

Client Notification

The date entered by the Worker is 60 days from the date of application. When the AG is denied for failure to provide information required to determine eligibility and subsequently provides the requested information within 60 days of the original application, a new DFA-2 is not required. If the information is not provided by the date requested, an ES-NL-A must be sent for denial.

2. WV WORKS

The Worker and the applicant must agree upon the date entered. If the form is mailed to the client, the Worker must use his judgment about a reasonable amount of time required for the client to provide the information. If the information is not provided by the date indicated, and the client has not contacted the Worker, the application is denied, if an eligibility factor is involved. The client must be notified by an ES-NL-A. If eligibility is established, but the client does not provide proof of entitlement to a deduction, the deduction is not allowed. The AG is approved, and the client is notified by an ES-NL-A.

3. Medicaid

The date entered must be at least 10 days or a time agreed upon with the applicant during the interview. See DUE DATE OF ADDITIONAL INFORMATION for each coverage group in Chapter 1.

Spenddown

The date entered here must be 30 days from the date of application when it is determined during the intake interview that the client will be required to meet a spenddown. The OFS-6A must be attached to the DFA-6. In addition, the DFA-6 must indicate that medical expenses must be provided by the deadline date shown on the form, and the amount required to meet the spenddown must be specified. This is in addition to any other verification which may be needed.

If the AG does not appear to be subject to a spenddown when the DFA-6 was issued, but verification of or a change in income results in a spenddown prior to approval, a new DFA-6 is issued to obtain medical bills to establish eligibility. However, the time limit for providing medical expenses remains 30 days from the date of application.

B. DFA-NL-6, NOTICE OF WITHDRAWAL OF APPLICATION

If the applicant withdraws his application, the Worker must give or mail him a DFA-NL-6.

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C. ES-NL-A

NOTE: The ES-NL-A must always be used with the Pre-Hearing Conference and/or a Fair Hearing Request Form, DFA-FH-1, and the appropriate computation forms.

The ES-NL-A is used for approvals and denials for all programs. The form is self-explanatory, but must be completed in such a way as to provide the client with a full understanding of the reason for the action taken.

The Worker must use terms understandable to the client and avoid the use of agency jargon. Examples of proper and improper completion of sections of the form are shown below:

<u>Improper Completion of the Form</u>	<u>Proper Completion of the Form</u>
The action taken on your application is as follows: your application has been denied.	The action taken on your application is as follows: Your application for SNAP benefits has been denied.
The reason for this action is as follows: failure to cooperate.	The reason for this action is as follows: You did not verify the amount of your earnings by 2/10/2005. Income must be verified before SNAP benefits can be approved. The penalty for not doing this is denial of the application.
The Department's policy requiring this action is found in: Chapter 1 of the Manual.	The Department's policy requiring this action is found in Section(s) _____ of the Income Maintenance Manual.

In the space provided, the Worker must indicate the name, address and telephone number of local agencies or organizations which provide legal services without charge. Refer to Appendix A.

The information, which must be contained on the ES-NL-A, is found below, by program.

1. Approvals

a. SNAP Benefits

The notice must include the month of approval, the amount of the benefit, pro-rated and ongoing, the length of the certification period, the reason for the approval, the Manual section on which the decision is based and any other action taken. If retroactive benefits

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are being issued, the amount of these benefits must be noted with an explanation.

For individuals who meet the definition of an ABAWD, the Worker must tell him if he lives in an ILC or an NILC. The Worker must also include form DFA-ABAWD-1 which explains the ABAWD work requirement, time limit, exemptions and how to regain eligibility. See Section 9.1,A.

b. WV WORKS

The notice must include the month of approval, the prorated and ongoing amounts of the benefit, the reason for the approval, the Manual section on which the decision is based and any other action taken.

c. Medicaid

The notice must include the date that the medical coverage begins and ends, the reason for the approval, the Manual section on which the decision is based and any other action taken.

For Poverty-Level Pregnant Women Only: The fact that the client remains eligible for 2 months after the month in which the pregnancy ends must also be included.

2. Denials

The Worker completes the ES-NL-A by indicating the program for which benefits are being denied; the reason for denial, the name of the person whose income, assets or other circumstances prevent approval; the Manual section on which the denial is based.

NOTE: If the denial is due to excessive assets, the notification letter must specify the asset limit and the total value counted for all the client's assets. For Worker completed letters only, the letter must contain the following statement: "You may request a detailed accounting of the asset calculations used by the Department. If you so request, this will be mailed to you within five (5) working days of receipt of your request. You may request this in writing, by phone or in person." RAPIDS provides a detailed asset calculation with all notices of decision.

a. SNAP Benefits

When an ABAWD who resides in an ILC is denied after the first or second 3-month period of not meeting the ABAWD work requirement, form DFA-ABAWD-1 must be included to inform him of the ABAWD work requirement, the time limit, the exemptions and how to regain eligibility. See Section 9.1,A.

When the applicant has an SSI application pending with SSA, the SNAP denial notice must explain the possibility of Categorical SNAP Eligibility if his SSI application is approved. He must be advised to contact DHHR upon SSI approval.

b. WV WORKS

If the AG is denied for WV WORKS and a child in the denied AG has an absent parent, the following statement must be shown on the denial letter: "You may still receive help in locating and obtaining support from the absent parent(s) of your child(ren). Please call the telephone number shown above and ask to speak to a BCSE Worker. You may also write or visit your local DHHR office for help."

D. DFA-20

If the application is not acted on within the required time limit, the Worker must send an DFA-20 to the applicant, informing him of the required information which has not been received by the Department. The DFA-20 is sent at the time of the expiration of the maximum allowable time for acting on the application. When manually completed, a copy of the DFA-20 must be filed in the case record.

E. ES-FS-15

The ES-FS-15, Notification of Denial of Expedited Service, must be used for each SNAP applicant who requests Expedited Service, but does not qualify for it. The ES-FS-15 is a Worker-requested notice in RAPIDS. When possible, the ES-FS-15 must be given to the client at the intake interview. The case record must indicate that an ES-FS-15 was given.

A recording in CMCC is sufficient for those AG's approved for Expedited Service and those AG's not requesting Expedited Service.