# 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:
   - ☐ Policy/Regulation Interpretation
   - ☐ QC
   - ☐ Fair Hearing
   - ☑ Other:

5. DATE OF REQUEST: 8/29/2012

NEED RESPONSE BY: 8/31/2012

6. COUNTY/ORGANIZATION: Mariposa County Humans Services

7. SUBJECT: CalFresh Out of County Usage

2. REQUESTOR NAME:

3. PHONE NO.:

4. REGULATION CITE(S): ACIN I-29-04, ACL 03-18

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):

We have a change reporter client who showed up on our Out of County Usage Report. The client has been using his EBT card in Orville and Pollock Pines, CA since 6/2012. Fraud referral was completed and the findings were that the client had moved up to Northern CA in 6/2012. Client has never reported the move,which he had 10days for the date of move to notify our office, since he is a change reporter. The EW Supe states that this not an overissuance since the client was still a CA resident. We would only do an OI if the client received duplicate aid. I believe it should be an OI for 7 & 8/2012. Can we do an OI for this?

Can we do OI's if client never reported moving out of county but still lives in CA? I have put this question out to other counties and have received responses that it should not be an OI and responses that it should be an OI.

10. REQUESTOR'S PROPOSED ANSWER:

Yes. We can do OI .

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

In the past, similar questions have been asked by other counties, therefore, CDSS deferred the question to FNS for further guidance. FNS responded back stating that they were deferring it back to the State and allowing the State to decide on an option. CDSS decided to choose the option not to establish an overissuance claim for a household who moves and the household's circumstance do not change the household's benefit amount, to a different county within the same state and fails to report the move. FNS does not have an issue with the option that California chose because as far as they are concerned SNAP benefits are paid from federal money. Furthermore, since the implementation of Inter-County Transfer (ICT) in CalFresh, the fact that a household moved to a different county within the same state is no longer a residency issue.

**FOR CDSS USE**

DATE RECEIVED:

DATE RESPONDED TO COUNTY/ALJ: October 23, 2012