

DEPARTMENT OF BENEFIT PAYMENTS

44 P Street, Sacramento, CA 95814



June 12, 1975

ALL-COUNTY LETTER NO. 75-118

TO: ALL COUNTY WELFARE DIRECTORS

SUBJECT: THE UNMARRIED MOTHER RESIDING WITH A RELATIVE CARETAKER

REFERENCE: EAS 44-213.3

In response to many inquiries from counties regarding action by the First District Court of Appeals in the Mitchell v. Swoap case, we are issuing the following clarification of departmental policy which requires a single Family Budget Unit (FBU) when an unwed mother through age 17, who is eligible to receive aid as a child in the home of her parent(s), or relative caretaker other than a parent, requests aid for her own child. Consistent with EAS 44-213.31 concerning inclusion in the same FBU of all related eligible unmarried children for whom aid is requested, if the unwed mother is eligible to receive aid as a child in the home of her parent(s) or other relative caretaker, her child shall be included in that same single FBU.

If otherwise eligible as a child in the FBU, the minor mother who is 16 or 17 years of age is exempt from Talmadge work registration requirements because she is the mother of a child under age 6.

If the minor mother is attending school and the caretaker relative with whom she is living is caring for her child under six, the caretaker relative may be exempt from registration on this basis. The caretaker relative may also be exempt from work registration if she meets any other conditions of 41-407.2 (requirements to register with the Employment Development Department).

A separate FBU shall be established when the mother is age 18 or when the self-acknowledged father of the unwed minor mother's child also lives in the home, provided there is an independent basis for his eligibility as the father in the home whose child is deprived pursuant to 41-101.

OBSOLETESuperseded by ACL #77-15
Issued 3-17-77

In all cases where an unwed minor mother is residing in an independent living arrangement or with her parents who are not receiving AFDC, the county must explore the potential for child support from the mother's own parents as well as from the absent parent of her child.

Sincerely,

A handwritten signature in black ink, appearing to read "Dennis O. Flatt". The signature is written in a cursive style with a large, stylized initial "D".

DENNIS O. FLATT
Deputy Director

cc: CWDA