

## 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. 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: 1/16/2013	NEED RESPONSE BY: 1/31/13
2. REQUESTOR NAME: Pamela Andrade	6. COUNTY/ORGANIZATION: Orange County/CalFresh Program	
3. PHONE NO.: 714-541-7862	7. SUBJECT:  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).  ACIN 1-71-99 Question 5.	
4. REGULATION CITE(S): 63-402, 63-505.513&514		

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

If a drug felon pleas guilty to selling drugs and is convicted, then later petitions the court for relief under penal code 1203.4/1203.4(a), and it is granted are they eligible to CalFresh?

The applicant was denied due to his conviction and determined a Disqualified Drug Felon. He is appealing the denial due to he has a signed Order for Relief Under Penal Code 1203.4/1203.4a from a Judge/Commissioner of the Superior Court. He must still disclose the conviction when asked per the Order. (?)

The Order grants that the plea, verdict or finding of guilty be set aside and vacated and a not guilty be entered and the accusatory filing is dismissed.

Because of the signed Order is he considered a Qualifying Drug Felon or not a drug felon?

10. REQUESTOR'S PROPOSED ANSWER:

Due to applicant complied with probation, the Order changes his plea to not guilty and his case is dismissed for count(s) 1,2.

It is not clear if all counts are dropped. However if they were all dismissed he would not be a drug felon.

Further clarification is also needed by the investigators.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

### FOR CDSS USE

DATE RECEIVED:	DATE RESPONDED TO COUNTY/ALJ:
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