD WELFARE PROGRAM MANAGERS
ALL COUNTY CHIEF PROBATION OFFICERS
ALL TITLE IV-E AGREEMENT TRIBE

SUBJECT: DEPENDENT CHILDREN: BIRTH CERTIFICATES

REFERENCE: ASSEMBLY BILL (AB) 791 (CHAPTER 59, STATUTES OF 2011);
WELFARE AND INSTITUTION CODE (W&IC) SECTIONS 361.5,
366.21, 16010.4(e), AND 16010.5

The purpose of this All County Information Notice (ACIN) is to advise county child welfare and probation departments, and others, of legislation which impacts their responsibilities and/or programs.

The enactment of AB 791 amends W&IC sections 361.5(j) and 366.21(h) and becomes effective January 1, 2012. The AB 791 requires that whenever a juvenile court determines that it will not order reunification services, or when the court terminates reunification services, the juvenile court shall order that a child's caregiver receive a copy of the child's birth certificate, or, if a foster child is 16 years of age or older that the youth receive a copy of his or her birth certificate when appropriate.

- The W&IC section 361.5(j) is amended to require that when the court determines that reunification services will not be ordered, it shall order the child's caregiver receive the child's birth certificate in accordance with sections 16010.4 and 16010.5 of the W&IC. Additionally, when the court determines that reunification services will not be ordered, it shall order, when appropriate, that a child who is 16 years of age or older receive his or her birth certificate.
- The W&IC section 366.21(h) is amended to require that at any section 366.26 hearing wherein reunification services are terminated, the court shall also order the child's caregiver receive the child's birth certificate in accordance with W&IC sections 16010.4 and 16010.5. Additionally, when the court orders a

termination of reunification services to the parent or legal guardian it shall order, when appropriate, that a child who is 16 years of age or older receive his or her birth certificate.

If you have any questions about this ACIN, please contact the Kinship Care Policy and Support Unit at (916) 657-1858.

Sincerely,

Original Document Signed By:

KAREN B. GUNDERSON, Chief
Child and Youth Permanency Branch
Children and Family Services Division