

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 checked="" type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: 5/10/2016	NEED RESPONSE BY: ASAP
2. REQUESTOR NAME: Douglas Lee, ALJ II (Regional Specialist)	6. COUNTY/ORGANIZATION: San Diego	
3. PHONE NO.: 760-510-4999; 858-740-6605	7. SUBJECT: CalFresh	
4. REGULATION CITE(S): All County Letter No. 12-25	8. REFERENCES: (Include ACL/ACIN, court cases, etc. in references) NOTE: All requests must have a regulation cite(s) and/or a reference(s). ACL 12-25, p. 31	
9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):		

In Semi Annual Reporting how do we budget a limited term/temporary/seasonal employee? For example, an employee of H&R Block (tax preparation), is employed only the months of January, February, March and April, but does not work the remainder of the year.

10. REQUESTOR'S PROPOSED ANSWER:

The income is averaged over 12 months to get a reasonably anticipated monthly income for the SAR period.

See example of a school employee (cafeteria in ACL 12-25, at p. 31).

11. STATE POLICY RESPONSE (CFPB USE ONLY):

CDSS disagrees with the proposed answer. Two calculations should be made, one for the time income is anticipated, and one for the time that no income is anticipated.

Per ACL 12-25, at p. 33, "...the AU/household is certain that their income will be ending or new income will be starting in a certain month of the SAR Payment Period, this income will only be used to determine benefit amounts for the months in which it is reasonably anticipated to be received. In these situations, the CWD shall calculate two different benefit levels for the semi-annual period: one benefit amount for the months in which the income will be received and one benefit amount for the months in which the income will not be received."

[See next Page]

FOR CDSS USE

DATE RECEIVED: May 10, 2016	DATE RESPONDED TO COUNTY/ALJ: May 27, 2016 (WEB) Revised June 8, 2016
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**CALFRESH (CF) PROGRAM
REQUEST FOR POLICY/REGULATION INTERPRETATION (Continued)**

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Also, 7 CFR 273.10(c)(3)(ii) states, "Households which, by contract or self-employment, derive their annual income in a period of time shorter than 1 year shall have that income averaged over a 12-month period, provided the income from the contract is not received on an hourly or piecework basis. "