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:
   - [x] Policy/Regulation Interpretation
   - [ ] QC
   - [ ] Fair Hearing
   - [ ] Other:

5. DATE OF REQUEST: 5/17/14
   NEED RESPONSE BY: 5/23/14

6. COUNTY/ORGANIZATION: Santa Barbara

7. SUBJECT: Loss of Residency

2. REQUESTOR NAME:

3. PHONE NO.:

4. REGULATION CITE(S): 63-504.266, 63-509 (c)

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 10-01, ACIN I-58-13

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

ACL 10-01 states - Per MPP Section 63-504.266, for change reporting households, no notice is required to be sent for termination due to loss of residence when the CWD determines, based on reliable information that the household will not be residing in the county of benefit issuance. For QR households, the discontinuance, based on reliable information obtained to indicate loss of residency, can take place at the end of an issuance month as soon as adequate notice is provided to the household in accordance with MPP Section 63-509 (c).

Question: Is timely notice required to be sent due to loss of residency to change reporting or SAR households?

10. REQUESTOR'S PROPOSED ANSWER:

ACIN I-58-13 states - ACL 12-25 pages 44-45 states that a timely Notice of Action (NOA) is required when the household moves out of state. For NACF, 63-504.266(b) exempts the CWD from providing a NOA when the household has moved out of county. (An Inter County Transfer (ICT) would be done if the household remains in California.) Must the CWD provide a timely NOA for a NACF household that moves out of state? Answer: In accordance with Manual of Policies and Procedures (MPP) section 63-504.266(b), no notice is required if there is reliable information that the household moved out of state. ACL 12-25 is not definitive in this area and on page 45 under 'CalFresh Only' the paragraph specifies a notice is not needed pursuant to MPP section 63-504.267.

Answer: Based on ACIN I-58-13 and ACL 10-01, no notice is required to be sent to either change reporting or SAR households that are discontinued due to loss of residency based on reliable information.

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

The State concurs with the proposed answer.

FOR CDSS USE

DATE RECEIVED: Friday, May 30, 2014

DATE RESPONDED TO COUNTY/ALJ: June 3, 2014 JN