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: 11/21/13
   NEED RESPONSE BY: 11/31/13

6. COUNTY/ORGANIZATION: Shasta

7. SUBJECT: Overissuance on IEVS Reports - Change Reporter

2. REQUESTOR NAME:

3. PHONE NO.:

4. REGULATION CITE(S): 63-102(c)(11)(QR), 20-006.4, .5, 63-504.44, 63-801.2

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):

In establishing an overissuance (OI) claim based on a household's failure to report income and verification from an Income Eligibility Verification System (IEVS) report, such as the Payment Verification System (PVS) report, what criteria is used to determine when there has been inaction by the CWD? When charting an OI, is an ADM error charted based on the date the information is verified and known to the CWD, such as the date the IEVS was received? Or does an OI become an ADM error if the CWD has not taken action within the 45 day review period in which the CWD is required to take action on an IEVS?

Scenario: Change reporting household. State Disability Insurance (SDI) check received on 3/19/13. The client was required to report within 10 days (by 3/29/13). The CWD received a PVS Report on 3/28/13 which verified SDI. The client reported SDI income on 5/1/13. Case Discontinued 6/30/13.

10. REQUESTOR'S PROPOSED ANSWER:

Option 1:
May and June overissuances are ADM error due to inaction by the CWD. The information was known to the County through the PVS report on 3/28/13, which was verified upon receipt. The County should have taken action by 4/30/13.

Option 2:
The May overissuance is an Inadvertent Household Error (IHE); the HH failed to report within 10 days (by 3/29/13).
The June overissuance is an ADM error; the CWD has 45 days to take action on a PVS report (by 5/10/13).

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

CDSS concurs with the response stated in Option 1 above.

FOR CDSS USE

DATE RECEIVED:

DATE RESPONDED TO COUNTY/ALJ: 1/2014 JR