

March 08, 2012 Summary of Changes

Chapter	Passage	Summary
1400	1460.1904	Removed references to alternative work registration procedures with non Refugee Resettlement employment agencies.
	1460.1906.15	Re-titled passage. Removed references to alternative work registration procedures with non Refugee Resettlement employment agencies and added that an exemption be provided for residents in counties not served by RAP E&T providers.
1600	1610.0305.02, 1620.0305.02, 1630.0305.02, 1650.0305.02, 1660.0305.02	Added new passages for shared ownership of real property.
3200	3220.0206, 3260.0206	New passages establish 12-month limit on restoring lost benefits due to administrative error.

Technical changes and changes in non-substantive information may be excluded from this summary.

Listing of Amended Passages

1460.1904 Determination of Participation Status (RAP)

A nonexempt refugee must, except for good cause, participate in RAP E&T.

The eligibility specialist must determine the participation status (mandatory, exempt or volunteer) of each individual in the assistance group. The eligibility specialist must review each exemption and allow the individual the opportunity to claim an exemption. Exempt individuals are not required to participate.

Participation status must be determined during the initial application, each eligibility review, or upon receipt of information that a change in participation status may have occurred.

Applicants:

RAP E&T mandatory participants must participate prior to application approval or the application for the individual cannot be approved. Participation includes ~~one of the following:~~

1. ~~r~~Registration with an appropriate agency providing employment services under the Refugee Resettlement Program (RRP) **if available in their county of residence.**
2. ~~If the refugee resides in an area without an RRP agency, the applicant must present proof of work registration with the RWB/designee.~~
3. ~~Current registration of the mandatory applicant for employment for food stamp work registration requirements.~~
4. ~~Registration with the RWB/designee office nearest the individual's home.~~

RAP E&T volunteers are not formally referred to RWB/designee. However, the eligibility specialist may encourage the RAP volunteer to contact the RWB/designee for assistance in obtaining employment.

Recipients:

Participation requirements for recipients are the same as for applicants. When an exempt member becomes a mandatory participant, the redetermination cannot be completed until the requirement is met.

1460.1906.15 Residents in **Counties Areas Not Served by RAP E&T (RAP)**

If there is no **RAP employment** agency providing RAP E&T in the **county area** in which the refugee resides, **the individual will be exempted from the RAP work registration and participation requirement based upon their residing in a remote area (county).** ~~the registration requirement is met when the applicant/recipient presents current verification of work registration with the Department of Labor and Employment Services. The most recent employment registration card must be dated within the last six months in order for the individual to be considered currently registered.~~

~~If no RWB /contract provider office is in the county, the registration must be completed in the office nearest the individual's home.~~

~~The application cannot be approved until this requirement is met for all nonexempt assistance group members.~~

Listing of Amended Passages

1610.0305.02 Shared Ownership of Real Property (FS)

When the individual shares ownership with another individual or other individuals, only the individual's ownership interest is included. If there is no documentation defining the portion owned by each individual owner, all owners are assumed to have equal shares in the property.

If the individual cannot sell his share of the property without the consent of the other owner and the other owner refuses to give his consent, the property cannot be considered a countable asset.

1620.0305.02 Shared Ownership of Real Property (TCA)

When the individual shares ownership with another individual or other individuals, only the individual's ownership interest is included. If there is no documentation defining the portion owned by each individual owner, all owners are assumed to have equal shares in the property.

If the individual cannot sell his share of the property without the consent of the other owner and the other owner refuses to give his consent, the property cannot be considered a countable asset.

1630.0305.02 Shared Ownership of Real Property (MFAM)

When the individual shares ownership with another individual or other individuals, only the individual's ownership interest is included. If there is no documentation defining the portion owned by each individual owner, all owners are assumed to have equal shares in the property.

If the individual cannot sell his share of the property without the consent of the other owner and the other owner refuses to give his consent, the property cannot be considered a countable asset.

1650.0305.02 Shared Ownership of Real Property (CIC)

When the individual shares ownership with another individual or other individuals, only the individual's ownership interest is included. If there is no documentation defining the portion owned by each individual owner, all owners are assumed to have equal shares in the property.

If the individual cannot sell his share of the property without the consent of the other owner and the other owner refuses to give his consent, the property cannot be considered a countable asset.

1660.0305.02 Shared Ownership of Real Property (RAP)

When the individual shares ownership with another individual or other individuals, only the individual's ownership interest is included. If there is no documentation defining the portion owned by each individual owner, all owners are assumed to have equal shares in the property.

If the individual cannot sell his share of the property without the consent of the other owner and the other owner refuses to give his consent, the property cannot be considered a countable asset.

3220.0206 Restoring Lost Benefits (TCA)

The Department must restore lost benefits when a determination is made that benefits were lost because all or part of the assistance group's cash assistance were denied, delayed, or terminated due to administrative error.

Benefits will be restored to the assistance group for not more than 12 months prior to whichever of the following occurred first:

1. the date the Department was notified by the assistance group or by another individual or agency in writing or orally of the possibility of lost benefits; or
2. the date the Department discovered that a loss of assistance group benefits occurred.

New language in passages appear blue in color and ~~strikethrough~~ is used for deleted language. The Introduction, Glossary, Appendices and deleted or renumbered passages are excluded.

Listing of Amended Passages

Benefits must be restored even if the assistance group is currently ineligible.

Exception: Benefits must be restored when overrecoupment has occurred, without regard of the 12-month time frame.

3260.0206 Restoring Lost Benefits (RAP)

The Department must restore lost benefits when a determination is made that benefits were lost because all or part of the assistance group's cash assistance were denied, delayed, or terminated due to administrative error.

Benefits will be restored to the assistance group for not more than 12 months prior to whichever of the following occurred first:

1. the date the Department was notified by the assistance group or by another individual or agency in writing or orally of the possibility of lost benefits; or
2. the date the Department discovered that a loss of assistance group benefits occurred.

Benefits must be restored even if the assistance group is currently ineligible.

Exception: Benefits must be restored when overrecoupment has occurred, without regard of the 12-month time frame.