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| LOCAL COMMISSIONERS MEMORANDUM |  
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Transmittal No: 90 LCM-181

Date: November 7, 1990

Division: Commissioner's  
Office

TO: Local District Commissioners

SUBJECT: Filed Regulation 352.30(f)

ATTACHMENTS: Attachment listed below  
(Attachment available on-line)

The following changes to the Official Regulations of the State Department of Social Services have been filed for adoption with the Secretary of State.

18 NYCRR 352.30(f) relating to deeming of income of a legalized alien parent.

The final rule - Filed: 10/31/90 - Effective: 11/21/90.

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Michael J. McNaughton  
Director, Local District  
Policy Communications

Subdivision (f) is added to section 352.30 to read as follows:

(f) The income of an alien who is disqualified from receiving aid to dependent children under the federal Immigration and Nationality Act, and who is barred from receiving home relief or veterans assistance benefits by State law or chooses not to apply for such benefits, is considered available to his or her child for purposes of determining the eligibility of such child for benefits provided in the home relief, aid to dependent children or veteran assistance programs. The income of an alien which is to be considered available to his or her children must be determined in accordance with the provision of section 352.14(a) of this Part. This subdivision does not apply to aliens who are subject to the filing unit provisions of the home relief or veteran assistance program.