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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 7@ Food Delivery System

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Section 40749@ Participant Use of Food Instruments

40749 Participant Use of Food Instruments

(a)

Local agencies shall instruct the participant on the proper use of the food instrument. The participant shall not: (1) Purchase foods other than those specified on the food instrument or in excess of the quantities printed on the food instrument; (2) Exchange food instruments for credit, cash, or unauthorized items; (3) Return or trade foods purchased with food instruments for cash or other unauthorized items; (4) Exchange food instruments at any food vendor other than the one indicated by name on the food instrument; (5) Verbally abuse or threaten food vendors in order to redeem food instruments under any of the above four conditions; (6) Obtain more than the number of food instruments for which the participant is eligible as determined by the competent professional authority.

(1)

Purchase foods other than those specified on the food instrument or in excess of the quantities printed on the food instrument;

(2)

Exchange food instruments for credit, cash, or unauthorized items;

(3)

Return or trade foods purchased with food instruments for cash or other unauthorized items;

(4)

Exchange food instruments at any food vendor other than the one indicated by name on the food instrument;

(5)

Verbally abuse or threaten food vendors in order to redeem food instruments under any of the above four conditions;

(6)

Obtain more than the number of food instruments for which the participant is eligible as determined by the competent professional authority.

(b)

Upon written approval of the Department, the local agency may issue a two-month or a three-month supply of food instruments to a participant.

(c)

Mailing of food instruments to a participant shall be permitted only upon written approval of the Department in order to alleviate participant difficulty in obtaining the food instruments for reasons such as illness or imminent childbirth. If the initial hardship is resolved, the mailing of the food instruments shall be discontinued.