

DEPARTMENT OF SOCIAL SERVICES

744 P Street, Sacramento, California 95814



December 22, 2004

ALL COUNTY LETTER NO. 04-58

TO: ALL COUNTY WELFARE DIRECTORS
ALL CHIEF PROBATION OFFICERSSUBJECT: ANNUAL REDETERMINATION IN THE AID TO FAMILIES WITH
DEPENDENT CHILDREN – FOSTER CARE (AFDC-FC) PROGRAM

REFERENCE: SENATE BILL 1104 (CHAPTER 229, STATUTES OF 2004)

REASON FOR THIS TRANSMITTAL

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

This All County Letter (ACL) is in response to the recent passage of Senate Bill 1104 (Chapter 229, Statutes of 2004), the 2004/05 Budget Trailer Bill, which among numerous other provisions, affects the redetermination process in the AFDC-FC Program. Currently, pursuant to Eligibility and Assistance Standards (EAS) Manual, Section 45-201.7, redetermination of a child's AFDC-FC eligibility is completed once every six months. Senate Bill 1104 enacted Welfare and Institutions Code (W&IC), Section 11401.5, which provides for an annual redetermination in the AFDC-FC Program.

Therefore, effective August 16, 2004, counties should redetermine AFDC-FC eligibility once a year based on the most recent redetermination of the child's eligibility prior to August 16th. The EAS Manual will be updated to reflect the new statute.

To clarify, this ACL does not change other requirements which must occur every six months such as periodic reviews, case plan updates, or home visits. Services and case plan requirements remain unchanged for foster care placements, including children living with nonrelated legal guardians. In addition, this ACL does not change Eligibility and Assistance Standards (EAS) Manual, Sections 45-201.45, 45-202.53, 45-203.33, or 45-203.42 which require a SOC 158A to be completed under certain circumstances (change in authority for placement, placement type, etc.).

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If you have any questions about this ACL, please contact your Foster Care Eligibility Consultant at (916) 651-9158.

Sincerely,

Original Document Signed by

BRUCE WAGSTAFF
Deputy Director
Children and Family Services Division

c: CWDA
CPOC