

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: March 11, 2013	NEED RESPONSE BY: March 18, 2013
2. REQUESTOR NAME: Suzanne Garcia		6. COUNTY/ORGANIZATION: Dept of Social Services	
3. PHONE NO.: 805-781-1895		7. SUBJECT: Recipient in Hospital for 60 days or more	
4. REGULATION CITE(S): 63-402.4		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 63-402.4; 7 CFR Section 273.1(b)(7)(vi)	
9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):			

We have a CalFresh recipient who will be in the hospital for at least 2 months. She has been living with her boyfriend and they are a CalFresh HH of 2. Is she eligible to participate in the CF program if hospitalized for several months? She plans to return home to boyfriend after hospital stay. Do we discontinue her off the program giving her timely notice?

10. REQUESTOR'S PROPOSED ANSWER:

I'm not sure of the answer. I don't know if the hospital would be considered an "institution" and she would be ineligible?

11. STATE POLICY RESPONSE (CFPB USE ONLY):

Per both MPP 63-402.4 and 7 CFR Section 273.1 (b)(7)(vi), residents of institutions are not eligible to participate in the CalFresh Program as a separate household or as a member of any household, and individuals must be considered residents of an institution when the institution provides them with the majority of their meals (over 50 percent of three meals daily). "Institution" is not defined in the CFR or MPP regulations, but a hospital would typically be considered an institution.

Yes, you would discontinue her as a household member with a timely notice, and CalFresh benefits would be issued only for the remaining household member as long as all other eligibility conditions continue to be met.

FOR CDSS USE

DATE RECEIVED:

3-12-13

DATE RESPONDED TO COUNTY/ALJ:

3-25-13

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

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