



Food and Nutrition
Service

1320 Braddock Place
Alexandria, VA
22314

April 14, 2021

SUBJECT: Pandemic Electronic Benefits Transfer Program (P-EBT)
Approval of West Virginia's State Plan for Children in Child Care

TO: Dr. Patty Bennett
Acting Regional Administrator
Mid-Atlantic Regional Office

The Families First Coronavirus Response Act (P.L. 116-127; the Act) as amended by the Continuing Appropriations Act, 2021 and Other Extensions Act (P.L. 116-159) and the Consolidated Appropriations Act, 2021 (P.L. 116-260) authorized a temporary assistance program for households with certain SNAP-enrolled children in child care during the public health emergency declared on January 27, 2020. Pursuant to the authority granted under Section 1101 of the Act, FNS approves West Virginia's enclosed plan to operate P-EBT for children in child care.

Summary of State's Plan

The West Virginia Department of Health and Human Resources and West Virginia Department of Education will issue P-EBT benefits through the State's Supplemental Nutrition Assistance Program (SNAP) EBT card system to households with eligible children. The State's plan for SNAP-enrolled children in child care covers the months of October 2020 through June 2021.

Children in child care are eligible for benefits if they are enrolled in SNAP and their child care facility is closed or operating with reduced attendance or hours, or if they live in the area of a school that is closed or operating with reduced attendance or hours. The State will use the best feasibly available data and USDA-approved simplifying assumptions to issue benefits in amounts that are tied as closely as possible to the number of days that eligible children do not receive a meal service through their covered child care facility.

At a minimum, the State will identify all children under age 6 who are enrolled in SNAP at any time since October 1, 2020. The State will not issue child care benefits to any child for months after their SNAP enrollment ends. Finally, the State will ensure that children who receive a benefit through P-EBT's child care component do not also receive a benefit through P-EBT's school component for the same month.

In addition, West Virginia will:

- issue two months of benefits retroactively on a monthly basis starting shortly after plan approval,
- identify the county of residence for each SNAP-enrolled child under age 6,
- for each month from October through the end of the school year, determine whether any school in the county has at least one school that is closed or offering only distance learning to its students:

- If the State identifies at least one such school, all SNAP-enrolled children under age 6 will receive a full P-EBT benefit in the same amount as the children in the county's closed or fully distance learning schools;
- If the State does not identify at least one such school, but identifies at least one school offering mixed in-person/distance learning, then all SNAP-enrolled children under age 6 will receive a partial P-EBT benefit equal to the average hybrid benefit in the county's mixed in-person/distance learning schools.
- If the State does not identify any schools in a county that are operating at either a closed or reduced/hybrid schedule, the state will deem the child under 6 in a 100% in-person learning model. Children deemed as in-person learners during any month will not be eligible for a P-EBT benefit in that specific month.

Finally, the State will identify risks for improper payments and ensure a high level of integrity.

Estimated Caseload and Value of P-EBT Benefits

The State will calculate monthly benefits for each eligible child in the household equal to the daily reimbursement for a free breakfast, lunch, and snack multiplied by the number of benefit days calculated as described in the State's plan.

West Virginia estimates that it will issue at least \$18.6 million to approximately 36,300 SNAP-enrolled children in child care from October 2020 through June 2021.

Release of Information

Pursuant to Section 1101(e) of the Act, the Secretary hereby authorizes the release of the information necessary to carry out P-EBT in West Virginia. Section 1101(e) of the Act states, "Notwithstanding any other provision of law, the Secretary of Agriculture may authorize State educational agencies and school food authorities administering a school lunch program under the Richard B. Russell National School Lunch Act (42 U.S.C. 1751 et seq.) to release to appropriate officials administering the supplemental nutrition assistance program such information as may be necessary to carry out this section."

Plan Timetable and Revisions

West Virginia will distribute benefits to households consistent with the timeframes identified in the State plan. Should the State encounter challenges or delays that significantly impair its ability to implement the approved P-EBT plan or require substantive changes, the State must notify the FNS Regional Office as soon as possible. The FNS Regional Office will work with the State to identify reasonable solutions and review revised plans for approval or further revision.

Civil Rights

West Virginia will continue to comply with civil rights requirements, to include providing equal access to individuals with disabilities and individuals who are limited English proficient.

Administrative Funds

The West Virginia Department of Health and Human Resources will participate in a P-EBT Administrative Budget Planning process using the FNS-366(a) Program and Budget Summary. When the FNS-366(a) is finalized, that will determine the State's Administrative Grant level. However, the FNS-366(a), Program and Budget Summary, may be updated and revised as the State's operational plan evolves.

Reporting

The West Virginia Department of Health and Human Resources will complete the FNS-292B, the FNS-46, the FNS-388, and the FNS-778 reports in accordance with existing requirements.

FNS appreciates West Virginia's commitment to meet the nutritional needs of children during a challenging time. If you have questions, please contact the FNS Mid-Atlantic Regional Office.

Sincerely,

Cindy Long
Deputy Administrator
Child Nutrition Programs