

CALIFORNIA DEPARTMENT OF CHILD SUPPORT SERVICES

P.O. Box 419064, Rancho Cordova, CA 95741-9064

Reason for this Transmittal

- State Law or Regulation Change
- Federal Law or Regulation Change
- Court Order or Settlement Change
- Clarification requested by One or More Counties
- Initiated by DCSS

July 9, 2002

CSS LETTER: 02-12

ALL IV-D DIRECTORS
 ALL COUNTY ADMINISTRATIVE OFFICERS
 ALL BOARDS OF SUPERVISORS

SUBJECT: KINGAP AND DISREGARD PAYMENTS

This letter provides counties with clarification regarding how to process disregard payments in Kinship Guardianship Assistance Payment (KinGAP) cases when there is one payee with multiple KinGAP children who reside in the same household.

Pursuant to the Department of Social Services (DSS), Manual of Policies and Procedures (MPP), Section 90-105.31, "Each KinGAP child shall constitute his/her own Assistance Unit (AU) of one. No other person, including a sibling, shall be in the same AU with the KinGAP child." Additionally, DSS All County Letter, number 01-64, September 10, 2001 sent out to the local welfare agencies, states in question and answer number 28: "Pursuant to Eligibility and Assistance Standard's Manual (EAS), Section 44-111.47, the first \$50 per month of a current child support payment paid to or on behalf of an AU is disregard. Pursuant to the EAS Manual, Section 82-520.44, the \$50 disregard is applied to each AU when payment is collected from an absent parent for children in multiple AUs. Since each KinGAP child has his/her own AU, the \$50 disregard is applied to each KinGAP AU."

Furthermore, the DSS regulations cited above are consistent with the child support regulations contained in the MPP, Section 12-425(c)(1)(E), which state: "When current support is received from one noncustodial parent on behalf of multiple current assistance cases, a disregard of up to \$50 for each assistance unit shall be authorized." As a result, in all cases in which a single payee is caring for multiple KinGAP children, each child is entitled to a disregard from the current support payment(s) received each month.

DCSS-PR-2002-CTY-0105



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www.childsup.cahwnet.gov

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If you have any questions or concerns regarding this matter, please contact
Tonya Crawford-Comage at (916) 464-5224.

Sincerely,

PATRIC B. ASHBY
Deputy Director
Child Support Services Division