

Steve Sisolak
Governor

Richard Whitley, MS
Director



DEPARTMENT OF
HEALTH AND HUMAN SERVICES
Division of Welfare and Supportive Services
Helping people. It's who we are and what we do.



Steve H. Fisher
Administrator

January 30, 2020

Mr. Charles Tobin
Regional Program Director
Supplemental Nutrition Assistance Program
Western Regional Office
90 Seventh Street, Suite 10-100
San Francisco, CA 94103

Dear Director Tobin:

Nevada is requesting an extension of Waiver 2150026, which waives work requirements of 7 CFR 273.24 for able-bodied adults without dependents (ABAWD's). Nevada's existing waiver is scheduled to expire on 03/31/2020.

The State of Nevada requests to exempt residents residing in 19 reservations. Based on information from the Department of Labor, Bureau of Labor Statistics, the unemployment rate in each of the 19 reservations is at least 6 percent, and at least 20 percent above the national average. We have included the statistical data in the attachments.

If you require additional information, please contact Sheri Gallucci, Program Specialist, at (775) 684-0608 or e-mail sgallucci@dwss.nv.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "S.H. Fisher".

Steve H. Fisher
Administrator

Attachments:

CC:Shahdy Monemzadeh, Policy & Integrity Team Lead, FNS,
Brian Soloman, Program Analyst Employment and Training, FNS
Robert Thompson, Deputy Administrator, Program/Field Operations,
Donna Stanley, Social Services Manager V, Field Operations.
Lisa Swearingen, Chief, Eligibility & Payments
Maria Wortman-Meshberger, Chief, Employment and Support Services
Joe Garcia, Chief, Program Operations, Support & Training
Sheri Gallucci, SNAP Specialist

STATE WAIVER REQUEST

1. **Waiver Serial Number (if applicable):** 2150026
2. **Type of request:** Amendment
3. **Statutory citation:** Section 6(o) of the Food and Nutrition Act of 2008
4. **Regulatory citation:** 7 CFR 273.24 as amended by the Food and Nutrition Service's Final Rule "Supplemental Nutrition Assistance Program: Requirements for Able-Bodied Adults Without Dependents," published on December 5, 2019 (84 FR 66782).
5. **State:** Nevada
6. **Region:** WRO
7. **Regulatory requirements:** Section 6(o) of the Food and Nutrition Act of 2008, as amended, provides that no able-bodied adult without dependents (ABAWD) shall be eligible to participate in the Supplemental Nutrition Assistance Program (SNAP) as a member of any household if the individual received program benefits for more than 3 months during any 3-year period in which the individual was subject to but did not comply with the ABAWD work requirement. Section 6(o) also provides that, upon the request of the State agency, the Secretary may waive the applicability of the 3-month ABAWD time limit for any group of individuals in the State if the Secretary makes a determination that the area in which the individuals reside has an unemployment rate of over 10 percent, or does not have a sufficient number of jobs to provide employment for the individuals.
8. **Description of alternative procedures:** The State of Nevada is requesting to exempt able-bodied adults without dependents (ABAWDs) in 19 reservations from SNAP time limits at 7 CFR 273.24 as amended by the Food and Nutrition Service's Final Rule (84 FR 66782).
9. **Justification for request:**
Under SNAP regulations at 7 CFR 273.24(f)(2), areas may support a claim of insufficient jobs by submitting evidence that an area has an average unemployment rate for a 24-month time period that exceeds the national average for the same 24-month period by 20 percent, but in no case may the 24-month average unemployment rate of the requested area be less than 6 percent. 7 CFR 273.24(f)(4) provides that a Labor Market Area (LMA), the intrastate part of an interstate LMA, a reservation area, or a U.S. Territory are considered to be areas for the purposes of waivers.

The State of Nevada seeks a waiver for 19 reservations based on each reservation having an average unemployment rate at least 6 percent and at least 20 percent above the national average for the 24-month period of July 2017 through June 2019. The national average unemployment rate for this 24-month period was 3.9 percent; 20 percent above this was 4.7 percent. The reservation unemployment rates were calculated by applying the 2014-2018 5-year American Community Survey¹ share ratios to county-level Bureau of Labor Statistics data for this 24-month period.

American Community Survey and Bureau of Labor Statistics Data July 2017 through June 2019			
Reservations	Unemployed	Labor Force	Unemployment rate
Lander County (part); Nevada (part); Battle Mountain Reservation and Off- Reservation Trust Land, NV	589	4,071	14.5%
Battle Mountain Reservation	589	4,071	14.5%
Lyon County (part); Nevada (part); Campbell Ranch, NV	804	3,898	20.6%
Campbell Ranch	804	3,898	20.6%
Carson City (part); Nevada (part); Carson Colony, NV	395	2,728	14.5%
Carson Colony	395	2,728	14.5%
Douglas County (part); Nevada (part); Dresslerville Colony, NV	923	3,756	24.6%
Dresslerville Colony	923	3,756	24.6%
Elko County (part); Nevada (part); Duck Valley Reservation, NV--ID	1,584	11,470	13.8%
Duck Valley Reservation	1,584	11,470	13.8%
White Pine County (part); Nevada (part); Ely Reservation, NV	135	2,255	6.0%
Ely Reservation	135	2,255	6.0%

¹ These calculations are based on data from the 2014-2018 American Community Survey 5-Year Series.

Churchill County (part); Nevada (part); Fallon Paiute-Shoshone Colony and Off-Reservation Trust Land, NV	173	858	20.2%
Lyon County (part); Nevada (part); Fallon Paiute-Shoshone Colony and Off-Reservation Trust Land, NV	-	-	NA
Fallon Paiute-Shoshone Colony and Off-Reservation Trust Land	173	858	20.2%
Churchill County (part); Nevada (part); Fallon Paiute-Shoshone Reservation and Off-Reservation Trust Land, NV	663	7,703	8.6%
Fallon Paiute-Shoshone Reservation and Off-Reservation Trust Land	663	7,703	8.6%
Humboldt County (part); Nevada (part); Fort McDermitt Indian Reservation, NV--OR	323	2,120	15.2%
Fort McDermitt Indian Reservation	323	2,120	15.2%
Clark County (part); Nevada (part); Las Vegas Indian Colony, NV	158	986	16.0%
Las Vegas Indian Colony	158	986	16.0%
Pershing County (part); Nevada (part); Lovelock Indian Colony, NV	34	268	12.7%
Lovelock Indian Colony	34	268	12.7%
Clark County (part); Nevada (part); Moapa River Indian Reservation, NV	318	3,327	9.5%
Moapa River Indian Reservation	318	3,327	9.5%
Lyon County (part); Nevada (part); Pyramid Lake Paiute Reservation, NV	-	-	-
Storey County (part); Nevada (part); Pyramid Lake Paiute Reservation, NV	-	-	-

Washoe County (part); Nevada (part); Pyramid Lake Paiute Reservation, NV	2,225	17,595	12.6%
Pyramid Lake Paiute Reservation	2,225	17,595	12.6%
Washoe County (part); Nevada (part); Reno-Sparks Indian Colony and Off- Reservation Trust Land, NV	1,322	9,939	13.3%
Reno-Sparks Indian Colony	1,322	9,939	13.3%
Douglas County (part); Nevada (part); Stewart Community, NV	-	-	NA
Carson City (part); Nevada (part); Stewart Community, NV	223	1,283	17.4%
Stewart Community	223	1,283	17.4%
Churchill County (part); Nevada (part); Walker River Reservation, NV	-	-	-
Lyon County (part); Nevada (part); Walker River Reservation, NV	-	47	0.0%
Mineral County (part); Nevada (part); Walker River Reservation, NV	1,083	10,361	10.4%
Walker River Reservation	1,083	10,407	10.4%
Douglas County (part); Nevada (part); Washoe Ranches Trust Land, NV-- CA	2,600	30,784	8.4%
Lyon County (part); Nevada (part); Washoe Ranches Trust Land, NV-- CA	-	-	-
Carson City (part); Nevada (part); Washoe Ranches Trust Land, NV-- CA	34	293	11.7%
Washoe Ranches Trust Land	2,634	31,078	8.5%
Humboldt County (part); Nevada (part); Winnemucca Indian Colony, NV	14	125	11.2%
Winnemucca Indian Colony	14	125	11.2%
Lyon County (part); Nevada (part); Yerington Colony, NV	416	1,951	21.3%

Yerington Colony	416	1,951	21.3%
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10. Anticipated impact on households and State agency operations:

This waiver will provide consistency for households and State agency operations in areas where there are not a sufficient number of jobs to provide employment for able-bodied adults without dependents.

11. Caseload information, including percent, characteristics, and quality control error rate for affected portion (if applicable):

The caseload for these areas, as of DATE, represent XX% of the caseload for the state. There are no quality control procedures involved.

12. Anticipated implementation date and time period for which waiver is needed:

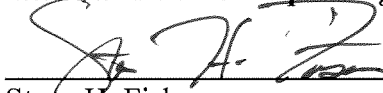
The State is requesting a one-year waiver, from April 1, 2020 through March 31, 2021.

13. Proposed quality control review procedures:

There are no special quality control procedures needed in conjunction with this waiver.

14. State agency submitting waiver request and State contact person:

15. Signature and title of requesting official:



Steve H. Fisher

Title: Administrator

Email for transmission of response: shfisher@dwss.nv.gov

16. Date of request: 01/27/2020

17. State agency staff contact (name/email/telephone):

Sheri Gallucci

SNAP Program Specialist

775-684-0608

sgallucci@dwss.nv.gov

18. Regional office contact person (to be completed by FNS regional office):