

13.8 WV WORKS EXEMPTIONS

The following are exemptions from meeting the work requirement. This does not automatically exempt appropriate individuals from the 60-month or 24-month time limits described in Sections 15.6 and 15.7. Individuals exempt from the work requirement may participate voluntarily. See Sections 1.25, and 9.21. However, no sanction is applied for failure to do so. Those who choose to participate are coded according to the activity in which they participate as well as the applicable exemption component.

- Undocumented aliens and aliens under the five-year ban – this includes those aliens who are ineligible to receive assistance due to their immigration status and those who do not meet the necessary time requirements for living in this country;
- Parents, step-parents, or caretaker relatives at state option on a case by case basis, receiving Supplemental Security Income (SSI) – these individuals must be offered an opportunity to participate, if they so choose;

NOTE: WV WORKS participants who have a documented disability must be placed in the AD component in Work Programs in addition to other component codes.

- Care For A Disabled Family Member (TW) - A parent who is providing medically necessary care for a disabled family member who resides in the home. Medical documentation must be provided to support the need for the parent to remain in the home to care for the disabled family member. This documentation must be reviewed at least once quarterly and verified by a doctor's statement. This care cannot be counted as participation hours under any activity. When medical documentation is obtained that the family member is no longer disabled, the parent becomes a Work-Eligible Individual and must be assigned to a countable activity. Only 1 parent or step-parent at a time can be temporarily exempt for this reason. Individuals under this exemption must be shown in RAPIDS component code TW;

NOTE: Because the time-limit applies to participants in this component, the family should be encouraged to make other care arrangements. This includes an application for HCB, I/DD or TBI waiver services.

- Minor parents who are not head of household; and
- Grandparents and other non-parent caretaker relatives - these individuals may choose to be included in the WV WORKS AG, and if so, must complete a PRC, SSP, attend Orientation and participate in work activities.

NOTE: Refer to Section 24.3 for those Work-Eligible Individuals who are excluded from the calculation of the federal work participation rate. This is not to be confused with any WV WORKS exemption in this section or any good cause reason listed in Section 13.10.