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Title 22@ Social Security

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Division 2@ Department of Social Services-Department of Health Services

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Part 2@ Health and Welfare Agency-Department of Health Services Regulations

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Subdivision 6@ Preventive Medical Services

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Chapter 6@ California Special Supplemental Food Program for Women, Infants and Children

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Article 2@ Certification of Participants

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Section 40683@ Dual Participation

40683 Dual Participation

(a)

Local agencies shall report all cases of suspected dual participation to the Department.

(b)

Participants or their parents, guardians, caretakers, or representatives who are determined to be dual participating shall be: (1) Disqualified immediately from one of the two agencies or clinics. (2) Disqualified for a period up to three months from both agencies or clinics if deliberate misrepresentation is involved.

(1)

Disqualified immediately from one of the two agencies or clinics.

(2)

Disqualified for a period up to three months from both agencies or clinics if deliberate misrepresentation is involved.

(c)

Based on the circumstances of the particular case, local agencies may stay the effect of the three month suspension period authorized in (b)(2) above with written Departmental approval.

(d)

Participants or their parents, guardians, caretakers, or representatives who are determined to be dual participating shall be required to reimburse the Department

for the financial loss resulting from the receipt of food instruments in excess of the authorized amount.

(e)

Participants who are determined to be dual participating shall be subject to penalties as outlined in Article 11 of these regulations.