

DEPARTMENT OF SOCIAL SERVICES
744 P Street, Sacramento, CA 95814



February 8, 1993

ALL COUNTY LETTER NO. 93-10

TO: ALL COUNTY WELFARE DIRECTORS

REASON FOR THIS TRANSMITTAL

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

SUBJECT: Green V. Anderson (Relocation Family Grant - RFG)

REFERENCES: ACIN 1-49-92, I-54-92, ACL 92-98,92-115

On January 28, 1993, the U.S. District Court in Sacramento issued a preliminary injunction (see attached) prohibiting the California Department of Social Services (COSS) from utilizing Manual of Policy and Procedures (MPP) Section 89-402.4 (Welfare and Institutions Code 11450.03). This section provides that the county pay applicants who have not resided in California for a year prior to application, the maximum aid payment of the prior state of residence, or the California computed grant, whichever is less. The effect of the Court's ruling is to extend the requirement that new applicants be paid the California computed grant. This is the treatment required by the Temporary Restraining Order issued December 22, 1992.

We will continue to litigate this case. You are no longer required to flag any RFG cases. We will inform you if flagging becomes necessary. Those cases which had previously received a lower grant level due to RFG are to be retained in a fashion which will enable their recall. Any further retention instructions will be in the semi-annual records retention All County Letter.

We will continue the regulations development process and plan to finalize the regulations by June 1, 1993. Pending a positive outcome of future litigation, these regulations shall not be implemented.

FORMS-RELATED ISSUES

This letter also transmits the English and Spanish versions of the BC JA 2 (11/92), Statement of Facts Cash Aid and Food Stamps, and the BC CA 8 (11/92), Statement of Facts to Add Additional Persons. The BC CA 30, AFDC Budget Worksheet, was transmitted in ACIN I-54-92. NOTE: The "BC" designation for "Budget Change" was used to distinguish the forms from those developed for the Welfare Reform Demonstration Project (WRDP) and was used before the term Assistance Payment Demonstration Project (APDP) was finalized.

STOCK

Stock of the BC JA 2 (11/92), the BC CA 8 (11/92), and the BC CA 30 (11/92) is available in the CDSS Warehouse. Use stock of these 11/92 revisions until otherwise notified by us. However, counties that have opted to use up old stock of the the JA 2 (4/90), or CA 8 (2/84) are required to continue using the BC JA 2 SUP, Supplemental Statement of Facts Cash Aid and Food Stamps. Counties that need camera-ready copies of the forms in English or for the BC JA 2 or BC CA 8 in Spanish may call the Forms Management Bureau at (916) 657-1907.

IMPLEMENTATION ISSUES

When the applicant/recipient completes the relocation question on the BC JA 2 or the BC CA 8, you are no longer required to take any action on the information provided, e.g., determining if the relocation family grant applies, calculating the RFG, flagging the case, etc.

TRANSLATIONS

The Language Services Bureau has already transmitted copies of the BC JA 2 in Cambodian and Chinese and the BC CA 8 in Cambodian, Chinese, and Lao. When available the Vietnamese translations of the BC JA 2 and BC CA 8 and the Lao translation of the BC JA 2 will be forwarded to each the County FormsCoordinator.

If you have any questions or need further information regarding this Court Order or its implementation, please call Mr. Vincent Toolan at (916) 654-1808. For information concerning the forms discussed in this letter, please contact Elizabeth Allred, (916) 657-3350. For questions relating to translations, please contact Armand Herra, Language Services Bureau, at (916) 654-1286.

Sincerely,



Deputy Director
Welfare Programs Division

Attachments