

## **10038 Overpayments**

### **(a)**

The Displaced Homemaker Center shall be responsible for recovery of overpayments.

### **(b)**

Any individual who is overpaid any amount of stipends is liable for the amount overpaid unless all of the following conditions exist:(1) The overpayment was not due to fraud, misrepresentation, or willful nondisclosure by the individual. (2) The overpayment was received without fault by the individual. (3) The recovery of the overpayment would be against equity and good conscience.

#### **(1)**

The overpayment was not due to fraud, misrepresentation, or willful nondisclosure by the individual.

#### **(2)**

The overpayment was received without fault by the individual.

#### **(3)**

The recovery of the overpayment would be against equity and good conscience.

### **(c)**

If the Displaced Homemaker Center determines that an overpayment should be recovered, the amount of the overpayment shall be offset from the individual's monthly stipend until satisfied. If the overpayment cannot be recovered by offset,

the displaced homemaker shall make restitution.