

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



June 15, 1982

ALL-COUNTY INFORMATION NOTICE 1-69-82

TO: ALL-COUNTY WELFARE DIRECTORS

SUBJECT: PARENTAL CONTROL - FOOD STAMP PROGRAM

REFERENCE: M.S. 63-402.131

There have been a number of inquiries recently regarding what constitutes "parental control". This notice provides guidelines to county welfare departments for determining when a minor is under the parental control of an adult with whom he/she is residing.

In accordance with California Civil Code Section 62, under each of the following conditions, a minor shall not be considered under the parental control of the adult with whom he/she resides:

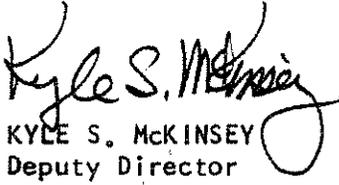
1. The minor entered into a valid marriage, whether or not such marriage has been terminated by dissolution. (Note: A marriage which has been annulled is not a valid marriage).
2. The minor is on active duty with any of the armed forces of the United States of America. (Note: A person who was in the armed forces but was discharged before reaching the age of 18 could still be considered under parental control.)
3. The minor has been emancipated by a court order.

If none of the above conditions exist then whether or not a minor is under the parental control of the adult with whom he/she resides should be determined using the following criteria:

1. The minor is economically self-supporting and managing his/her own affairs.
2. The closer a minor is to 18 years the more significant age becomes in the determination of parental control.
3. The minor is absent from the adult with whom he/she is residing for significant periods of time and comes and goes without the adult's approval.

The eligibility worker should assess the relative importance of the above criteria to each individual case in determining whether or not parental control exists.

If you have any further questions, please contact your Food Stamp Program Operations Consultant at (916) 322-5475.

  
KYLE S. MCKINSEY  
Deputy Director

cc: CWDA