

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



August 27, 1993

ALL-COUNTY INFORMATION NOTICE I-32-93

REASON FOR THIS TRANSMITTAL

TO: ALL COUNTY WELFARE DIRECTORS

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

SUBJECT: TREATMENT OF COMBINED AFDC-FG/U CASES

REFERENCE: ALL COUNTY LETTER NO. 92-98
MPP SECTION 89-301 - ELIMINATION OF THE 100-HOUR LIMIT

The purpose of this letter is to provide counties with guidelines for processing cases when an assistance unit (AU) is receiving aid based on absent (FG) and Unemployed (U) parent deprivation and is affected by mandatory inclusion and the waiver of the 100-hour limit. When such an AU would be discontinued due to the family's income exceeding financial eligibility standards for their AU size, the county must determine if some members are eligible to receive aid based on AFDC-FG deprivation.

In addition, we have been asked to provide Notice of Action (NOA) language to properly notify recipients when these situations occur.

COMBINED AFDC-FG/U CASES

For AFDC-U members, once AFDC-U deprivation is established, the AFDC-U family remains aided under that basis of deprivation regardless of the number of hours the principal earner (PE) subsequently works. Because of mandatory inclusion the U and FG cases must be combined and the siblings and half siblings must be put into one AU with their parents. In these situations waiver of the 100-hour limit applies to the entire AU and the family receives aid until it becomes income ineligible.

EXAMPLE::

A family consists of a mother and her two children, the unmarried father and a common child. The mother has been receiving AFDC-FG for herself and her two children. The father was determined to be the PE and was also employed full time (waiver of the 100 hours applies only to recipients); therefore, he and the common child were excluded from the AU since there was no basis of deprivation for the common child.

He becomes unemployed. Due to mandatory inclusion, the father and the common child must now be added to the AU. Two months later the father becomes employed full time, i.e., working more than 100 hours per month. Since the 100 hour limit applies only to applicants, AFDC eligibility continues and the father and common child must remain in the AU. The family continues on aid until they become income ineligible.

CONTINUING FINANCIAL ELIGIBILITY

In the above example, the case is not discontinued until the family's income exceeds financial eligibility standards for an AU of five. When the five-person AU becomes income ineligible and discontinuance is considered, the mother and her two children may remain eligible to receive AFDC-FG since absent parent deprivation still exists for her two children. The father and the common child would continue to be ineligible as long as he is employed full time, i.e. working more than 100 hours a month.

ASSESSMENT OF AFDC-FG/ACTION(S) REQUIRED

When a county determines that part of an AU will be ineligible for aid on the first of the month and that other members of that AU may be eligible for continuing aid, the county should automatically assess eligibility for AFDC. In the above example, the assessment would be for AFDC-FG for mom and her two children and should be done concurrent with action to discontinue the father and the common child. If the new AU, comprised of the mother and two children is otherwise eligible no break-in-aid should occur.

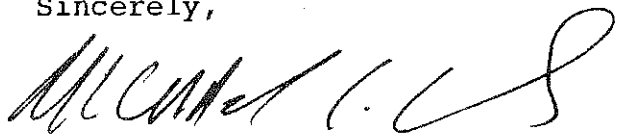
In order to simplify the process of informing recipients of the action the county intends to take, one NOA should delete ineligible members, change the continuing grant, and inform the remaining AU members of continuing aid, if otherwise eligible. The NOA would have to meet the adequate and timely requirements of MPP 22-001a.(1) and 22-001t.(1).

NOTICE OF ACTION LANGUAGE

See Attachment 1 for NOA language and instructions.
Also attached is the Spanish version of the M44-207K1.

If you have any further questions on this issue, please contact Henry Puga at (916) 654-1068 or CALNET 464-1068. For questions related to the NOA language/form, please contact John Honeycutt at (916) 654-1077 or CALNET 464-1077.

Sincerely,



MICHAEL C. GENEST
Deputy Director
Welfare Programs Division

Attachment