

DEPARTMENT OF SOCIAL SERVICES

744 P Street, Sacramento, CA 95814



July 1, 1998

ALL COUNTY LETTER NO. 98-42

TO: ALL COUNTY WELFARE DIRECTORS
ALL CalWORKs PROGRAM SPECIALISTS
ALL CHIEF INVESTIGATORS

REASON FOR THIS TRANSMITTAL

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

SUBJECT: CALIFORNIA WORK OPPORTUNITY AND RESPONSIBILITY TO KIDS
(CalWORKs) DRUG AND FLEEING FELONS REGULATIONS

REFERENCE: AB 1542 (Chapter 270, Statutes of 1997); AB 1260 (Chapter 284, Statutes of 1997); ACL 97-65

The purpose of this letter is to transmit to the County Welfare Departments (CWDs) emergency regulations on the CalWORKs drug and fleeing felon provisions. On October 29, 1997, the California Department of Social Services (CDSS) issued All County Letter (ACL) 97-65 which implemented the drug and fleeing felon provisions of Assembly Bills (AB) 1542 and AB 1260. These provisions were effective January 1, 1998, and required that drug and fleeing felons be considered ineligible for aid under CalWORKs.

These regulations reflect policies previously stated in the implementing ACL and provide the following additions:

Clarification that these provisions apply to all individuals, including juveniles.

Clarification that violation of probation or parole covers those situations where the initial offense was a misdemeanor or a felony.

Clarification that the existence of a warrant shall be evidence of fleeing when the individual has or reasonably should have knowledge that he/she is being sought by law enforcement.

Deletes from the excluded persons section those individuals who are no longer considered excluded by law or sanctioned for non cooperation or intentional program violations. These individuals are now treated as members of the assistance unit, but the needs of the individual are not considered in the determination of eligibility or the amount of the grant.

In addition, this package provides minor technical corrections to remove obsolete terminology.

AB 1542 also required that regulations regarding these provisions be adopted no later than July 1, 1998. The attached emergency regulations (Attachment A) were submitted to the Office of Administrative Law with an effective date of **July 1, 1998**.

NOTICES OF ACTION (NOA) MESSAGES

Revised Notice of Action messages are included in Attachment B. Counties should call the Forms Management Bureau at (916) 654-1907 or CALNET at 464-1907 for camera-ready copies of any form, NA form, NOA message or suggested informing language in any language. However, counties that have provided Language Services Bureau with a county contact and the specific languages (Spanish, Chinese, Cambodian, Vietnamese and Russian) will automatically be sent those languages as soon as the document (form/NA form/NOA message/informing notice) is translated.

If you have any questions regarding these regulations, please contact Linda Lattimore at (916) 653-4992.

Sincerely,
***Original Document Signed By
Bruce Wagstaff on July 1, 1998***
BRUCE WAGSTAFF
Deputy Director
Welfare to Work Division

Attachments

c: CWDA
CSAC