

**DEPARTMENT OF SOCIAL SERVICES**

744 P Street, Sacramento, California 95814



May 15, 2007

ALL COUNTY LETTER NO. 07-20

TO: ALL COUNTY WELFARE DIRECTORS  
ALL CHIEF PROBATION OFFICERSSUBJECT: REMINDER OF DOCUMENTATION REQUIREMENTS TO VERIFY  
CITIZENSHIP OR IMMIGRATION STATUS OF FOSTER CHILDREN

REFERENCE: ALL COUNTY LETTER (ACL) No. 98-34 and ACL No. 99-43

This All County Letter (ACL) is to inform counties of the recent passage of the federal Tax Relief and Health Care Act of 2006 (Public Law 109-432) and the issuance of ACYF-CB-PI-07-04. The Tax Relief and Health Care Act requires states to "have procedures to verify the citizenship or immigration status of any child in foster care under the responsibility of the State under title IV-E or IV-B...regardless of whether title IV-E foster care maintenance payments are made on their behalf." Accordingly, this ACL reiterates the existing procedures in place to verify citizenship or immigration status of all state and federally funded foster children (aid code 40 and 42). Pursuant to the new federal requirement, these procedures will now also include children in out-of-home placement eligible for services under the Title IV-B program which may also include Emergency Assistance and county funded placements.

In California, documentation of citizenship/immigration status of foster children is governed by Manual of Policy and Procedures (MPP), Sections 42-430 through 42-433 (as they existed on July 16, 1996) and ACL No. 98-34 and ACL No. 99-43. These sources require the county to verify citizenship with any of the documents listed in MPP 42-433.21. Documentation of qualified alien status is delineated in ACL No. 98-34 and ACL No. 99-43 which outline the types of immigration status eligible for federal AFDC-FC and the documentation required to prove said status. ACL No. 98-34 also clarifies eligibility for undocumented children who have attained Permanently Residing in the U.S. Under Color of LAW (PRUCOL) status via the procedures established in Department of Health and Human Services, Letter No. 89-84.

If you have any questions about this ACL or Foster Care eligibility or funding, please contact your Foster Care Eligibility Consultant at (916) 651-9152.

Sincerely,

***Original Document Signed By:***MARY L. AULT  
Deputy Director  
Children and Family Services DivisionREASON FOR THIS TRANSMITTAL

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