

DEPARTMENT OF BENEFIT PAYMENTS
744 P Street, Sacramento, CA 95814



January 21, 1976

ALL-COUNTY LETTER NO. 76-14

TO: ALL COUNTY WELFARE DIRECTORS
WELFARE FISCAL SUPERVISORS
COUNTY AUDITORS
ADMINISTRATIVE SERVICES OFFICERS

OBSOLETE

Superseded by

QCL # 77-15

Issued

3-17-77

SUBJECT: PAYMENT OF DISREGARD UNDER THE TITLE IV-D CHILD SUPPORT PROGRAM

REFERENCE:

This letter is to clarify instructions for the payment of disregard under the Title IV-D Child Support Program.

Forty percent of the first fifty dollars collected in any month, that is a payment on the required support obligation for that month, will be paid to the AFDC Family Budget Unit as a "disregard" payment. Disregard will be paid only to federally eligible cases where an assignment of support rights has been made. Additionally, a federally eligible BHI case must have a legal guardian for disregard to be paid. (BHI disregard is deposited in a trust account for the child).

The following examples may be referred to in determining who will be paid disregard:

Example 1 - One mother, one father, one FBU: one disregard. This is the basic case in which one absent parent pays support for his/her children in one FBU. The disregard is paid to the caretaker relative.

Example 2 - One mother, one father, multiple FBU's: one disregard. This is a case in which the children of one absent parent are split up into two or more FBU's such as when one child is with the mother and another with an aunt or grandmother. In such a case, the county has the option of paying the total disregard to one FBU or dividing it among the eligible FBU's.

Example 3 - Two mothers, one father, multiple FBU: two disregards. Basically this is a combination of two example 1 cases. The absent parent has a support obligation to two or more FBU's where each FBU consists of children by a separate mother. Disregard is paid to each FBU.

Example 4 - One mother, multiple fathers, one FBU: one disregard.

This case is the same as the basic case (Example 1) except that the FBU consists of children by different fathers. In this type of case disregard is 40 percent of the first fifty dollars of the total collected on the

current month's obligation from all absent parents. One FBU cannot receive more than one disregard regardless of the number of absent parents who have a support obligation to the FBU.

Example 5 - One mother, multiple fathers, multiple FBU's: multiple disregards.

This case would be a combination of the above examples. To illustrate, assume that the case is comprised of one mother and three absent fathers. Included in the mother's FBU are the children of father A and one child from father B. Father B's other child is in the FBU of an aunt. The children of father C are in an FBU with their grandmother.

The mother's FBU is the same as Example 4 with Example 2 as a component. The mother would receive only one disregard which would be paid either from father A's contribution, father B's contribution, or from the total contribution of father A and father B together.

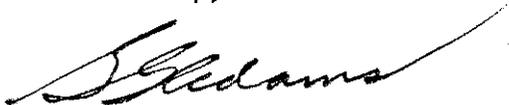
The aunt's FBU would fall under the guidelines of Example 2. The aunt's FBU could receive the full disregard from father B's contribution, a share of the disregard divided between mother and aunt's FBU's, or the aunt could receive no disregard if it was all paid to the mother's FBU.

The grandmother's FBU would fall under the guidelines of Example 1. The grandmother is the caretaker relative of all the children of one father and mother. She would receive the disregard from father C's contribution.

If protective payments have been established for any of the above examples, the disregard is paid to the protective payee.

All determinations of who shall receive a disregard payment should fall under the above guidelines, either separately or in combination. If you have any questions, please contact Chris Belden, Rhane Turner, or Bob Wildman of the Financial Planning IV-D Section, 916/445-7046.

Sincerely,



GARY G. ADAMS
Deputy Director

cc: CWDA