

Amend Section 40-118 to read:

40-118 WHO MUST BE INCLUDED ON THE STATEMENT OF FACTS 40-118
(FILING UNIT)

.1 (Continued)

.15 SSI/SSP Child The caretaker relative, stepparent, California registered domestic partner of the SSI/SSP child's parent and second parent of an SSI/SSP child when aid is requested.

.16 GAIN Sanctioned Child The caretaker relative, stepparent, California registered domestic partner of the child's parent, and second parent of a child who is sanctioned by the GAIN program. (Continued)

.19 Spouse or California registered domestic partner of persons mandatorily included in the filing unit.

Authority cited: Sections 10553, 10554 and 10604, Welfare and Institutions Code.

Reference: 45 CFR 206.10(a)(1)(vii), 45 CFR 206.10(a)(5)(i), and 45 CFR 233.90(c); SSA-AT-86-01; Civil Code 224m and 229, 42 OSCA 602(a); Zapata v. Woods (1982) 187 Cal. Rptr 351, 137 C.A. 3d 858; and Family Code Section 297.5(a).

Amend Section 43-103 to read:

43-103 DEFINITIONS FOR PURPOSES OF SUPPORT RESPONSIBILITY 43-103
(Continued)

.6 California Registered Domestic Partner

An individual who:

.61 has a Declaration of Domestic Partnership registered with the California Secretary of State, or

.62 is a member of a legal union, other than marriage, of two persons of the same gender, validly formed in another jurisdiction, and substantially equivalent to a California registered domestic partnership.

.621 A legal union substantially equivalent to a California registered domestic partnership is one in which the members or former members have the same rights and responsibilities, respectively, as:

(a) spouses or former spouses, and

(b) stepparents or former stepparents of their partners' children.

Authority cited: Sections 10553, 10554, and 10604, Welfare and Institutions Code.

Reference: Sections 10553, 10554, and 10604, Welfare and Institutions Code; and Family Code Sections 298.5 and 299.2.

Amend Section 44-209 to read:

44-209 IDENTIFICATION OF PERSONS FOR CLAIMING OF FINANCIAL PARTICIPATION (Continued) 44-209

.3 (Continued)

.31 An essential person is a stepparent, California registered domestic partner of the child's parent, or ASP who is not an otherwise federally eligible person under .2 and who:

.311 (Continued)

Authority cited: Sections 10553, 10554 and 10604, Welfare and Institutions Code.

Reference: 45 CFR 233.20(a)(2)(vii), FSA-AT-91-1 dated January 1, 1991; ~~and~~ Sections 10553, 10554, 10604, 11203, and 11450(b), Welfare and Institutions Code; and Family Code Section 297.5(a).

Amend Section 80-301 to read:

80-301	DEFINITIONS (Continued)	80-301
<p>(c)e- (1) <u>California Registered Domestic Partner</u></p> <p style="padding-left: 40px;"><u>(A)</u></p> <p style="padding-left: 80px;"><u>(B)</u></p> <p style="padding-left: 120px;"><u>(i)</u></p> <p style="padding-left: 160px;"><u>(1)</u></p> <p style="padding-left: 160px;"><u>(2)</u></p> <p style="padding-left: 40px;">(12) (Continued)</p> <p style="padding-left: 40px;">(23) (Continued)</p> <p style="padding-left: 40px;">(34) (Continued)</p> <p style="padding-left: 40px;">(45) (Continued)</p> <p>(s)s- (9) Stepparent</p>	<p><u>“California Registered Domestic Partner” means an individual who:</u></p> <p><u>has a Declaration of Domestic Partnership registered with the California Secretary of State or</u></p> <p><u>is a member of a legal union, other than a marriage, of two persons of the same gender, validly formed in another jurisdiction, and substantially equivalent to a California registered domestic partnership.</u></p> <p><u>A legal union substantially equivalent to a California registered domestic partnership is one in which the members have the same rights and responsibilities, respectively, as:</u></p> <p><u>spouses or former spouses, and</u></p> <p><u>stepparents or former stepparents of their partners’ children.</u></p> <p><u>“Stepparent” means a the person who is not the biological parent, <u>but and is either married to, or the California Registered Domestic Partner of,</u> the parent of the child.</u></p> <p>(Continued)</p>	

Authority cited: Sections 10553, 10554 and 10604, Welfare and Institutions Code.

TERM	PREVIOUS CITE	REFERENCE
Aid to Families With Dependant Children (AFDC)	(Continued)	(Continued)
<u>California Registered Domestic Partner</u>	<u>N/A</u>	<u>Family Code Sections 298.5 and 299.2.</u>
Caretaker Relative	(Continued)	(Continued)
Stepparent	43-103.3	45 CFR 233.20(a)(3)(xiv); and Section 11008.14, Welfare and Institutions Code; <u>and Family Code Section 297.5(a).</u> (Continued)

Amend Section 82-808 to read:

82-808 CARETAKER RELATIVE REQUIREMENTS 82-808

.1 (Continued)

.11 (Continued)

.112 Step-Relatives A stepfather, stepmother, California Registered Domestic Partner of a parent, or stepbrother or stepsister, or

.113 Spouses of Relatives A spouse or California Registered Domestic Partner of any person named above even after the marriage or registered domestic partnership has been terminated by death or dissolution or termination of the California Registered Domestic Partnership, or (Continued)

.141 Acceptable Evidence Evidence includes:

- Adoption papers or records
- Baptismal records of birth and parentage
- Birth certificate
- Bureau of Vital Statistics or local government records of birth and parentage
- Census records
- Church records (including a statement from priest, minister, etc.) of parentage or relationship
- Court records of parentage
- Court support records
- Day care center records
- Declaration of California Registered Domestic Partnership
- Divorce papers or Termination of California Registered Domestic Partnership
- Family Bible
- Hospital or public health records of birth and parentage
- Indian census records
- Insurance policy
- Juvenile court records
- Marriage licenses/records

Outpatient care records maintained by a
hospital, clinic, or physician
Paternity records maintained by a Child
Support Agency
School records
Voluntary social service agency records
(Continued)

Authority cited: Sections 10553 and 10554, Welfare and Institutions Code.

Reference: 42 USC 408(a)(10); 42 USCA 606; 45 CFR 206.10; 45 CFR 206.10(a)(8); 45 CFR 233.90; 45 CFR 233.90(c)(1)(iii); 45 CFR 233.90(c)(1)(v); 45 CFR 233.90(c)(1)(v)(A); and 45 CFR 233.90(c)(2); Federal Register, Vol. 45, Page 58125, September 2, 1980; 45 CFR 237.50(b)(2); SSA-AT-86-01; ACF-AT-91-33; ~~and~~ Sections 10553, 10554, 10604, 11203, 11269, and 11450, Welfare and Institutions Code; and Family Code Sections 297.5(a)-(d).