

**County of San Diego, Health and Human Services Agency (HHSA)
Cash Assistance Program for Immigrants (CAPI) Program Guide**

Couples/Ineligible Parents

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A. Background:

This section provides the definitions of couples and ineligible parents and the policies for the treatment of couples and ineligible parents in CAPI.

B. Policy:

1. Couple

A couple is defined as a couple to whom any of the following apply:

- Are legally married
- Either member of the couple is entitled to the husband's or wife's Social Security insurance benefits as the spouse of the other
- The applicant or recipient and an unrelated person of the opposite sex are living together in the same household and both lead people to believe they are husband and wife.

Accept the applicant's/recipient's statement on marital status, unless there is information to the contrary. Each member of a couple receives on-half of the couple's payment in a separate Electronic Benefit Transfer (EBT) or Direct Deposit, when each member is eligible for CAPI.

2. Eligible Spouse

An eligible spouse means an aged, blind or disabled individual who:

- Meets all CAPI eligibility requirements (including filing an application)
- Is the husband or wife of another aged, blind or disabled individual
- Is living with that individual.

3. Ineligible Spouse

Ineligible spouse means someone who is living with the applicant or recipient as husband or wife who is:

- Not eligible for CAPI or SS/SSP
- Does not apply for CAPI or SS/SSP, though he/she is otherwise eligible.

It is unnecessary for the ineligible spouse to participate in the intake or redetermination interview or to sign the Statement of Facts. The applicant must provide information regarding income and property of the ineligible spouse. If necessary information to determine the applicant spouse's eligibility is not provided, failure to provide rules apply.

4. Couples Sharing 40 Quarter Work Requirement

If an SSI spouse has earned 40 quarters of work while the couple has been married, the 40 quarters can be credited to the non-SSI spouse. This would make the non-SSI spouse potentially eligible for SS/SSP.

5. GR and CAPI Couple

For GR couple cases where one spouse becomes eligible for CAPI and the other spouse remains active to GR, the GR case is maintained in the appropriate FRC.

6. Ineligible Parent

Ineligible parent means a natural or adoptive parent or the parent's spouse who:

- Is not eligible for CAPI or SS/SSP

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- Lives with a minor child who is the CAPI applicant or recipient.

C. Procedure:

None.

Other Program Impacts:

None.

References:

POMS GN 00210.006

MPP 49-005(e)(1), (e)(3), (i)(1), (i)(2), (s)(3)

ACLs 99-13, 00-67, and 02-63

ACIN 68-05

Sunset Date:

This policy will be reviewed for continuance on or by 03/31/2019

Release Date:

3/8/2016