ParaReg Headnotes
700-799 Refugee Paraphrased Regulations

700-1   General purpose of refugee assistance (69-201.1)

700-2   Factors to be considered in determining RCA eligibility, general (69-205.11)

700-3   CalWORKs regulations apply to RCA unless specifically superseded (69-201.4)

700-3B   RCA recipients are governed by CalWORKs MBSAC and MAP, and in other RCA determinations, e.g., grant calculation (ACL 98-88, 00-40; 45 CFR 400.62(a), (b); 69-201.4)

700-4   Refugees eligible for CalWORKs must receive CalWORKs; other recipients may receive RCA if eligible; recipients have no option (69-204.2)

701-1   Old rule: RCA applicants/recipients have right to appeal per §22-000 et seq. (69-221, repealed 2/1/02)

701-2   State regulations regarding RCA hearings provide limited due process rights (69-210.2)

701-3   Federal regulations regarding RCA hearings require adherence to due process requirements (45 CFR 205.10(a), 45 CFR 400.23(a) and .54(b); Goldberg v. Kelly; 69-210.2)

710-1   Failure to provide information about sponsor or VOLAG results in discontinuance (69-203.26)

714-1   State notice requirements for RCA (69-201.1)

714-2   Federal notice requirements for RCA (45 CFR 400.54(a)(3))

721-2   Eight month RCA eligibility, beginning with month of entry for most recipients (69-202.41, Handbook 69-202.411; 45 CFR 400.203, .211)

721-2A   Time-limit eligibility and exceptions (69-205.241)

721-2B   Effective December 19, 2009, Iraqi and Afghan SIs are eligible to 60-months of Refugee benefits instead of eight months (ACL 10-28)

722-2   Requirement to provide notice as to RCA and other public assistance programs when denial, reduction or termination of benefits (69-210.13; 45 CFR 400.53(a)(3))

726-1   Implementation of state TCVAP program for victims of human trafficking not eligible for RCA or for non-citizen victims of domestic violence or other serious crimes (70-101)

726-1A   CWD shall determine the trafficking status of non-federally eligible individuals applying for state benefits and services as victims of a severe form of human trafficking. (70-102; 70-102.11 handbook)

726-1B   Sworn victim or representative statement plus one item of additional evidence is sufficient to verify trafficking status; if no additional evidence is available, credible victim statement is sufficient (70-102.2 and .3)

730-1   Composition of RCA AUs (69-205.3)

740-1   Real and personal property limitations in RCA governed by CalWORKs; "resources" remaining in country of origin are not used in determining "income" eligibility (69-206.2)

741-1   RCA recipients are governed by CalWORKs MBSAC and MAP, and in other RCA determinations, e.g., grant calculation (ACL 98-88, 00-40; 45 CFR 400.62(a), (b); 69-201.4)

744-2   RCA persons are entitled to $225 and 50% income disregards used in CalWORKs, and reception and placement cash received by a refugee cannot be used in determining income eligibility (ACL 00-40; 45 CFR 400.66(d); 65 FR 15410)

744-3   Income in RCA uses CalWORKs rules; "reception and placement cash" received in U.S. is not considered in determining income eligibility (69-206.1)

770-1   Old rule: RCA work registration and participation requirement (69-208.11)

770-1A   Requirements for nonexempt RCA recipients to participate in work and employment services, and to accept referrals and jobs (69-207.12)

770-2   Referrals by CWD to appropriate refugee education and training programs (69-207.15)

770-4   Refugees exempt from work registration (69-207.3)

770-5   Sanction for failure to meet employment requirements in RCA Program (69-209.3)

770-6   List of most common good cause reasons for failure to meet employment requirements in RCA (69-208.4)

770-7   Penalty for failure to register for employment education/training or EDD (69-209.2)

770-8   Requirement of face-to-face or telephone interview, and interpreter if necessary, prior to good cause determination (69-208.5)

790-2   CalWORKs overpayment, underpayment and fraud procedures apply to RCA (69-212)

791-1   ALJs have no authority to award interest (AFL-CIO v. UIAB; ACIN I-52-96; *Knight* v. *McMahon*)