

**CATEGORICAL FACTORS
ADC - RELATED****LIVING WITH SPECIFIED RELATIVE**

Policy: In order for a child and a caretaker relative to be ADC-related they must be living together.

References:

SSL Sect. 366.1(a)(5)(iii)

Dept. Reg. 360-3.3(b)(5)

INFs 07 OHIP/INF-1

Interpretation:

The determination of eligibility for ADC-relatedness includes consideration of the living arrangement of the dependent child who has been deprived of parental support. The child must be living with his/her parent or caretaker relative. The child is considered to be living with the parent or other relative as long as the relative takes responsibility for the care and control of the child, even though:

- (1) circumstances may require the temporary absence of either the child or relative;
- (2) the child has been placed in the home of such relative by a court, except when placement is on a board basis with a plan for supervision and control by the local department of social services through its Child Welfare program.

In situations of evenly shared (physical and legal) custody, the dependent child is considered to be living with both parents. When a court order for evenly shared custody of the child(ren) is not followed, a determination must be made as to which parent is the primary caretaker. Which parent has greater physical custody and responsibility for medical, education, day care and similar needs are factors to consider when making this determination.

When to Verify Status: (a) When the A/R indicates the presence of a child in the household;