

CALFRESH (CF) PROGRAM REQUEST FOR POLICY/REGULATION INTERPRETATION

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input checked="" type="checkbox"/> Other:	5. DATE OF REQUEST: September 11, 2011	NEED RESPONSE BY: As Soon as possible
2. REQUESTOR NAME: Marjorie Mullan	6. COUNTY/ORGANIZATION: Mendocino County	
3. PHONE NO.: (707) 463-7852	7. SUBJECT: ACL 12-35	
4. REGULATION CITE(S): 63-508.4, 63-508.5, 63-508.532, 63-508.64, 63-802	8. REFERENCES: <i>(Include ACL/ACIN, court cases, etc. in references)</i> NOTE: All requests must have a regulation cite(s) and/or a reference(s). ACL 10-32, Food Stamp Waiver #2090046, AB 959	

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

ACL 10-32 States CalFresh eligibility will be restored for Non-Assistance CalFresh (NACF) households within the month following termination without the need for a new application or an interview if the household resolves the reason(s) of the discontinuance in that month. (Does not specifically refer non-receipt of a QR 7 only)

ACL 12-25 States that Public Assistance CalFresh (PACF) cases who submit a completed QR 7 in the month following discontinuance for failure to submit a QR 7 will have their benefits restored the first of the following month, providing the county issues a timely NOA to the termination of TCF benefits.

It goes on further to state that under the provisions of FNS Waiver #2090046 NACF recipients are already permitted to submit a completed QR 7 within the month following discontinuance without having to re-apply for benefits. AB 959 extends this same opportunity to PACF recipients. (cont. in next section)

10. REQUESTOR'S PROPOSED ANSWER:

My question is does AB 959 only apply to PACF cases that have been discontinued for not submitting a completed QR 7? Or will the PACF cases be allowed to have their case restored for other reasons if they resolve the reason for discontinuance within the month following discontinuance?

My proposed answer is no, that PACF will not be following the same restoration guidelines as NACF are allowed because it is not stated as such in ACL 12-35. (but I hope I am incorrect)

11. STATE POLICY RESPONSE (CFPB USE ONLY):

Yes, AB 959 applies to cases (NACF or PACF) that have been discontinued for not submitting a completed QR 7. As stated in ACL 12-35, AB 959 allows a recipient to submit a completed QR 7 the month following a discontinuance of an incomplete or non-submission of a QR 7 and that these households would be considered recipient cases and will not be subject to applicant eligibility criteria.

FOR CDSS USE

DATE RECEIVED:

DATE RESPONDED TO COUNTY/ALJ:

**CALFRESH (CF) PROGRAM
REQUEST FOR POLICY/REGULATION INTERPRETATION (Continued)**

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