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

5. DATE OF REQUEST: 11/26/12

NEED RESPONSE BY:

6. COUNTY/ORGANIZATION: San Francisco County, Agency of Human Services

7. SUBJECT: Sponsored Noncitizen-Opting Out

2. REQUESTOR NAME:

3. PHONE NO.:

4. REGULATION CITE(S): 63-300(2)(F)

8. REFERENCES: *(Include ACL/ACIN, court cases, etc. in references)*
NOTE: All requests must have a regulation cite(s) and/or a reference(s).

ACIN I-43-03
ACIN I-09-04, Q# 7
ACL 11-06

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

Question 1: In a family HH that includes children under 18, if the adult chose to be excluded prior to the determination of eligibility. Does it mean that once the adult opted out, he/she cannot participate in the middle of the certification, even though the sponsor deeming requirements is not applicable anymore.

For example: In a CFAP case, the excluded (opted out) father has completed the 3 years from the date of entry and asked the CF program to add him to the ongoing case (that includes his children) in the first month following the month in which he completed the 3 years. Can the program add him, even though the request of the participation was made in the middle of the certification? In other words, the regulation states that once the individual chose to participate, they cannot opt out in the middle of the certification. What about the opposite, if the individual opted out at certification, then decided to participate before the next recertification.

10. REQUESTOR'S PROPOSED ANSWER:

Yes, the excluded eligible noncitizen can request to be added to their children case at any time during the certification, as long as they comply with the sponsor deeming rules or become exempt.

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

The state concurs with the proposed response.

FOR CDSS USE

DATE RECEIVED:

DATE RESPONDED TO COUNTY/ALJ: