

DEPARTMENT OF BENEFIT PAYMENTS

744 P Street, Sacramento 95814

(916) 445-4458



February 3, 1977

ALL-COUNTY LETTER NO. 77-6

TO: ALL COUNTY WELFARE DIRECTORS

SUBJECT: APPLICATION FOR AID DURING 30-DAY SANCTION PERIOD

REFERENCE: ALL COUNTY WELFARE DIRECTORS LETTER DATED JULY 15, 1976.

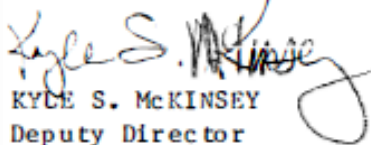
This letter is to clarify an implication contained in the WIN Regulations Questions and Answers Packet dated July 15, 1976. Specifically, the answer to question number forty-eight provides in part that the non-WIN U-parent "may reapply for aid on the 31st day." This implies that the non-WIN U-parent who refused employment or training without good cause may not reapply for aid during the thirty-day penalty period. That is not correct.

MPP Section 40-109, which is concerned with the general right to apply for aid, provides that "An applicant who appears ineligible must still be allowed to exercise his right to make an application." Thus, MPP Section 40-109 is controlling as to the non-WIN AFDC-U applicant; and the ineligible applicant must be permitted to reapply for aid during the thirty-day penalty period. Aid may be granted effective the end of the thirty-day period.

Accordingly, the answer to question number forty-eight in the referenced packet is changed to read as follows:

- A. Yes, it is a literal 30-day durational penalty. Federal regulations explicitly require a 30-day penalty period for a U-father who has refused employment or training without good cause. However, the U-parent may reapply for aid any time during the 30-day penalty period even though aid cannot be effective until the 30 days have expired.

If you have any questions regarding this, please contact your AFDC Management Consultant, (916) 445-4458.


KYLE S. MCKINSEY
Deputy Director

cc: CWDA