

5101:6-20-18 Notice of disqualification for intentional program violation.

- (A) The local agency shall provide an individual found to have committed intentional program violation a written notice of disqualification.
- (1) If more than one member of an assistance group is to be disqualified, a separate disqualification notice shall be provided to each.
 - (2) A copy of the disqualification notice shall also be sent to the bureau of state hearings, ODHS.
- (B) The notice shall be mailed or personally delivered no later than five workdays after the local agency's receipt of the administrative disqualification hearing decision, court decision, waiver or consent agreement upon which disqualification is to be based.
- (C) The notice shall include the following:
- (1) The name of the individual to be disqualified.
 - (2) The program(s) from which the individual is to be disqualified.
 - (3) The basis for the disqualification.
 - (4) The effective date and period of disqualification.
 - (5) A statement of whether, if the individual is not currently eligible for the program, the disqualification period will be postponed until the individual again applies and is found eligible for benefits **THAT THE DISQUALIFICATION PERIOD WILL BEGIN AT ONCE, REGARDLESS OF WHETHER THE INDIVIDUAL IS CURRENTLY RECEIVING BENEFITS.**
 - (6) Notice to the remaining assistance group members, if any, of the benefits they will receive during the disqualification period.
- In the food stamp program, the notice may alternatively inform the remaining assistance group members that they must reapply because the certification period has expired.
- (D) The disqualification notice shall be accompanied by a "Notice of ADC Overpayment," ODHS 7345 and/or a "Food Stamp Repayment Agreement," ODHS 7442, or the CRIS-E equivalents, unless those notices have already been provided.
- (E) In all instances, the "Notice of Disqualification for Intentional Program Violation," ODHS 4062, shall be used.

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Certification: Arnold R. Tompkins

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Date

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