# PROGRAM INTEGRITY
# REQUEST FOR REGULATION INTERPRETATION

**INSTRUCTIONS:** Complete items 1 -10 of the form. Use a separate form for each policy interpretation request. Retain a copy of the Word Document for your records, and submit via email to: PIBPolicy@dss.ca.gov.

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| 1. REQUESTOR NAME:<br>Kathleen Bauer, Investigator | 5. COUNTY:<br>Marin |
| 2. PHONE NO: (415) 473-7074<br>EMAIL: kbauer@marincounty.org | 6. SUBJECT:<br>Prosecution Diversion Program |
| 3. REGULATION CITE(S):<br>7 CFR § 273.16(h); MPP § 20-300.22; MPP § 20-352.2 | 7. REFERENCES: (ACLs/ACINs, COURT CASES Etc.) |
| 4. DATE OF REQUEST:<br>08/31/2017 | 8. DATE RESPONSE NEEDED: |

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

We are exploring the implementation of the Prosecution Diversion Program in Marin County. Are there any regulations that support the use of the Prosecution Diversion Program and/or refers to our authority to implement this action? Possibly an All County Letter?

10. REQUESTOR'S PROPOSED ANSWER:

11. CDSS RESPONSE:

Yes. Both Federal and State Regulation allow a Prosecution Diversion Program through the use of deferred adjudication and the Disqualification Consent Agreement (7 CFR § 273.16(h), MPP § 20-300.22, & MPP § 20-352.2).

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| PROGRAM INTEGRITY ANALYST:<br>Cassandra Wagner | APPROVING MANAGER:<br>Jessica Lopez |
| DATE:<br>03/07/2018 | DATE:<br>3/22/18 |

DATE RESPONSE RECEIVED/LOG # (CDSS Use Only):

03/01 PI 18-11

Please note: The policies expressed in this response are based on the unique set of facts presented and should not be presumed to apply in other situations.