

Item 03-01-02A -- ISSUES INVOLVING CLAIMANT'S RECEIPT OF TANF IN ANOTHER STATE

1. May an Administrative Law Judge review another state's determination of the number of months a claimant received TANF in that state?

Answer: NO. The Judge may inquire whether the aid the claimant received was TANF benefits (as opposed to state benefits) but the Judge will be bound by the other state's assertion regarding the type of aid and the number of months that aid was received.

The claimant must file for a state hearing in the other state to contest that state's determination if there is a dispute.

2. What type of evidence should counties present from another state?

Answer: The best evidence that a county can provide is a written document on the other state's letterhead submitted under penalty of perjury that lists the specific month(s) the claimant received TANF in that state. This is more reliable evidence and less subject to attack than an Appeal Specialist's testimony that another state's employee had orally advised him/her of the months the claimant received TANF in that state.

**Item 03-10-02A
Paraphrased Regulations**

This is the August 2003 update of the Paraphrased Regulations (ParaRegs). This new hardcopy of the ParaRegs appends and does not replace the previous update. It is being distributed to all ALJs and to two counties (Kern and San Mateo) and two authorized representative groups (Legal Services of Northern California [the Sacramento office] and Western Center on Law and Poverty [the Los Angeles office]). Interested parties may request a hardcopy from the appropriate contact.

Please insert the pages where the page numbers indicate. This will not replace any pages, only supplement them with the correct or added version.

Refer to your Notes 03-8-1 for which ParaRegs have been changed and added.

Item 03-10-01G