

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 type="checkbox"/> Other:	5. DATE OF REQUEST: 1/11/2016	NEED RESPONSE BY: ASAP
2. REQUESTOR NAME: Christine Alvarez	6. COUNTY/ORGANIZATION: Monterey	
3. PHONE NO.: 831 796-1544	7. SUBJECT: Mid Period Over Issuances - VUR	
4. REGULATION CITE(S): 63-800	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 12-25/E, 13-17, 7 CFR 273.12(a)(5)(v); a)(5)(vi); 7 CFR 273.24(b)(7); 7 CFR 273.10(c)(1)	

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

SAR CF household in July - December SAR Period

HH submits 2 check stubs dated 8/7/15 and 8/14/15 on August 16th and based on verification submitted there is enough information to determine frequency, amount and source, and no further information is needed in order to take action on the case. The head of household called the CWD on October 5th and reported that the income decreased and is expected to end soon. The contact center EW informs the HH to report changes at next SAR report and sends a No Change NOA. The case task to recalculate the CF allotment due to the income verification for August was not processed until October 15th.

Question: Should the CWD recalculate the CF budget and establish an administrative OI for benefit months September - October and issue the lower CF allotment for November with 10 day notice?

10. REQUESTOR'S PROPOSED ANSWER:

The CWD would not act to establish an administrative OI for this scenario since the verified income mid period report did not continue.

Page 80 of ACL 12-25 states: Verified mid-period reports are considered part of the case record and shall be entered into the eligibility automation system at the time they were verified. (Failure to include information from verified mid-period reports would thus be an agency error OP, and no OI would be established, as the recipient timely and accurately reported.)

CFR 273.10 states: If HH reports a change in income that is expected to continue for at least one month beyond the month in which the change is reported, the State agency may act on the change.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

Per ACL 13-17, the CWD must act on changes considered VUR even if it results in a mid-period decrease in CF benefits. In this case an administrative OI would be established for September and October. It would appear that no lower allotment would be issued for November given that the client's income decreased and is anticipated to end.

FOR CDSS USE

DATE RECEIVED: 01/11/16	DATE RESPONDED TO COUNTY/ALJ: 03/03/16 VM
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**CALFRESH (CF) PROGRAM
REQUEST FOR POLICY/REGULATION INTERPRETATION (Continued)**

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