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:
   - [x] Policy/Regulation Interpretation
   - [ ] QC
   - [ ] Fair Hearing
   - [ ] Other:

2. REQUESTOR NAME: Marian Acosta

3. PHONE NO.: 1-805-287-3858

4. REGULATION CITE(S): MPP 63-503(A) (B)

5. DATE OF REQUEST: 1/21/14

NEED RESPONSE BY: 1/27/14

6. COUNTY/ORGANIZATION: Santa Barbara County

7. SUBJECT: CW grant in the CF budget when calculating claims

8. REFERENCES: *(Include ACL/ACIN, court cases, etc. in references)*
NOTE: All requests must have a regulation cite(s) and/or a reference(s).

MPP 63-503(A) (B)

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

63-503 (A)Federally funded AFDC additional/corrective payments that the CWD could not anticipate with reasonable certainty or did not have time to budget prospectively shall be budgeted retrospectively.
63-503 (B)State-only AFDC, GA/GR, RCA, and ECA payments that the CWD could not anticipate with reasonable certainty or did not have time to budget prospectively shall not be budgeted retrospectively.
Scenario - Case is a CalWORKs, per Welfare Fraud it was determined that the client had unreported earnings (Direct Child Support). When calculating claims for back months, would the PA grant be included in the CF budget? If the total CalWORKs grant is an overpayment, when calculating the claim for CF, would we count both the PA grant and direct child support as unearned income?

10. REQUESTOR'S PROPOSED ANSWER:

In this case, since the total CalWORKs grant is an overpayment and will need to be paid back to the county it should not be included in the budget for CalFresh when calculating claims for back months. When the claim is calculated for CF, only the direct child support should be included in the budget.

11. STATE POLICY RESPONSE *(CFPB USE ONLY)*:

The CalFresh program does not count the child support as income to the CalFresh household that contains the AU. Based on Federal regulations found at 7 CFR 273.9(b)(5)(ii), Child support payments received by TANF recipients which must be transferred to the agency administering title IV-D of the Social Security Act, as amended, to maintain TANF eligibility (regardless of whether the funds were actually remitted to the IV-D agency) are not counted in the computation of CalFresh benefits. Therefore, the CalWORKs that was received in the budget month would be used for each particular month's budget calculation.

FOR CDSS USE

DATE RECEIVED:	DATE RESPONDED TO COUNTY/ALJ:
1/21/14	2/5/14 JN

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

1. RESPONSE NEEDED DUE TO:
   - ☐ Policy/Regulation Interpretation
   - ☐ QC
   - ☐ Fair Hearing
   - ☐ Other:

2. REQUESTOR NAME:

3. PHONE NO.:

4. REGULATION CITE(S):

5. DATE OF REQUEST:

NEED RESPONSE BY:

6. COUNTY/ORGANIZATION:

7. SUBJECT:

8. REFERENCES: *(Include ACL/ACIN, court cases, etc. in references)*
NOTE: All requests must have a regulation cite(s) and/or a reference(s).