

DEPARTMENT OF SOCIAL SERVICES

744 P Street, Sacramento, CA 95814
(916) 445-4458



August 26, 1982

ALL-COUNTY LETTER NO. 82-86

TO: ALL COUNTY WELFARE DIRECTORS

SUBJECT: CITIZEN CHILDREN OF ILLEGAL OR UNDOCUMENTED ALIEN PARENTS

REFERENCE:

Several counties and individuals have asked for a clarification of our policy regarding citizen children of undocumented and/or illegal alien parent(s), especially in relation to All-County Letter No. 81-78.

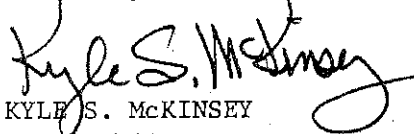
It was the intent of ACL 81-78 to insure that the residence of a U.S. child could be established independently even though the custodial parent was under order for deportation. It was not designed to cover hypothetical situations involving the future intent of the parent for the child.

It is contrary to the policy of the Department of Social Services to make any inquiry as to what a custodial parent will do if and when he or she is deported unless the county has evidence that such parent is under a final nonappealable order of deportation.

It has come to our attention that some counties have denied aid to U.S. citizen children based on the parents' answers to such hypothetical questions. Counties which have employed this practice will need to identify any cases so affected, reevaluate the case data and correct any underpayment.

Should you have further questions regarding this policy, please contact your AFDC Management Consultant at (916) 445-4458.

Sincerely,


KYLE S. MCKINSEY
Deputy Director

cc: CWDA