REV. JULY 8, 2014				
MANUAL LETTER # 61-2014				

Their child

468-000-305 EXAMPLES OF STANDARD FILING UNIT

1.	Mom	married		Dad	
	Her daughter Her son	Their child together	His daughter His son		
	All must be in the unit. Their child together makes the other children half brothers and sisters and there is relative responsibility of both parents for all children.				
2.	Mom	married		Dad	
	Her daughter Her son	No child in common	His daughter His son		
	According to Nebraska statute, a stepparent is financially responsible for his/her stepchildren, so everyone must be in the unit together.				
3.	Mom	unmarried		Dad	
	2 Children (Previous marriage or another father)				
		Child in common			
	Has paternity for their child been established?				
	If no <u>t established</u> :				
	<u>Unit cons</u> Mom Her 2 ch Their chi	ildren			
	The unit remains this way unless paternity is established or they get married.				
	If paternity has been established:				
	Is the child in common economically deprived (do they qualify for a grant as a five- person unit)?				
	If yes:				
	Mor	2 children			

The unit remains this way unless ineligible for an ADC grant.

If no:

<u>Unit consists of</u>: Mom Her 2 children

Their child is not economically deprived. The unit remains this way unless they get married or meet the definition of economic deprivation for the child in common.

The case situation is the same as Example 3. Paternity has been established. The unit has been eligible for a grant but eligibility as a single unit ends. For example, the father of the child in common gets a job which causes the unit to lose grant eligibility.

Example 3A:

Mom Dad Her child Their child

The mother and her child may be eligible for a grant as a separate unit. Their child is ineligible for a grant.

Example 3B:

Mom Dad Her child His child Their child

This case may be treated the same as Example 3A. The father, his child, and the child in common may be eligible for a Transitional Grant (if they meet the 3 of 6 test). See 468 NAC 2-024.01 ff.

Example 3C:

Mom unmarried Dad Her child (age 7)

Unborn in common

Paternity <u>cannot be</u> acknowledged <u>or established</u> for the unborn <u>when the couple is</u> <u>unmarried</u>. The unborn's EDC is in six months, so the unborn cannot be added/included in a grant unit.

<u>Issue</u>: Because the unborn is not a grant-eligible dependent child, can the <u>alleged</u> father of the unborn be included in the ADC grant unit?

<u>Reply</u>: No. Because the unborn cannot be included in the ADC grant until the final trimester of pregnancy <u>and paternity cannot be established before the birth occurs</u>, the <u>alleged</u> father is not drawn into the grant unit.

4. Aunt (relative payee)

Niece of same parents Nephew

Aunt could have a unit of three of them, or she could have just the two children, but she may not have related siblings in different ADC units.

- 5. Aunt (relative payee)
 - Niece daughter of sister and brother-in-law
 - Nephew son of brother and sister-in-law

Aunt's needs may be in or out of the unit. Although the children are not blood related, if they are living as a family unit, they must be budgeted together. Aunt has the option of excluding either child, but may not draw separate benefits for each.

- 6. The household consists of mother, daughter, son, and grandchild (child of the daughter). If the daughter is age 18 or younger and attending school full-time, the household is budgeted as one unit.
 - Mother Daughter Son Grandchild

If the daughter is 18 or younger and has dropped out of school, she will be required to participate in Employment First. Her EF participation requirement will either be to return to school or to complete an Employability Plan and participate in another EF component. In either event, the daughter will again meet the definition of a dependent child, so we would again budget them as a single unit.

If the daughter is 18 years of age and has graduated from high school, she and her child may be established in a separate ADC unit as follows:

Mother	Daughter
Son	Daughter's Child

Each unit is potentially eligible for an ADC grant. If the mother has income greater than her unit's payment standard, that income is allocated to the daughter's unit. This allocation continues until the daughter reaches the age of majority (19) or moves out of her mother's home.