

DEPARTMENT OF BENEFIT PAYMENTS

744 P Street
Sacramento, CA 95814



May 29, 1975

ALL-COUNTY LETTER NO. 75-106

TO: ALL COUNTY WELFARE DIRECTORS
ALL COUNTY FOOD STAMP COORDINATORS

SUBJECT: FOOD STAMP PROGRAM - DRUG ADDICT AND ALCOHOLIC TREATMENT AND REHABILITATION
CENTERS

REFERENCE: AGL #75-59; Food Stamp Regulations, Sections 63-2133, 63-2212.6,
63-2216, and 63-2216.1

This is to clarify instructions transmitted by All-County Letter No. 75-59 dated March 14, 1975. In light of additional federal interpretation, the section titled "Instructions for Individuals" should be restated as follows:

Drug or alcoholic treatment facilities which do not meet the criteria listed under Section 63-2212.6, "Definition of a Drug or Alcoholic Treatment and Rehabilitation Program" (i.e., treatment centers which are not certified by the appropriate state office under P.L. 91-616 and P.L. 93-282, or P.L. 92-255, as providing treatment which can lead to rehabilitation) shall be considered "institutions" rather than "drug or alcoholic treatment and rehabilitation programs." Any individuals residing and participating in such non-certified treatment centers or "institutions" shall be subject to all stipulations listed under Section 63-2216, "Residents of Institutions." Consequently, individual residents for whom the non-certified, non-authorized treatment facility provides the majority of their meals would be ineligible to participate in the Food Stamp Program. However, as also stated under Section 63-2216, individual residents of a non-certified center who do not receive their meals from that center may be eligible for food stamps provided they have access to cooking facilities to prepare their own food and separate food storage, or are participating in either a delivered meals or communal dining program, and meet all other eligibility criteria. Such individuals who are residents of non-certified centers and are not provided meals by their centers may apply for food stamps as individuals; they need not apply with the center acting as authorized representative.

Conversely, as stipulated under Section 63-2216.1(a), residents of certified "drug or alcoholic treatment and rehabilitation programs" are exempt from all provisions applying to residents of institutions. As such, these individuals

have no freedom of choice to apply for food stamps on an individual basis. If they elect to make application for food stamps, residents of certified treatment facilities must do so with their certified center acting as their authorized representative, pursuant to Section 63-2133.

Thus residents of non-certified residential centers may only make application for food stamps as individuals independent of their center and only under those conditions described above. Residents of certified drug or alcoholic treatment and rehabilitation centers may only make application for food stamps with the center acting as their authorized representative.

If you have any questions regarding this procedure, please contact Beth Hardesty Fife, Food Stamps Systems Bureau, (916) 445-6907.

Sincerely,



DENNIS O. FLATT
Deputy Director

cc: FNS, USDA
CWDA