

DEPARTMENT OF BENEFIT PAYMENTS



February 8, 1974

ALL - COUNTY LETTER NO. 74-24

TO: ALL COUNTY WELFARE DIRECTORS

THIRTY-DAY PERIOD OF INELIGIBILITY FOR REFUSAL TO ACCEPT EMPLOYMENT OR TRAINING

Questions have been raised by counties concerning the effectiveness of the 30-day termination from aid for refusal to conduct a job search, report on job search activities, or refusal of an offer of employment or training (MPP Section 30-155.2 and EAS Section 41-407.12). The questions center around the length of the discontinuance and the time restraints placed on HRD and the welfare departments to provide "adequate notice" to recipients before aid may be terminated.

Recent interpretation of the federal regulations indicates that the 30-day period of discontinuance should commence to run on the effective date of termination from aid. In practice, the termination process is as follows:

1. The action or inaction occurs;
2. The action or inaction is discovered and a "good cause" determination is made in accordance with MPP Section 30-154;
3. The EW is notified, action is taken to terminate AFDC at the earliest time possible and a 10-day notice is sent to the recipient if it is determined that good cause did not exist. A CA 331 is sent to HRD notifying them of the county action; and
4. If no appeal is filed, AFDC to the recipient is discontinued for 30 days following the effective date of discontinuance. If the recipient is an AFDC-U parent, the entire recipient family shall be discontinued. It shall be the responsibility of the county to inform the individual that he may reapply at the expiration of the 30 days.

Regulations are being developed to implement these instructions. Counties are to take the necessary administrative steps to implement above procedures as soon as possible, but no later than March 1, 1974.

Questions relative to this letter may be referred to AFDC Program Operations Bureau (916) 445-4458.

Sincerely,

DAVID B. SWOAP
Director

OBSOLETE

Superseded by

ACL # 77-15

Issued 3-7-77