

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



April 2, 1992

ALL COUNTY LETTER NO. 92-36
TO: ALL COUNTY WELFARE DIRECTORS
SUBJECT: TRANSFER OF ASSETS (AFDC)
REFERENCES: MPP 42-221

The purpose of this letter is to inform County Welfare Departments of the impending repeal of the Manual of Policy and Procedures (MPP) Section 42-221. MPP Section 42-221 prohibits the transfer of real and/or personal property with the intent of qualifying for aid or remaining eligible for aid under the Aid for Families with Dependent Children (AFDC) Program.

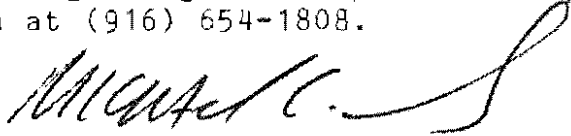
Department of Social Services has determined after review and research that Section 42-221 is being applied without clear statutory authority. Current State statutes do not provide for a period of ineligibility when property has been transferred for the purposes of securing AFDC.

Attached is a draft copy of the repeal regulations package. Upon receipt of this letter, Counties are to cease compliance with MPP 42-221. A period of ineligibility which would be required by 42-221 is not to be imposed on applicants or recipients after the effective date of this letter. Notice of Action Message M42-221 will be obsolete effective with the repeal of MPP Section 42-221. County implementation shall commence immediately and be completed as soon as administratively possible, but no later than May 1, 1992. The planned effective date for the repeal will be no later than May 1, 1992.

Food Stamps

The Food Stamp requirements in this area are defined in both Federal and State regulations (Food Stamp Manual Section 63-501.6). There will be no change from those current Food Stamp requirements which prohibit the transfer of resources in order to become eligible for the Food Stamp Program.

If you have any questions regarding this repeal effort, please call Mr. Vincent Toolan at (916) 654-1808.


MICHAEL C. GENEST, Deputy Director
Welfare Program Division

Attachment