

## **WAIVER REQUEST**

1. **Waiver Serial Number:** 2150031
2. **Type of Request:** Renewal
3. **Regulatory Citation:** 7 CFR 273.24
4. **State:** West Virginia
5. **Region:** MARO
6. **Regulatory Requirements:**

Under 7 CFR 273.24(b), certain individuals are not 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 countable months during any three year period in which the individual was subject to, but did not comply with, the SNAP ABAWD work requirements. Regulations at 273.24(a) provide that fulfilling the work requirement means: working 20 hours or more per week, averaged monthly; participating in and complying with the requirements of a work program or a workfare program for at least 20 hours per week; or any combination of working and participating in a work program for a total of 20 hours per week.

Under 7 CFR 273.24(f), upon the request of a State agency, the Food and Nutrition Service (FNS) may waive the applicability of the time limit described above for any group of individuals in the State if FNS makes a determination that the area in which the individuals reside does not have a sufficient number of jobs to provide employment for the individuals.

### **7. Description of Alternative Procedures:**

The State of West Virginia is requesting to exempt Able-Bodied Adults Without Dependents (ABAWDs) in 19 of the 55 counties in the state. The ABAWD time limits will be operated in the following thirty six counties: Barbour, Berkeley, Boone, Brooke, Cabell, Doddridge, Grant, Greenbrier, Hampshire, Hancock, Hardy, Harrison, Jackson, Jefferson, Kanawha, Lewis, Marion, Marshall, Mercer, Mineral, Monongalia, Monroe, Morgan, Ohio, Pendleton, Preston, Putnam, Raleigh, Randolph, Ritchie, Summers, Taylor, Tucker, Upshur, Wayne, and Wood.

**8. Justification for Request:**

West Virginia is requesting this waiver to exempt residents residing in 19 counties of the State from the time limit due to having insufficient jobs. Accompanying this wavier request is the FY 2020 United States Department of Labor's Labor Surplus List filtered to West Virginia. Under 7 CFR 273.24(f)(3)(ii), areas may be exempt if there is "...[e]vidence that the area has been designated a Labor Surplus Area by the ETA for the current fiscal year...". This is being used to request waivers for the following counties: Braxton, Calhoun, Clay, Fayette, Gilmer, Lincoln, Logan, Mason, Mingo, McDowell, Nicholas, Pleasants, Pocahontas, Roane, Tyler, Webster, Wetzel, Wirt, and Wyoming.

**9. Anticipated Impact on Households and State Agency Operations:**

This waiver will provide consistency for households and State agency operations in areas where unemployment remains higher than the national average.

**10. Caseload Information, Including Percent, Characteristics, and Quality Control Error Rate for Affection Portion (If Applicable):**

The caseload for these areas, as of July, 2019, represents 25.72% of the ABAWD population caseload for the State. There are no quality control procedures involved.

**11. Anticipated Implementation Date and Time Period For Which Waiver Is Needed:**

The State is requesting this waiver from January 1, 2020 through December 31, 2020.

**12. Proposed Quality Control Review Procedures:**

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

**13. State Agency Submitting Waiver Request and State Contact Person:**

The State of West Virginia, Department of Health and Human Resources.  
State contact person: Monica Hamilton

**14. Signature and Title of Requesting Official:**



Linda Watts, Commissioner  
Bureau for Children and Families  
West Virginia Department of Health and Human Resources

**15. Date of Request: October 1, 2019**

**16. State Agency Staff Contact (Name/Email/Telephone):**

Monica Hamilton, Monica.A.Hamilton@wv.gov, (304) 356-4620

**17. Regional Office Contact Person (to be completed by FNS Regional office):**

State	Type	Area Name	Civil Jurisdiction
WEST VIRGINIA	B/County	Balance of Wayne County, WV	Wayne County, WV
WEST VIRGINIA	County	Boone County, WV	Boone County, WV
WEST VIRGINIA	County	Braxton County, WV	Braxton County, WV
WEST VIRGINIA	County	Brooke County, WV	Brooke County, WV
WEST VIRGINIA	County	Calhoun County, WV	Calhoun County, WV
WEST VIRGINIA	County	Clay County, WV	Clay County, WV
WEST VIRGINIA	County	Fayette County, WV	Fayette County, WV
WEST VIRGINIA	County	Gilmer County, WV	Gilmer County, WV
WEST VIRGINIA	County	Lewis County, WV	Lewis County, WV
WEST VIRGINIA	County	Lincoln County, WV	Lincoln County, WV
WEST VIRGINIA	County	Logan County, WV	Logan County, WV
WEST VIRGINIA	County	Mason County, WV	Mason County, WV
WEST VIRGINIA	County	McDowell County, WV	McDowell County, WV
WEST VIRGINIA	County	Mercer County, WV	Mercer County, WV
WEST VIRGINIA	County	Mingo County, WV	Mingo County, WV
WEST VIRGINIA	County	Nicholas County, WV	Nicholas County, WV
WEST VIRGINIA	County	Pleasants County, WV	Pleasants County, WV
WEST VIRGINIA	County	Pocahontas County, WV	Pocahontas County, WV
WEST VIRGINIA	County	Roane County, WV	Roane County, WV
WEST VIRGINIA	County	Summers County, WV	Summers County, WV
WEST VIRGINIA	County	Tyler County, WV	Tyler County, WV
WEST VIRGINIA	County	Webster County, WV	Webster County, WV
WEST VIRGINIA	County	Wetzel County, WV	Wetzel County, WV
WEST VIRGINIA	County	Wirt County, WV	Wirt County, WV
WEST VIRGINIA	County	Wyoming County, WV	Wyoming County, WV