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.: (805) 287-3858

4. REGULATION CITE(S): 63-502.1(d) 63-502.2(i)

5. DATE OF REQUEST: 6/13/15 — NEED RESPONSE BY: 6/19/15

6. COUNTY/ORGANIZATION: Santa Barbara

7. SUBJECT: Earnings of an 18 year old student

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

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

Regulation 63-502.2(i) - The earned income (as defined in Section 63-502.13) of children who are members of the household, who are elementary or secondary school students at least half time, and who have not attained their 19th birthday. Income of a student who attains their 19th birthday during the certification period, shall be excluded until the month following the month in which the student turned 19. If the student becomes 18 during an application month, the income is excluded in the month of application and counted in the following month except as specified in Section 63- 507(a)(4)(A).

At what age are earnings of a child attending school excluded, 18 and under or 19 and under? Are the regulations different for recipients and applicants as stated in 63-502.2(i)?

10. REQUESTOR'S PROPOSED ANSWER:

As stated in 63-502.1(d) - All earned income of a child under 19 years old is exempt if he/she is a full-time student, or he/she has a school schedule that is equal to at least one-half of a full time curriculum, and he/she is not employed full time.

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

Per current policy in ACL 07-31, CalFresh regulations will be updated to state that the earned income exclusion for a minor only applies when the child is under 18 years of age.

The regulations should read - The earned income (as defined in Section 63-502.13) of children who are members of the household, who are elementary or secondary school students at least half time, and who have not attained their 18th birthday. Income of a student who attains their 18th birthday during the certification period, shall be excluded until the month following the month in which the student turned 18. If the student becomes 18 during the application month, the income is excluded in the month of application and counted in the following month except as specified in Section 63-507(a)(4)(A).

FOR CDSS USE

DATE RECEIVED:

DATE RESPONDED TO COUNTY/ALJ: A.B. 7/2/2015

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).