

DEPARTMENT OF SOCIAL SERVICES  
744 P Street, Sacramento, CA 95814



June 22, 1993

ALL COUNTY INFORMATION NOTICE NO. I-28-93

TO: ALL COUNTY WELFARE DIRECTORS

REASON FOR THIS TRANSMITTAL

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

SUBJECT: NONCOOPERATION SANCTION FOR AFDC APPLICANTS/RECIPIENTS  
WHO RETAIN DIRECT SUPPORT

REFERENCE: ACL 91-34, dated April 17, 1991

The purpose of this letter is to remind counties of the policy regarding the issue of noncooperation sanctions for AFDC applicants/recipients who retain direct child/spousal support payments.

All applicants/recipients of AFDC are required to cooperate by turning over direct support payments from the absent parent to the District Attorney upon request (MPP 43-107.26). There is no need to contact the District Attorney when the county determines that the applicant/recipient within his/her capabilities has refused or failed to turn over direct support and has not claimed good cause. He/she shall be ineligible for aid and sanctioned for failure to cooperate (MPP 43-107.47).

To implement the sanction, the county shall provide timely and adequate notice to the AU. The notice will inform the AU that aid can be granted or restored for the excluded person if he/she will cooperate with the District Attorney. The sanction shall be applied prospectively from the date the county makes its decision to sanction the noncooperating person (ACL 91-34).

When the recipient is notified of a sanction for failure to cooperate and agrees to cooperate before the effective date, then the discontinuance notice is to be rescinded. If the recipient is sanctioned and removed from the AU, there will be a break in aid until that individual agrees to cooperate.

If you have any questions on this issue, please contact Dennis Ragasa of the AFDC Policy Implementation Bureau at (916) 654-1063 or CALNET 464-1063.

Sincerely,

MICHAEL C. GENEST  
Deputy Director  
Welfare Programs Division