



STATE OF FLORIDA

LOW-INCOME HOME ENERGY ASSISTANCE

PROGRAM

(LIHEAP)

POLICIES AND PROCEDURES MANUAL

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100 -- Introduction and Program Information

.01 Program Purpose

The Low-Income Home Energy Assistance Program (LIHEAP) is authorized by Title XXVI of the Omnibus Budget Reconciliation Act of 1981 (OBRA), Public Law 97-35, as amended. The Administration for Children and Families (ACF) within the U.S. Department of Health and Human Services (HHS) administers LIHEAP at the federal level. Each year, the Florida Department of Economic Opportunity (DEO) drafts and submits its annual Model State Plan to the HHS, where the program's parameters are set out for review and approval. The Human Services Amendments of 1994 (Public Law 103-353) reauthorized LIHEAP through FY1999. In 2004 the Senate passed the Poverty Prevention and Reduction Act, reauthorizing LIHEAP through 2010. The House is also working toward reauthorization. As part of the original reauthorization, Congress amended the purpose of LIHEAP to clarify that LIHEAP is "to assist low income households, particularly those with the lowest income, that pay a high proportion of household income for home energy, primarily in meeting their immediate home energy needs."

The LIHEAP program provides heating/cooling bill assistance in the form of either a LIHEAP Home Energy Benefit or a LIHEAP Crisis Benefit. A LIHEAP payment is made to the energy vendor or landlord (if utilities are included in the rent) on behalf of eligible households that meet income and residency criteria. LIHEAP Home Energy Benefit payment amounts are determined based on: household income and size, does not require a shut-off or eviction notice, and may be used for pre-paid energy accounts. To qualify for a LIHEAP Crisis benefit, an applicant must have a documented Home Energy Crisis. (See definition of Home Energy Crisis definition in Section 200, Definitions).

LIHEAP funds are also available for Weather-Related/Supply Shortage Crisis events. This assistance helps eligible households resolve or mitigate a home energy crisis caused by an emergency declared by DEO, the Governor or the President. Each Subrecipient must budget a two percent (2%) hold-back each year for Weather-Related/Supply Shortages. In the event that no crisis is declared, DEO will release the hold back funds for use in other Direct Client Assistance categories.

LIHEAP funds are available on a statewide basis to benefit eligible households. Applications are taken by local subrecipients that are currently contracted by the Department of Economic Opportunity (DEO), Division of Community Development. Local subrecipients are responsible for gathering documentation to verify eligibility.

.02 Purpose of This Manual

The purpose of this manual is to provide information and procedures needed to administer LIHEAP in Florida. The policies and procedures in this manual relate only to services/benefits funded by LIHEAP.

All terms defined in Section 200, Definitions, will begin with a capital letter, i.e., Subrecipient, Home Energy Crisis, etc.

.03 Principles

- A. LIHEAP encourages subrecipients to partner and collaborate with other community-based organizations to provide services that meet the needs of low-income households.
- B. Subrecipient shall agree to treat owners and renters equitably under the Agreement.
- C. Subrecipient shall not charge applicants a fee or accept donations from an applicant to provide LIHEAP benefits.
- D. All information provided by an applicant to a subrecipient is considered confidential and should be treated as such. The use or disclosure of confidential information regarding LIHEAP households is limited to purposes directly connected with program administration. Questions on the release of information should be referred to DEO.
- E. Right to Request Financial Assistance: All persons have the right to request financial assistance by following the procedures established by the state and local Subrecipient that provides the services for the area in which they live.
- F. Nondiscrimination - In compliance with Title VI of the Civil Rights Act of 1964 and Executive Order 12250, no individual in Florida shall be excluded from participation in programs, be denied benefits, or be subjected to discrimination under any program or activity receiving Federal funds because of Race, Color, National origin, Handicap, Religion, or Sex.
- G. In compliance with the Age Discrimination Act of 1975, no individual shall be denied services, participation, or be subjected to discrimination in any of its programs or activities on the basis of age.

.04 Changes in Policy or Procedures

- A. The LIHEAP Manual will take effect in the **beginning of the Agreement period or Program Year.**
- B. Revisions to the LIHEAP Manual after the effective date will be issued in the form of numbered Information Memoranda by DEO. The transmittal letter will contain instructions for updating the manual as well as a summary of the changes and the effective dates.
- C. As of the next effective date after any revisions to the LIHEAP Manual, the revisions will become permanent and be incorporated into the full manual. The DEO-issued Information Memoranda will be kept on file for tracking purposes.
- D. Each subrecipient will be responsible for ensuring LIHEAP Policy Manuals are issued to individual staff members and are maintained and updated.

- E. Subsequent alerts related to policy changes or clarifications will be added to the policy manuals at the local level by subrecipients to ensure that staff has the most up to date information.

.05 Policy Questions and Clarifications

Any subrecipient requesting clarification regarding procedural detail or policy interpretation will be elevated in the following order to:

- A. The Subrecipient's own internal process for clarification;
- B. A request submitted in writing via email to Matthew.Treadwell@deo.myflorida.com or Brodean.Shepard@deo.myflorida.com ;
Subject: POLICY DEVELOPMENT

.06 Information Available to the Public

The items which govern LIHEAP Program Administration in Florida will be maintained in DEO's offices, 107 East Madison Street, Caldwell Building, Tallahassee, Florida 32301, for examination during regular office hours.

- A. LIHEAP Model State Plan
- B. LIHEAP Policy and Procedures Manual
- C. LIHEAP Subgrant Agreement and/or the Umbrella Agreement
- D. DEO Issued LIHEAP Information Memorandums
- E. State of Florida Rule Chapter 73C-21
- F. LIHEAP Monitoring Field Manual

Part 200 -- Definitions

- A. **Act** – Title XXVI of the Omnibus Budget Reconciliation Act of 1981, Public Law 97-35, as amended [42 U.S.C. Sections 8621-8630] and [45 CFR Part 96, Subpart H, Sections 96.80-96.89], all of which are incorporated by reference.
- B. **Administrative expenses** – Costs for general administration and coordination of the program, including direct and indirect costs. This includes the salaries, fringe, rent, utilities, travel, etc. associated with financial and administrative management of the program.
- C. **Subrecipient** – A local service provider contracted by DEO to administer LIHEAP in their designated Local Service Area. Also referred to as the Sub-Recipient. For the purposes of this manual, the term “subrecipient” will be used to describe all local LIHEAP provider subrecipients.
- D. **Applicant** – A person (or persons) who has submitted or requested an application for services.
- E. **Application Date** - The date that the application is completed (whether by self or with assistance), signed by the applicant, and verified by subrecipient’s staff. This date shall not be changed.
- F. **Application Receipt** – The date that an applicant first submits an application for assistance.
- G. **Boarder** - One or more persons living in the same house who pay rent to the homeowner who also lives in the house. The income of the homeowner or other boarders is not counted. Boarders cannot be related by blood or law to the owner of the home.
- H. **Client** – An applicant, household or customer whose application for assistance has been approved.
- I. **Crisis Assistance** – Assistance provided to an applicant with no access to, or in danger of losing access to, necessary home energy. Subrecipient may provide multiple crisis assistance benefits per year.
 - (1.) Multiple assistance benefits up to the maximum/cap as set forth by DEO.
 - (2.) It may be used to pre-pay home energy usage:
 - a. Client should either: be within seven (7) days of using the remaining balance of ‘energy’ pre-purchased, have their power disconnected/shut off, or need to make a deposit.

- b. Use the most recent benefit payment matrix provided by DEO to determine the amount of the benefit.
- J. **DEO** – The State of Florida’s Department of Economic Opportunity, which is the state LIHEAP grantee Subrecipient for Florida, designated by HHS to receive funds annually for program purposes. The LIHEAP program is administered through the Division of Community Development, Bureau of Economic Self-Sufficiency.
- K. **Direct Client Assistance** –The designated line item in the subrecipient’s budget summary which indicates which type of LIHEAP assistance is provided: Home Energy, Crisis, or Weather-Related/Supply Shortage.
- L. **Eligible Actions** – An action which provides for an intervention to mediate a crisis situation. All applications for Crisis Assistance must be acted upon by subrecipient, with an Eligible Action taken to mediate the crisis within 18 hours of the Application Receipt. Eligible Actions include:
 - 1. Approval of application;
 - 2. Denial of application pending further information;
 - 3. Denial of application because applicant is deemed ineligible;
 - 4. Contact with utility vendor to halt power disconnection or interruption in services; or
 - 5. Written referral to, along with providing applicant assistance in contacting, another Subrecipient if LIHEAP funding is not available or the applicant is ineligible.
- M. **Expenditure** – The payment of LIHEAP funds in the provision of services to eligible households. Allowable expenditures include, but are not limited to: client benefits, administrative costs, program outreach costs, travel, and training.
- N. **Financial Activity (FA)** – Reimbursement request submitted to DEO for expended funding/charges incurred through a given grant.
- O. **HHS** – The U.S. Department of Health and Human Services, Office of Community Services, Division of Energy Assistance. The federal funding grantor for LIHEAP.
- P. **Home Energy** – The source of heating or cooling in a residential dwelling.
- Q. **Home Energy Assistance** – Assistance provided to an applicant to reduce the applicant’s overall home energy burden. Subrecipient must provide at least one Home Energy Assistance benefit per calendar year.
 - 1. A client may not receive more than one Home Energy Assistance benefit per calendar year.
 - 2. The benefit is not contingent upon current or past due amounts and can be used as a direct credit to the client’s account.

3. It may be used to pre-pay home energy usage up to the amount the client is eligible to receive.
 4. Must follow the current benefit payment matrix provided by DEO.
- R. **Home Energy Crisis** – A situation where a household does not have or is in immediate danger of losing home energy for heating or cooling per 42 U.S.C. 8622(6), or there exists an immediate threat to life or health because of any of the following:
1. The applicant’s home cooling or heating energy source has been cut off;
 2. The applicant has been notified that the energy source for cooling or heating is going to be cut off;
 3. The applicant has received a notice indicating the energy source is delinquent or past due;
 4. The applicant is unable to get delivery of fuel for heating, is out of fuel for heating, or is in danger of being out of fuel for heating;
 5. The applicant has a bill for which the due date has lapsed; or
 6. The applicant has other problems with lack of cooling or heating in the home, such as needing to pay a deposit, needing a repair or purchase of heating or cooling equipment, or needing interim emergency measures to avoid further crisis.
- S. **Homebound** - An individual does not have to be bedridden to be considered confined to their home. However, the condition of these individuals should be such that there exists a normal inability to leave home and, consequently, leaving the home would require a considerable and taxing effort. Any absence of the individual from the home attributable to the need to receive health care treatment, including regular absences for therapeutic, psychosocial or medical treatment in an adult day-care program that is licensed or certified by the State should not disqualify an individual from being considered confined to their home. Per the LIHEAP Statute, subrecipients are to provide low-income individuals who are infirm the means to submit applications for energy crisis benefits without leaving their residences, or to travel to the sites at which such applications are accepted by such entity.
- T. **Household** – Any individual (or group of individuals living together as one economic unit) whose residential energy is customarily purchased in common, or who make undesignated payments for energy in the form of rent. A standard household unit will consist of every household member who must be included in the eligibility determination for assistance.
- U. **Local Service Area** –The geographic area (county or counties) served by a subrecipient. Per the LIHEAP Statute, subrecipients are required to accept applications for energy benefits at sites that are geographically accessible to all households in the area to be served by the subrecipient.

- V. **Obligation** – The commitment of funds for a specific use, or a promise to spend the funds. Subrecipients should define at what point a commitment becomes an obligation in their Fiscal Policies and Procedures Manual.
- W. **Outreach Expenses** - Costs incurred in delivering LIHEAP services that are not purely administrative in nature. This may include staff expenses such as salaries, fringe, rent, utilities, travel, etc. for those employees performing outreach and intake, costs for advertising, costs for application supplies and storage of client files.
- X. **Poverty Income Guidelines** –The federal poverty guidelines established by the U.S. Department of Health and Human Services and published annually in the Federal Register.
- Y. **Program Year** – The period of performance for any given federally-awarded grant. The program year shall typically be October 1st through September 30th to mimic the Federal Fiscal Year.
- Z. **Reasonable Promptness** – Means within fifteen (15) working days of Application Receipt.
- AA. **Roommate** - One or more persons living in the same house who pay rent to a landlord who resides outside of their home. This should not be confused with boarders, as all income for roommates is counted.
- BB. **Subgrant Agreement** – The written contract between DEO and the subrecipient which sets forth the services to be provided with the subgrant funds. The subrecipient is named the Sub-Recipient in the LIHEAP Subgrant Agreement.
- AA. **Weather-Related/Supply Shortage** – The mandatory two percent (2%) budgeted line item for assistance for eligible households to resolve or mitigate a home energy crisis caused by an emergency declared by DEO, the Governor or the President. In the event that no crisis is declared, DEO will release the holdback funds for use in other Direct Client Assistance categories.

Part 300 -- Legal Base

FEDERAL REGULATIONS	STATE REGULATIONS	LIHEAP AWARD AGREEMENT
<ul style="list-style-type: none">• U.S. Department of Health and Human Services• 42 U.S.C. ss 8621-8630	<ul style="list-style-type: none">• 409.508, Florida Statutes• Rule 73C-26, Florida Administrative Code	<ul style="list-style-type: none">• Subrecipient Agreement between DEO and the LIHEAP Subrecipient

- A. HHS provides the funding for LIHEAP. State funds are not used in the program. Funding levels availability vary each program year.
- B. The Low-Income Home Energy Assistance Act of 1981 (Title XXVI of the Omnibus Budget Reconciliation Act of 1981, Public Law 97-35); section 16 of the Older Americans Act Amendments of 1981 (Public Law 97-115); Title VI of the Human Services Reauthorization Act of 1984 (Public Law 98-558); Title V of the Human Services Reauthorization Act of 1986 (Public Law 99-425); Title VII of the Augustus F. Hawkins Human Services Reauthorization Act of 1990 (Public Law 101-510); and Title III of the Human Services Amendments of the 1994 Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Public Law 104-193).
- C. Federal and/or state laws take precedence over any policy in this manual.
- D. LIHEAP subrecipients may not be more restrictive than the law.

Part 400 -- Program Administration and Requirements

.01 General Requirements

- A. All subrecipients, by signing the annual LIHEAP Agreement with DEO, agree to provide services in compliance with the rules and regulations stated within the Agreement.
- B. Under federal law, the state may use a maximum of 10 percent of LIHEAP funds for administrative costs. The state reserves one-point-five percent (1.5%) for administration and subrecipients may use up to eight-point five percent of their total allocation for administration. Subrecipients are allowed an additional percentage in outreach funds to pay for staff salaries, upkeep of outreach offices, travel, and supplies for client intake.
- C. Administrative and outreach funds should not be spent at a faster rate than Direct Client Assistance funds. During an on-site review or during the closeout desk review, any subrecipients that return funds, especially Direct Client Assistance funds, without proportional amounts of administration and outreach funds will be cited with a Finding in the current or future monitoring report.
- D. No other federal program funds may be used to support LIHEAP Administration.
- E. DEO staff are responsible for the overall administration of the program, including: developing program policies, rules and procedures, coordinating the program's operation, monitoring, and providing training and technical assistance.
- F. Each subrecipient is responsible for providing staff to administer LIHEAP in their designated Local Service Area for potential applicants.

.02 Expenditure Rate

Each subrecipient is expected to expend at least 85% of its total LIHEAP allocation each grant year. DEO retains the administrative authority to alter a subrecipient's LIHEAP allocation during or after any grant year where the expenditure rate falls below 85%. Administrative and Outreach funds should not be spent at a faster rate than Direct Client Assistance funds.

DEO also retains the administrative authority to provide an additional base increase (pending available funding) to a subrecipient which expends 100% of its total LIHEAP allocation for any two consecutive grant years.

.03 Advances

- A. If a subrecipient receives an advance, then advance expenditure tracking is based on ninety percent (90%) of two months of reported expenditures.
- B. DEO Staff will calculate and track the following:
 - (1.) Total Amount of Advance
 - (2.) 90% of the Amount of Advance
 - (3.) Expenditures per month as reported on the FA
 - (4.) Calculation of two months' worth of expenditures
 - (5.) Calculation of two months' worth of expenditures less than 90% of the Advance
- C. The calculation of two months' worth of expenditures is a rolling target, i.e., March & April, April & May, May & June, etc., until the subrecipient has received all available reimbursement and starts expending their advance only. This should occur no later than the beginning of the 4th quarter of the agreement.
- D. If the calculation of two months' worth of expenditures less than 90% of the Advance is positive, the subrecipient's expenditures have exceeded 90% of the advance amount. The full amount requested on the FA may be reimbursed (unless there are other issues to clarify prior to submitting the FA for reimbursement).
- E. If the calculation of two months' worth of expenditures less than 90% of the Advance is negative, the subrecipient's expenditures have NOT exceeded 90% of the advance amount, and full reimbursement cannot be made.
- F. If the subrecipient does not expend a minimum of 90% of the advance amount in any two consecutive months, the pending reimbursement request will be reduced by the difference between 90% of the advance amount and the total sum of the two-month expenditure. This can happen more than once during an Agreement period.
- G. In the event that the amount of the advance is reduced; DEO staff will recalculate the advance amount and 90% calculation based on the reduced amount.

.04 Designation Process

If any geographic area of the state is not, or ceases to be served through the Low-Income Home Energy Assistance Program (LIHEAP), the Florida Department of Economic Opportunity (DEO) shall solicit applications and designate a LIHEAP provider subrecipient using the following procedure:

PHASE ONE

DEO will notify all current LIHEAP provider subrecipients, county commissions within the unserved counties, and other interested parties. The notice will announce the date for a public informational meeting to be held in the unserved county(ies) to inform potential provider entities of the requirements of the LIHEAP program and to provide information concerning the qualification process and timeline. This announcement will be published in the Florida Administrative Register, local newspaper(s) in circulation in the unserved areas and be sent to other interested parties. This notice will also:

- A. Inquire if there are any existing LIHEAP provider subrecipients or other non-profit or public organizations geographically located in the unserved county, or an area contiguous to or within reasonable proximity of the unserved area, if they are interested in providing LIHEAP services to the unserved county(ies).
- B. State that special consideration shall be given to an organization with demonstrated effectiveness in providing a broad range of services to low-income populations. Priority shall be given to existing LIHEAP provider subrecipients in good standing with DEO that are providing related services in the unserved area or in areas contiguous to or within reasonable proximity of the unserved area.
- C. Provide information on submitting a Letter of Interest and obtaining a "Request for Qualifications" package.
- D. Announce the due date of the "Request for Qualifications" package.
- E. Announce the anticipated annual LIHEAP award amount for each unserved county.

Within 30 days of the date of the public announcement:

DEO will conduct a public informational meeting in the unserved county(ies). The county commission in the unserved county(ies) may either elect to hold this informational meeting on behalf of DEO or notify DEO that it chooses to not hold the meeting, in which case DEO will conduct the meeting.

After the public informational meeting is held, a second public announcement will be published in: the Florida Administrative Register, the local newspaper(s) in circulation in the unserved areas and be sent to other interested parties. The announcement will provide proposal instructions and deadlines for filing a Letter of Interest. Interested entities who wish to be considered will mail the following to DEO and to the unserved county's commission chairperson:

- (a.) A Letter of Interest signed by the chief executive officer/executive director of the organization, or mayor/county administrator of the county organization stating their interest in becoming the LIHEAP service provider in the unserved county(ies); and

- (b.) A resolution from the board of directors, governing board or county/city commission stating their willingness to serve the unserved county(ies), and to comply with all federal and state rules, regulations and program assurances. The Letter of Interest will announce the interested entities' intent to apply to be the designated service provider. Upon receipt of the Letter of Interest, DEO will mail the "Request for Qualifications" package to the interested entity.

PHASE TWO

Within 60 days of the due date of the Letter of Interest (or 60 days from the date of the last Letter of Interest received):

A second publicly noticed hearing on the selection of a proposed service provider will be held by the county government or DEO for the unserved area. At least two weeks prior to the date of the hearing, it must be noted in the local newspaper, in the Florida Administrative Register, and provided to all known interested parties (including all existing LIHEAP provider subrecipients with service areas contiguous to or in reasonable proximity to the unserved county). In addition, other social service agencies aiding in the unserved county must be notified by mail. The notice must list the names of all agencies that provided a Letter of Interest to the county commission and DEO (as required in Phase One) and submitted a completed "Request for Qualifications" package per the instructions listed in the second public notice. The applicants must be given an opportunity to present their qualifications to the board of county commissioners and DEO at the public hearing. If the county chooses to hold the hearing, this hearing may be part of a regularly scheduled commission meeting or at a specially scheduled meeting. The public hearing must take place before the commission makes its decision and recommendation to DEO. If for any reason the county commission declines to conduct this public hearing, DEO will conduct the public hearing using the above criteria in the unserved county(ies). The commission may ask for, and DEO may grant, a time extension not to exceed an additional 60 days from the date of the request.

Once the hearing has concluded, if the county commission held the meeting on behalf of DEO, the county may submit to DEO a letter from the chief executive officer of the unserved county reporting the outcome of the public hearing and revealing the county commission's recommendation. If DEO holds the hearing, DEO will consider comments made at the hearing, along with the submitted "Request for Qualifications" packages, and DEO committee will score the applications and submit their final decision to DEO's Executive Director for consideration.

PHASE THREE

After the final selection of a new provider subrecipient by DEO, and after all required documents are reviewed and approved by DEO, a formal request will be made to the Governor that they designate them as the new provider subrecipient for the unserved county.

EXTENSIONS

During any phase of this process DEO may, at the request of an applicant entity, extend the time period allowed for the submission of documents. The extension shall be no longer than 90 days.

CONTRACTING

After designation by the Governor, but prior to DEO contracting with the selected entity to provide LIHEAP services in the unserved area, the entity must deliver to DEO its policies and procedures for program application, forms and directives to be used to administer the program.

Part 500 -- On-Site Monitoring

.01 Introduction

Monitoring is the process by which DEO periodically reviews the implementation of and compliance with regulations, policies and procedures as set forth in the LIHEAP Federal Statute, this Policies and Procedures Manual, the Agreement and/or Umbrella Agreement between DEO and local provider subrecipients and other policy transmittals issued by DEO.

The purpose of monitoring is:

- A. To assure implementation and adherence to regulations, policies and procedures as promulgated by DEO.
- B. To fulfill the requirement of the Federal Block Grant for Low Income Home Energy Assistance (Public Law 97-35, sec. 2605(b10)) for a regular review of all local provider subrecipients program operations.
- C. To protect applicant's rights and insure good public service.
- D. To identify potential programmatic or procedural issues that may require revised policies.
- E. To prevent future audit issues.

This monitoring plan will effectively:

- 1. Examine and test what is actually happening in the administration of LIHEAP;
- 2. Review the program implementation and determine what should have or did not happen; and
- 3. Identify findings and concerns that need corrective actions to address going forward.

These monitoring visits are an opportunity to help local subrecipient staff assess program operation procedures. Sometimes these visits lead to program clarification of operation procedures. During the year of the visit, changes in procedure replace the old ones by means of special additions to the Policies and Procedures Manual called "Information Memorandum".

Both state and federal staff monitor the subrecipients' compliance with the LIHEAP Program. The subrecipient will allow DEO to carry out monitoring, evaluation and technical assistance. The subrecipient will ensure the cooperation of its employees and of any subcontractors with whom they contract to carry out program activities. Training

and technical assistance will be provided by DEO within limits of staff time and budget, upon requests by the grantee and/or upon determination by DEO of need.

- .02** The **DEO LIHEAP Program Monitoring Field Manual** is incorporated by reference into the subrecipient's yearly subgrant agreement.
- .03** **HHS** requires the state to conduct an on-site monitoring once every 3 years. DEO attempts to visit each subrecipient every 2.5 years. This may be adjusted if a situation arises, i.e., all new staff or new subrecipient leadership, high risk assessment score, changes to program management that are evident in reporting, etc.

.04 Procedures

- A. A DEO Grant Manager will contact the subrecipient's director or program manager to schedule the dates for an on-site visit. It is the responsibility of the subrecipient to inform other pertinent subrecipient personnel of the visit.
- B. A letter confirming the date and purpose of the visit is sent along with a copy of the monitoring manual. Part 1 of the manual will be completed by DEO staff indicating which grant years will be reviewed, and which months have been chosen for the fiscal and personnel review.
- C. At each on-site monitoring visit, DEO staff will review files and expenditures for the past 2 years, possibly including the current grant year.
- D. The visit will consist of an initial entrance interview with the subrecipient's director and appropriate staff explaining the purpose of the visit and what can be expected.
- E. DEO staff will conduct the specific monitoring interview and review records randomly selected as appropriate. A sample of client files, administrative records and fiscal reports are reviewed.
 - 1. If a subrecipient serves one county through only one office, the subrecipient shall select and have available for DEO staff 30 random LIHEAP Client Files (15 Home Energy and 15 Crisis).
 - 2. If a subrecipient serves one county through multiple outreach locations, the subrecipient shall select and have available at the main office when DEO staff arrives, 10 LIHEAP Client Files (5 Home Energy and 5 Crisis) from EACH outreach location.
 - 3. If a subrecipient serves multiple counties through one or more outreach locations in each county, the subrecipient shall select and have available at the main office when DEO staff arrives 10 LIHEAP Client Files (5 Home Energy and 5 Crisis) from EACH county and outreach location.
 - 4. A sample of denial files must be provided, in addition to the approved client files as noted in 1-3 above.
 - 5. If client files are electronic only, the subrecipient should make available to DEO staff the system and/or a staff member to assist in reviewing the files in the system. The client files do not need to be printed.
 - 6. For the months chosen for review by DEO Staff for fiscal and administrative records, the subrecipient shall have pulled and available for review when DEO staff arrives, all backup documentation pertaining to the months chosen. This includes all fiscal backup for all charges reported on the selected Financial Status Report, all payroll from salaries

reported on the selected Financial Status Report, and any travel records for travel expenses reported on the selected Financial Status Report.

- F. After completion of the interview and record review the monitoring staff shall conduct an exit interview with the subrecipient director and other pertinent staff. It is recommended that the subrecipient director be present at the exit conference. During the exit conference, the monitoring staff will identify concerns and suggest strategies for corrective action if problems are found.
- G. DEO will send the full monitoring report within 45 days of the site visit summarizing the visit findings and suggesting corrective actions the local subrecipient must do to correct any findings that did not meet standards or requirements. If the findings warrant one, then a written corrective action plan will be requested of the local subrecipient. Additional follow-up may be required to assure implementation of the corrective action plan.
- H. Subrecipients shall have 35 days to review the report and submit a response with required corrective actions and, if required by the report, further documentation of compliance.
- I. DEO staff will work with the subrecipient should not all findings or concerns be cleared. Additional training and technical assistance may be offered, and/or an additional on-site review may be conducted.

.05 Other Reviews and Audits

Periodically, LIHEAP and/or your subrecipient as a LIHEAP provider, are subject to audits or program reviews by other organizations. This section summarizes those reviews. All subrecipients are to cooperate fully with these reviews or audits.

A *Single Audit*

The Single Audit reviews fiscal and program compliance of all Federal programs. The subrecipient is responsible for understanding its responsibilities for the Single Audit and to engage an auditor each year to complete this review. More specific requirements may be found in the subrecipient's DEO Subgrant Agreement, Exhibit 1.

B. *Federal Program Compliance Review*

Approximately once every ten years the U.S. Department of Health and Human Services, Office of Community Services, Division of Energy Assistance conducts a Program Compliance review. HHS selects a sample of subrecipients for review.

.06 Risk Assessments

- A. Per Federal Statute 75.352, all pass-through entities must evaluate each subrecipient's risk of noncompliance with Federal statutes, regulations, and the terms and conditions of the sub-award for purposes of determining the appropriate Subrecipient monitoring.
- B. The risk assessment shall be completed annually during the review of the annual Subgrant Agreement prior to DEO awarding funds to any subrecipient.
- C. Depending on the outcome of the risk assessment, DEO may adjust its monitoring schedule and plan to provide more in-depth review and training and technical assistance to a subrecipient.
 - 1 A subrecipient with a HIGH-Risk Assessment score may be monitored within one year after DEO completes the risk assessment. In addition, after further consultation with the subrecipient, DEO may attach Special Conditions to the Subgrant Agreement that the subrecipient must meet in order to continue receiving funding.
 - 2 A subrecipient with a MEDIUM or LOW Risk Assessment score, monitoring will be conducted on the regular schedule as set forth by DEO.

Part 600 -- Outreach

Subrecipients must inform potentially eligible households in their service area about the program to ensure that households wishing to apply will have the opportunity.

- A. Subrecipients must inform all local agencies that are in regular contact with the low-income population, especially agencies and groups serving people who are elderly, disabled, home bound, migrants or seasonal farm workers.
- B. Subrecipient staff is also encouraged to participate in local television and public interest radio programs, and to also place announcements of the program in media community calendars. A description of all interaction between the subrecipient and the media concerning LIHEAP must be kept in the subrecipient office. It should be forwarded to DEO, if requested.
- C. If the subrecipient is unable to assist a homebound applicant by phone, then the subrecipient should make a home visit to the prospective applicant to assist them in completing the application. The subrecipient may also use mail, fax, online application and email to assist in completing an application for a homebound applicant.
- D. Upon the request of an official of a local congregational center that serves elderly or disabled people, subrecipient staff may visit and provide information or make presentations on the program.
- E. DEO has given each subrecipient information about the local weatherization program. The subrecipient must share this information to all persons who request it, including organizations that provide outreach activities.
- F. Each subrecipient determines the address and telephone number of each county extension office within the service area. The subrecipient must share this information to all persons who request information about energy conservation and to all organizations that provide outreach activities.

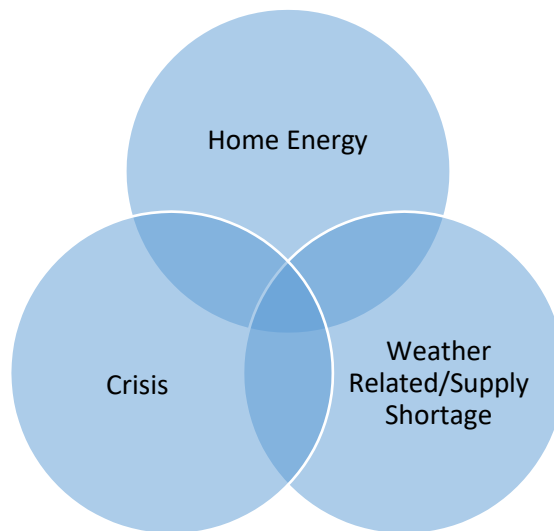
Part 700 -- Program Benefits

LIHEAP allows for non-crisis and crisis payments to eligible households. Subrecipients determine the specific application period(s) for each category of assistance. The application period for each category of assistance ends in a subrecipient's local service area whenever the subrecipient obligates its available benefit funds. A subrecipient may not distribute applications after its funds are obligated.

Refer to the application flowchart at **Exhibit 2** to this manual.

3

LIHEAP CATEGORIES OF ASSISTANCE



.01 Home Energy Benefit

- A. Allows for one benefit payment every 12 months for eligible households.
- B. An emergency or crisis is not required for this category of assistance.
- C. Amount of the assistance is based on household income, household size, and member vulnerable population using the benefits payment matrix provided by DEO, not the actual energy bill.
- D. May be used for pre-paid energy accounts. Calculate the benefit level the same way as a regular Home Energy Benefit (see Paragraph F below).
- E. For applicants living in government subsidized housing, the subrecipients must determine if all or part of their utility costs are paid directly or indirectly by the government. If the applicant is responsible for all or part of their home heating and cooling costs, then the applicant is eligible for a Home Energy Benefit with no deductions at the same level as other applicants.

- F. To calculate the benefit for an eligible household approved for a Home Energy Benefit:
- 1 Identify the household size
 - 2 Identify the amount of total household income
 - 3 Identify any household members who may be elderly, disabled or 5 years of age or under
 - 4 Use the DEO Benefits Payment Matrix to determine the amount of the benefit the household will receive.

.02 Crisis Assistance

- A. *(See the definition of Crisis Assistance in Section 200, Definitions).* An applicant must have a verifiable Home Energy Crisis. A subrecipient may provide multiple Crisis Assistance benefits per year. Prior to awarding a benefit, the subrecipient must verify that the applicant has not received the maximum amount of crisis assistance during the program year.
- 1 If less than \$5000 for the season, then it is allowable.
 - 2 If more than \$5000, and if the applicant is also eligible for a Home Energy Benefit, then the crisis assistance may be approved if the combined funds will resolve the crisis. The subrecipient may pay the minimum amount needed to resolve the crisis. Home energy funds may not be used for purchase of fans, heaters, blankets or air conditioners.
 - 3 If more than \$5000 and other arrangements cannot be made (payment plan, other assistance, etc.) to resolve the crisis, the applicant is ineligible, and the subrecipient must deny the application.
- B. Multiple crisis assistance benefits may be applied to a client's account throughout the year up to the maximum per-household set forth by DEO.
- C. May be used to pre-pay home energy usage.

To calculate the benefit for an eligible household for a Prepaid Energy Account:

- 1 Identify the household size
- 2 Identify the amount of total household income
- 3 Identify any household members who may be elderly, disabled or 5 years of age or under

- 4** Use the DEO Benefits Payment Matrix to determine the amount of the benefit the household will receive.
- D. LIHEAP may pay the actual home energy bills owed by eligible households and/or other necessary energy expenses.
- E. The amount of the benefit payment must be the minimum amount necessary to resolve the crisis (with the exception of pre-paid energy accounts). The subrecipient must determine the correct amount of each Crisis Assistance benefit based on the minimum needed to resolve the crisis, but not more than the maximum set by DEO. The maximum crisis **benefit is \$5000.00 per applicant** per program year.
- F. Subrecipients may make several crisis-benefit payments for a Household to resolve a single crisis. For example, one benefit for blankets and another for LP gas is acceptable if the applicant is determined eligible for both at the same time and the total benefit does not exceed the maximum. The maximum **benefit per program year for crisis assistance is \$5000**. This includes any approved purchases or repairs.
- G. For Crisis Assistance only, the subrecipient must coordinate with the Emergency Home Energy Assistance for the Elderly Program (EHEAP) and compare records for households with elderly members to avoid duplicate Crisis Assistance payments during the same eligibility period.
- H. Based on local need for LIHEAP services and other non-LIHEAP energy assistance resources in its service area, a subrecipient may limit Crisis Assistance benefits, but must provide for at least one Crisis Assistance benefit per year.
- I. Crisis Assistance Time Frames*
- In accordance with section 2604(c) of the LIHEAP statute, if the application involves a household in a life-threatening energy crisis related situation, the subrecipient will:
- 1** Provide some form of assistance that will resolve the energy crisis No later than forty-eight (48) hours after a household applies for energy crisis benefits, and
 - 2** Provide some form of assistance that will resolve the energy crisis if such household is eligible to receive such benefits in a life-threatening situation no later than eighteen (18) hours after a household applies for crisis benefits,
- J. When an applicant applies for a Crisis Assistance Benefit (life threatening or non-life threatening), the subrecipient must take one or more Eligible Actions that will resolve the **emergency** within eighteen (18) hours of Application Receipt for a

Crisis Assistance benefit and document the client file that the emergency was resolved within 48 hours.

Eligible Actions include:

- 1** *Approval of application* – To be used when an applicant brings in all necessary documentation and eligibility can be established. The date that the applicant submits the application is the Application Receipt date and the subrecipient has 15 days to finalize the application by getting supervisor approval and sending to the client the Notice of Approval and Appeal (unless provided to client at time of application).
- 2** *Denial of application pending further information* – To be used when an applicant applies for Crisis Assistance. Eligibility cannot be determined because of missing or incomplete documentation/information. The subrecipient must provide, at the time that the application is ‘denied pending’, a Notice of Denial and Appeals stating exactly what information must be provided prior to application approval. The subrecipient should also choose at least one other Eligible Action to assist in avoiding or resolving the crisis, especially if the energy source is disconnected or if disconnection is imminent and disruption to services may cause a health hazard for the applicant’s household.
- 3** *Denial of application because applicant is deemed ineligible* – To be used when the applicant is ineligible for any reason. The subrecipient should also choose at least one other Eligible Action to assist the applicant in avoiding or resolving the crisis, such as assistance with finding additional resources.
- 4** *Contact utility vendor to halt power disconnection or interruption in services* – to be used when the subrecipient has enough information to either approve or conditionally approve the application and service disruption is imminent.
- 5** *Written referral to, along with providing applicant assistance in contacting, another subrecipient if LIHEAP funding is not available or the applicant is ineligible* – the subrecipient must seek due diligence to seek out other resources, even if those resources are unable to assist. Other resources include non-monetary assistance such as availability of prepared meals for the family (if unable to cook because of power disruption), assistance to contact utility vendor and make payment arrangements to avoid a shutoff, assistance through other programs such as CSBG to provide food, and transportation or rental assistance to help the applicant use their own resources then to pay the utilities.

- K. For applicants living in government subsidized housing, the subrecipient must determine if all or part of their utility costs are paid directly or indirectly by the government. If the applicant receives an energy subsidy through Section 8 or a Public Housing Authority, then the subrecipient must subtract the amount of the subsidy available to the applicant during the period covered by the utility bill from the allowable LIHEAP crisis benefit calculated for the household. The applicant is not eligible for Crisis Assistance if their home heating and cooling costs are completely included in their rent and they have no obligation to pay any portion of the costs.

.03 Weather Related/ Supply Shortage Category

- A. A weather related/supply shortage crisis program may be instituted upon declaration or order by DEO, the Florida State Governor, or President of the United States that a crisis or emergency exists that adversely affects low-income households.
- B. Allowable Weather Related/Supply Shortage measures and maximum benefit amounts allowable for each crisis are set by DEO depending on the extent of the damage.
- C. Where possible, the program should be coordinating with other programs such as Weatherization, Community Services Block Grant (transportation, food and rental assistance), and other local programs that may extend benefits that disaster victims can receive.
- D. Subrecipients may use the Weather-Related/Supply Shortage funds to aid eligible households until those funds are exhausted (or the declaration period ends, whichever occurs first). Any remaining funds not used for the emergency purposes may be moved to either Home Energy or Crisis Assistance through an Informal budget revision.
- E. In the event of a State- or Federally declared disaster, DEO will send an Information Memorandum to the LIHEAP subrecipients directly affected by the disaster event authorizing the use of Weather Related / Supply Shortage funds to assist those households in need during the time period covered by the disaster declaration.
- F. Weather Related / Supply Shortage funds are authorized to address specific needs within the affected service area. For detailed explanations of what these funds can be used for and the maximum per household benefit, please see **Exhibit 6** within this manual.

.04 Applying for both Home Energy and Crisis Benefits:

- A. When an applicant applies for both categories of assistance, the subrecipient may first attempt to make a payment using Home Energy Benefits. If this action resolves the need (crisis or not), the applicant will be ineligible for any other

LIHEAP benefits at that time. This will allow the applicant to apply for a Crisis Benefit at a later date if needed.

- B. If the applicant has a verifiable Home Energy Crisis, and the Home Energy Benefit is not enough to resolve the crisis, but a Crisis Benefit is sufficient, then only crisis may be used. This will allow the applicant to receive a Home Energy Benefit at a later date.

If the applicant has a verifiable Home Energy Crisis, and only one benefit (either Home Energy or Crisis) will not resolve the crisis, then a Home Energy Benefit and a Crisis Benefit may be combined. There would be one payment to the vendor. These would still count as two separate benefits (one Home Energy and one Crisis), and the applicant would not be eligible for any additional LIHEAP benefits at this time.

- C. If possible, use just one method of solving the problem so that applicants may have another benefit available at a later date if needed. This also helps the subrecipient aid more households.
- D. Each subrecipient should have a policy on determining how benefits will be applied so that the policy is applied equally to all applicants.

.05 Allowable Categories for Financial Assistance

LIHEAP funding may be utilized to provide the following services:

- A. Utility payments for heating/cooling bill assistance for electric, gas, propane, wood, coal, or refillable fuels
- B. Temporary emergency shelter (if needed due to energy related crisis)
- C. Payment to landlords (when utility costs are included in rent)
- D. Repairs or replacements to heating/cooling units (as long as the amount is within the benefit limits and work is done by a licensed contractor;
- E. Deposits to connect or restore energy
- F. Late fees, disconnect and reconnect fees
- G. Charges from a previous account held by the applicant that is now closed. In some cases, charges for the previously closed account may appear on a new service account bill for the client. Those charges can be paid through LIHEAP funds.

Example: The utility vendor may require a payment on the past due amount of a closed account before opening a new account for the client, such requirement can be paid through LIHEAP funds.

- H. Blankets and fans
- I. Taxes and fees associated with the Client Utility Bill towards the energy portion. In some cases, where the utility vendor combines all the other fees and taxes

which also includes non-home energy services, the taxes and fees can be paid through LIHEAP funds.

Example: *In a case where taxes for services are commingled for other services, proceed with paying the taxes portion of the bill.*

- J. Other allowable payments are that incidental to the start-up of service including reasonable connection or re-connection fees, delivery fees, deposits, and other fees related to the start-up of service.

.06 Unallowable Categories for Financial Assistance

LIHEAP funding may not be utilized to provide the following services:

- A. Water, wastewater, sewer, garbage, and recycling charges that are not covered as part of the utility bill of the household; however, the LIHEAP policy does make an exception when water is used for air conditioning, i.e., an evaporated cooler.
- B. Charges resulting from meter-tampering
- C. Charges resulting from returned checks
- D. Other charges that are not energy-related and are not part of the energy portion of the bill that keeps power to the household.

Part 800 -- Application Intake and Processing

.01 Application Period

Subrecipients must distribute and accept applications for LIHEAP from the beginning date of each program. Applications may not be taken after all funds are obligated or the subrecipient's contract ends. The subrecipient must evaluate the seasonal need for assistance in their service area and budget funds in a manner that best meets those needs. If LIHEAP funds are not available, the subrecipient must refer the individual to other energy providers in the area.

- A. A subrecipient with available funds will accept an application when the applicant has signed, dated, and delivered it to the office in the county where they live.
- B. If submitted by mail, the subrecipient must receive the application at the local subrecipient office designated to accept applications before the end of the application period.

.02 LIHEAP Application Form

- A. DEO does not prescribe a specific LIHEAP application template. Each subrecipient may develop its own LIHEAP application but it must include, at minimum, the information listed in both the LIHEAP Subgrant Agreement and LIHEAP Monitoring Field Manual.
- B. Applicants must use the subrecipient's most current LIHEAP application form.
- C. Applications received in another form, such as a letter expressing intent to apply, will not be considered an application for LIHEAP. Subrecipients must reply to this type of correspondence with information on how to apply.

.03 Application Assistance

Subrecipients must provide assistance at each designated accepting location to applicants who request help. If the subrecipient is unable to assist a home bound applicant by telephone, the subrecipient will make a home visit to do so.

.04 Application Locations

Each subrecipient must designate specific locations to accept applications.

- A. Applications will be accepted only at locations designated by the subrecipient.
- B. Service organizations, if approved by the subrecipient, may receive applications. However, these offices must forward the applications to a designated subrecipient office while funds remain available.

.05 Accepting Applications

- A. Subrecipients will accept an application if it:
 - 1. Is a valid application form
 - 2. Is received within the application period
 - 3. Contains the applicant's original signature and the signature date. The spouse's signature is not required. An electronic signature is considered an original signature.
- B. When the application form meets the listed criteria, the form must be date-stamped with the date it was received at the accepting location. The date stamped on the application is the official date of application receipt and cannot be changed.
- C. An application will not be accepted if it is not signed and dated.
 - 1. An unsigned or undated application must be returned to the applicant with a letter explaining why it could not be accepted and that it will be accepted if it is corrected and returned while funds are available.
 - 2. A subrecipient may call the applicant and reserve the unsigned and/or undated application for the applicant to complete if the applicant requests it.
 - 3. Staff may date an application if requested by the applicant.
- D. Any application received after funds are all obligated must be returned to the household with a Notice of Denial and Appeal. Copies of the application form and the notice should be kept on file. The notice may be given to the applicant in person or it may be mailed.
- E. When the applicant submits a signed and dated application, it should be reviewed immediately for completeness. If any application questions are unanswered or incomplete, the subrecipient should have the applicant provide the missing information. If the applicant is unable to complete the form at that time, then the subrecipient should inform the applicant that the application cannot be processed until all required information is received and verified. The subrecipient must provide a written deadline to the applicant for completion and re-submission of their application. The subrecipient must act with Reasonable Promptness, meaning it has 15 days from the date of Application Receipt to approve or deny it.
- F. Subrecipient staff should obtain as much information and verification as possible while the applicant is in the office.

- G. If an application is received from a county outside of the subrecipient's service area, then it should be returned to the applicant stating why it could not be accepted and where the applicant should apply.

.06 Reapplication

- A. An applicant can reapply for LIHEAP anytime if the subrecipient denied their first application as long as funds are available.
- B. If an applicant applies and then files a second application while the first application remains pending, the subrecipient must determine eligibility based on the first application.
 - 1. If the household is eligible based on the first application, the second application is not considered. The second application is marked "DUPLICATE" and filed in the case record.
 - (2) If the household is denied services based on the first application, the second application must be considered.

.07 Duplicate Applications

When an applicant or a household member files more than one application, the subrecipient must check for duplication.

- A. When the subrecipient discovers possible duplication, the following procedures should be followed:
 - 1. Rule out the possibility of an error in recording the social security number.
 - 2. Find the duplicate case(s).
 - 3. Compare Information from client files.
 - 4. If the case records do not contain sufficient information to decide duplication, check other subrecipient records, and
 - 5. If a duplicate application is received, the subrecipient must send a locally drafted letter, or the Energy Assistance Notice of Denial, to the applicant and maintain a report indicating the duplicate application was received during the program year.

.08 Application Tracking

The subrecipient must establish and maintain an electronic tracking system of all valid LIHEAP applications. The subrecipient should be able to collect and report on the following information, including but not limited to:

- A. Full Name
- B. Street Address with Zip Code
- C. Date of Application
- D. Household Size
- E. Social Security Numbers of all household members
- F. Number of Disabled, elderly and children 5 years of age and under in the household
- G. Ages of children 5 and under in the household
- H. Utility Account Number
- I. Assistance Type: Home Energy (Heating or Cooling); Crisis (Heating or Cooling); Weather Related
- J. Benefit Amount
- K. Date Vendor was paid
- L. Intake/Case Worker
- M. Service Area Location
- N. Total Calculated Gross Annual Income and Poverty Level
- O. Whether the energy source was reconnected, saved from disconnection, or repairs provided all benefits

.09 Methods of Payment

- A. The subrecipient should first attempt to make vendor payments in the name and account number of the applicant.
- B. Payments should be made directly to vendors, including landlords (preferably only those with valid vendor agreements with the subrecipient).
 - 1. A two-party check is acceptable, naming the vendor first and the applicant second if a vendor payment is impossible or if it would delay the resolution of a home energy crisis.
- C. If the name on the utility account is different from the application, then an explanation must be entered into the client file. Subrecipient records must be enough to track all payments to the appropriate applicant.
- D. All LIHEAP payments are for the benefit of all members of the household.

.10 Maintaining Records

- A. Subrecipients must retain records of the program, including case records and supporting evidence of eligibility, as well as all payment information according to the record retention requirements outlined in the LIHEAP Subgrant Agreement between DEO and the subrecipient.
- B. Subrecipients must retain all financial records, supporting documents, statistical records, and any other documents pertinent to their Subgrant Agreement for a period of five (5) years after termination of the Subgrant Agreement. If an audit has been initiated and if the audit findings have not been resolved at the end of five years, the documents must be retained until the audit findings have been resolved.

.11 Payment Errors and Overpayments

- A. Subrecipients must practice fiduciary responsibility to ensure grant funds are used solely for allowable expenditures and establish a system to detect applications from the same address and social security number. It is the intent of DEO that:
 - 1. Individuals applying for LIHEAP will receive the correct benefit amount and/or information to other resources available.
 - 2. Fraud and favoritism and the appearance of fraud and favoritism be eliminated.
 - 3. The administration of the program is efficient and cost effective.
- B. Best Practices for Preventing Errors
 - 1. The subrecipient should clear up any discrepancies prior to awarding a benefit to a household.
 - 2. The subrecipient must employ due diligence and not put all the burden on the applicant.
 - 3. The subrecipient must require that the applicant complete and sign the LIHEAP application form to establish eligibility and to decide a benefit amount.
 - 4. Subrecipient staff should use a worksheet to record the actions taken in processing LIHEAP applications. The worksheets should be co-signed and dated by the intake staff and a supervisor or edit staff.

5. The LIHEAP supervisor or edit staff should review all payments to households claiming zero income or having roomers, boarders or landlords.

.12 Overpayment and Recoupment

The subrecipient must have a written policy that describes action to be taken when LIHEAP payments made to a vendor cannot be applied to the client's account. The policy must state that the funds will be returned to the subrecipient or with the subrecipient's approval, applied to another eligible customer's account.

- A. Overpayment means money not entitled to and received by the applicant. An error by the applicant or subrecipient can cause overpayment. Despite the reason or the source of the error, the subrecipient must try to recover all identified overpayments. Federal reviewers, auditors, subrecipient staff, the Department, the household, or the state auditor general's office can identify overpayment.
- B. Overpayments can be caused by:
 1. Errors on the part of staff reviewing the application.
 2. Errors made by the applicants (omissions, misunderstandings).
 3. Misrepresentation by applicants in order to commit fraud.
 4. Federal reviewers, auditors, subrecipient staff, DEO, vendors, and even applicants can identify overpayments or incorrectly applied benefits.
- C. Procedures for recoupment of overpayment:
 1. Determine the exact amount and cause of overpayment and record in the case record.
 2. Either send an explanatory letter to the applicant requesting repayment or send a letter to the applicant scheduling an explanatory office interview.
 3. Follow through with additional contact as needed to initiate repayment.
 4. Set up a payment schedule with the Applicant if needed.
 5. The subrecipient cannot retrieve a vendor payment from the vendor without agreement from both the applicant and the vendor unless contacting the applicant is impossible.
 6. The subrecipient should record the following on the "overpayment": list name, social security number, amount owed, amount repaid, date repaid, and balance. The information should be updated after each payment. A copy of the repayments should be kept in the applicant's case record.

7. Send collection letters when the applicant fails to meet the repayment schedule.
8. Subrecipients should send all recoupments or refunds to their fiscal office in accordance to the subrecipient's fiscal policies. The information should include:
 - (a) Name of subrecipient, county and outreach center, if applicable
 - (b) Fiscal year of program in which overpayment occurred
 - (c) Date the subrecipient overpaid benefit
 - (d) Subrecipient's check number, if available
 - (e) Amount of repayment
 - (f) Name of Applicant as it appeared on the application
 - (g) Name of vendor who received payment
- D. Local subrecipients are expected to recoup any overpayments and reprogram the funds into the current contract cycle. In the event that the subrecipient is unable to do so, the amount of un-recouped funds must be returned to DEO from non-federal, unrestricted funds.
- E. Refunds received during the current grant year from the current grant year funds may be re-allotted back to the program and used to serve additional clients.
- F. Refunds received during any grant year from prior year grant funds must be returned to DEO, along with a revised closeout FA showing the refund amount and revised de-obligated grant amount.

.13 Fraud Policy

- A. LIHEAP provides quality services to thousands of Floridians. Unfortunately, like many worthwhile programs, there are instances of abuse in which some clients improperly use the system. DEO and each provider subrecipient have a responsibility to prevent and detect potential fraud. Each subrecipient must have a policy on how fraudulent claims and reports of fraud will be handled.
- B. Fraud occurs when an applicant knowingly and willingly provides false information about their circumstances in order to receive assistance. Fraud also occurs when an applicant intentionally fails to report changes in household circumstances in a timely manner that may impact their continued involvement in case management programs.
- C. The following are some examples of fraud:
 1. People who do not declare all income whether earned or unearned

2. People who claim household members or list household members that do not actually reside in household (example-children)
 3. Couples pretending to be tenant and landlord and making up a fictitious tenancy
- D. Preventative measures should be taken to keep fraud from occurring in the first place. Due diligence during the application process can prevent the disbursement of funds to ineligible applicants. Early detection allows the subrecipient to refer suspicious cases to the management where an examination of an applicant's case is made before benefits are received. Examination of these cases can determine whether the client is reporting accurate information or is attempting to receive benefits he or she may not be eligible to receive.
- E. Detection of fraud occurs after funds have been disbursed on behalf of the client. Fraud can be detected with both open and closed cases and can involve benefits received under a single program as well as multiple programs.
- F. If, after following the subrecipient's process for reporting potential fraud, it is determined that it appears that false information was provided during the application process, the file is denied and the client is notified in writing. If the fraud occurred from a previous application and disbursement of funds, the file enters a repay phase.
- G. If it is determined that the client received benefits based on false information provided by the client, then it is considered an overpayment. The subrecipient should attempt to recapture the funds and the client is given an opportunity to repay the funds in question.
1. If the client contacts the subrecipient, payment arrangements may be discussed and formalized per the subrecipient's policy. The subrecipient should track all payments and notify the client when the obligation has been met.
- H. *Investigation and Prosecution*
1. Fraud is considered theft and a crime. Therefore, the subrecipient should report the criminal activity to their local law enforcement subrecipient.
 2. Once every attempt has been made to contact and work with the client for recovery of overpayments, and the client has been unresponsive or uncooperative, the information should be turned over to local law enforcement.
 3. The subrecipient should continue to work with the prosecuting officials and the subrecipient can, if requested, receive and track repayments from the client.
 4. All repayments must be returned to DEO.

5. The subrecipient must contact DEO and keep staff informed of the progress of the investigation, the disposition, and if any funds will be returned.

I. Future Eligibility – Minimum

1. At a minimum, any applicant and/or client who commits fraud is ineligible to apply for LIHEAP services for a period of 2 years after the discovery of the fraudulent actions. This restriction applies to anyone living in the household at the time the fraud was committed and requests services for the same household.
2. A subrecipient may have additional requirements and should have a policy on the detection, handling and dissolution of fraud.

Part 900 -- Eligible/Ineligible Applicants

.01 Eligible Applicants

To be eligible, Applicants must:

- A. Have either an obligation to pay a utility bill directly to a utility company or non-subsidized rent that includes utilities.
- B. Be a U.S. Citizen or have Legal Permanent Resident status.
- C. Show an energy burden.
- D. Be income eligible. Gross countable income of all household members may not exceed 60% of the current Florida State Median Income guideline for households of 1-to-8 members, nor exceed 150% of the current Federal Poverty Level guideline for households of 9 members or more.
- E. Be, or was, residing in the LIHEAP service area at the time that the home energy costs were incurred.

.02 Definition of Household

Household is the term used to represent any individual or group of individuals living together as one economic unit for whose residential energy is customarily purchased in common or who make undesignated payments for energy in the form of rent.

- A. A single dwelling unit may contain two LIHEAP households only when the applicant can verify the following:
 - 1. The applicant's LIHEAP household is an economic unit separate from the other household
 - 2. The applicant's LIHEAP household occupies living space separate from the other household
 - 3. The applicant has an obligation to pay for residential energy for his or her LIHEAP household
 - 4. The applicant is not the spouse of the landlord or, if the landlord is applying, the landlord is not the spouse of the roomer
- B. The subrecipient does not count persons whose cost of residence is partially or fully paid through a foster care or a residential program administered by the state as household members.

.03 Residency

- A. Applicants must be a resident of Florida and must apply for services in the county/area in which they live. Services cannot be authorized or provided to an applicant who is traveling through the state or living in Florida for a temporary reason ('temporary' is defined as less than 6 months at a time). Assistance may be provided to homeless households if they are requesting assistance with

establishing utility services. Assistance may be provided to out-of-state households if they are requesting assistance with establishing residency/utility services.

B. Applicants may not be a resident of an institution.

(1) Institutions include but are not limited to:

(a.) Hospitals

(b.) Licensed Domiciliary Care Facilities (family care homes, homes for the aged and family care homes for developmentally disabled adults)

(c.) Intermediate Care Facilities

(d.) Skilled Nursing Facilities or Homes

(e.) Alcohol and Drug Rehabilitation Centers or Treatment Programs

(f.) Dormitories

(g.) Temporary protective facilities, such as domestic violence shelters, etc.

(h.) Prisons

(2) Residents of group living facilities will be considered separate households. A group living facility is a place where several single person or multi-person households live and share living quarters but are individually charged for the cost of residence based on the resident's ability to pay. Some examples are: facilities for blind persons, disabled adults, abused spouses and children, unwed mothers, and migrant workers. The facility may provide housing in separate structures.

(a.) The facility may serve residents who pay the full amount of their care.

(b.) The facility may not serve residents whose cost of residence is at least partially paid through any foster care or a residential program administered by the state. These residents are not eligible, despite other eligibility requirements.

(c.) If the applicant says that the household lives in a group living facility, the subrecipient must determine the type of facility and if the state pays any cost of residence. Information may be collected by telephone or through a Request for Information/Appointment Notice.

(d.) If the applicant states that the household is a private-pay resident of a group facility, the subrecipient must obtain verification from

the operator of the facility. Information may be gathered by telephone.

- (3) A student living in a dormitory is not eligible. If the applicant states that the household lives in a dormitory or has part or all of the cost of residence in a facility paid by the state, the subrecipient must deny the application.
- C. Applicants must list a place as an address. The subrecipient must contact those that list only a post office box or non-living place as their address. To be eligible the applicant must give an address such as a house number and street, route number, or other specific location. If more than one household resides at the same location (apartment number, lot number or street address) the applicant must provide clarification of their separate household status.

.04 Legal Resident Requirement

To be eligible for LIHEAP, the applicant must be a citizen of the United States, or a permanent legal resident who is eligible for federal benefits.

- A. The subrecipient cannot serve an ineligible alien. The department will consider a household eligible when at least one member, preferably an adult, meets the citizenship/alienage requirements.
- B. “Qualified aliens” are defined in section 431 of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, (commonly known as the Welfare Reform Act), as: legal permanent residents, refugees, asylees, individuals paroled into the United States for a period of at least one year, individuals whose deportation has been withheld, individuals granted conditional entry, and certain individuals who are victim of domestic abuse.
 - 1. Qualified aliens are eligible to receive assistance and services under LIHEAP so long as they meet other LIHEAP requirements.
- C. The applicant does not need to verify citizenship if anyone in the household is receiving food stamps or SSI. The subrecipient and DEO will consider the citizenship requirement met.
- D. The subrecipient must deny the application if:
 - 1. The applicant is an illegal alien
 - 2. No one in the household meets the citizenship/alienage requirement
 - 3. The applicant states on the application that they are not legal residents

4. The applicant is an alien with a temporary admittance status such as visitors, students, or refugees awaiting assignment of official status by the Immigration and Naturalization Service (INS)
- E. Allow the applicant who challenges the denial to provide verification that they are eligible for benefits.
- F. The subrecipient will include the income of non-legal residents with all other countable income in determining the LIHEAP household's total countable income. They will not count the non-legal residents in determining household size.

.05 Previous Assistance

- A. If two or more individuals, previously considered as one household, receive a Home Energy Benefit for their household and then separate, neither party may receive a Home Energy Benefit again during the same 12-month period. If the household, now separate, is in need of assistance, either party may apply separately and receive Crisis Assistance if they are eligible.
- B. An applicant is ineligible to receive assistance if they have received a Home Energy Benefit within the past 12 months, Crisis Assistance within the same season, or EHEAP Crisis Assistance within the same season.
- C. An individual cannot be a member of more than one eligible household per assistance category.

.06 Abandonment/Incarceration/Death/Absent Household Members

If the wage earner abandons the household, is incarcerated, or dies, the intake worker should consider only the income of any remaining family members. If any members of the household work in another city/county/state for extended periods of time, they must be counted as members of the household and their income counted if:

- A. They list the applicant address for which services are being requested as their main address;
- B. Their income is used to support the household for which services are being requested.
- C. The absent member of the household must not have received LIHEAP at the temporary/other domicile within the benefit period (12 months for Home Energy; Season for Crisis).

.07 Tribal Members

If an applicant is a member of a tribe that receives LIHEAP funding directly from HHS and resides on reservation land, the subrecipients are not required to provide utility assistance benefits. The only tribe in Florida that receives funding directly from HHS is the Poarch Creek Band Indian Tribe in Northwest Florida. Households in Escambia County that are members of this tribe that receives a direct grant cannot receive assistance from a subrecipient.

If a tribe does not receive benefits directly from HHS, tribal applicants must be served in the same manner as other applicants by the subrecipient within the geographic area.

.08 Government Subsidized Housing

If the applicant lives in government subsidized housing, the subrecipient must determine if all or part of their utility costs are paid directly or indirectly by the government and take the following actions:

- A. The applicant is not eligible for assistance if their home heating and cooling costs are totally included in their rent and they have no obligation to pay any portion of the costs.
- B. For Crisis Assistance Only: If the applicant receives an energy subsidy through Section Eight or a Public Housing Authority, then the subrecipient must subtract the amount of the subsidy available to the applicant during the period covered by the utility bill from the allowable LIHEAP crisis benefit calculated for the household.
- C. The applicant is eligible for non-crisis, home energy assistance with no deductions at the same level as other applicants.
- D. If an applicant is receiving rent supplements through HUD or Section Eight, the subrecipient must obtain a copy of the applicant's rental agreement/lease to determine if energy assistance is included or a separate expense from the monthly rent obligation. A copy of the lease must be placed in the client file.
- F. The subrecipient may approve applicants who move from ineligible housing to eligible housing. The subrecipient must first receive verification of the move. applicants who move are responsible for any unpaid balance due the vendor from the energy account at the ineligible address.

Part 1000 -- Rights and Responsibilities of Applicants/Clients

- A. Applicants/Clients are responsible for notifying the LIHEAP office of any changes in address or vendor. If the applicant fails to report a new address or vendor before they receive a benefit, they forfeit rights to the benefit.
- B. Applicants/Clients are responsible for notifying the LIHEAP office if they do not receive a Notice of Denial and Appeal or Notice of Approval and Appeal within 30 days of the Application Date.
- C. Applicants/Clients are responsible for notifying the LIHEAP office if the credit is not made to their account within 45 days.
- D. Applicants/Clients have the right to apply for services in a location that is accessible to them.
- E. Applicants/Clients have a right to privacy when providing information to subrecipient staff during the application process.
- F. Applicants are responsible for giving the subrecipient all of the information and verification required for eligibility determination.
- G. Agencies such as shelters, housing projects, and group living facilities may not receive assistance for all their clients as a unit.

Part 1100 -- Verification and Documentation

.01 Verification

Verification is the use of documents, systems, information or contact with third parties to establish the accuracy of information provided by the applicant in their interview and on their application form. The subrecipient must use due diligence to verify LIHEAP eligibility requirements.

- A. The applicant has the primary responsibility for providing all required verification.
- B. In situations where it is difficult for the applicant to obtain verification needed to complete the eligibility determination, the subrecipient can offer assistance in obtaining the verification.
- C. Three acceptable methods of verification are:
 - 1. An official document or photocopy of a document placed in the case record, such as: a check, a check stub, an award letter, letter from employer (letterheaded or with a phone number for verification), a lease, a notice, etc. is the preferable method.
 - 2. Self-Declaration: A written statement declaring income and the reason for lack of documentation.
 - 3. A telephone call or personal contact with the employer, state, federal, or private subrecipient, or if the client is receiving money from any individual not in the same household.
- D. When the subrecipient obtains verification through a telephone call or personal contact the name, date of contact, and title of the contacted person's source of income, as well as the amount and dates received must be recorded.
- E. When verification is by written letter, statement, or a document, the verification must be included in the client file along with any notations.

.02 Documentation

The case file must contain all the documents by which eligibility criteria was verified. Documentation must support eligibility, ineligibility, and the services to be provided and must have the sufficient detail to permit a reviewer to analyze the accuracy of the eligibility determination.

- A. Client's name, address, sex, and age
- B. Names, ages, and current identification documentation (no more than one year expired; third party verifiable with a photo) of all household members
- C. Social Security Numbers and documentation of such numbers for all household members or the citation to the applicable exemption

- D. Signed Notice Regarding Collection of Social Security Numbers
- E. Income amount and method of verification for all household members
- F. Income documentation to support eligibility
- G. Signed statement of self-declaration of income, if applicable
- H. Signed statement of how basic living expenses such as food, shelter, and transportation are being provided if the total household income is less than 50% of the current Federal Poverty Guidelines and no one in the household is receiving SNAP assistance
- I. Copies of Notices of Approval and Appeals or Notices of Denial and Appeals provided to the client
- J. Documentation of disability income or other verifiable documentation if preference or additional benefit provided due to a disability
- K. Documentation of client's obligation to pay the energy bill for the residence in which client resides
- L. A signed LIHEAP application with the signatures of the applicant, subrecipient's representative, and supervisory staff
- M. Notation on whether or not energy was connected, saved from disconnection, or repairs were made to heating/cooling units
- N. A signed Authorization for Release of General and/or Confidential Information.

.03 Mandatory Verification – The following eligibility criteria must be verified:

- A. Identity of the applicant and Other Household Members: any document that establishes identity will be accepted. Documents include, but are not limited to:
 - 1. Driver's license
 - (a.) Work or school ID
 - (b.) ID card from health benefits or another assistance or social service program
 - (c.) Voter registration card
 - (d.) Birth certificate
 - (e.) Family census card
 - (f.) Other reasonable sources that contain a photo and are third party verifiable.
- B. Citizenship or Legal Permanent Resident Status for the applicant or Other Members of the Household: any document that establishes the residential status of anyone in the household will be accepted. Documents include, but are not limited to:

- (a.) Birth certificate
- (b.) U.S. Passport or Passport Card
- (c.) Certificate of naturalization or citizenship
- (d.) Other reasonable sources

If anyone in the household is receiving Supplemental Security Income (SSI), Social Security Disability (SSD), Food Stamps, or TANF, the household is considered to have met legal resident status and no further documentation is required.

- C. Residential Address: Applicant may provide lease agreement, utility bills (in applicant's name), bank records, insurance, credit card bills, etc. Other additional documentation that is acceptable to document that the applicant is residing in the home may be found at <http://gathergoget.com/>. DEO will accept any documents listed for proof of residential address.
- D. Gross Countable Income of all household members: income may not exceed 150 percent (150%) of the current Federal Poverty Guidelines, which is updated annually by DEO. Refer to the most recent LIHEAP Federal Poverty Guidelines.
- E. Social Security Numbers of Applicants and all household members, or the citation for the applicable exemption. The subrecipient should use due diligence to collect other types of documentation that contain a full or partial SSN to assist in verifying the identity of the applicant and/or other household members.

.04 Obligation Requirement

- A. To be eligible for LIHEAP, each household must provide proof of a home energy obligation for their residence. Proof may be a copy of a receipt or a fuel bill. The fuel bill used as proof of an obligation must be the bill used in documenting and calculating the LIHEAP benefit. A subrecipient official may grant exceptions on a case-by-case basis for unusual circumstances. Recognized sources of fuel include: electricity, fuel oil, kerosene, wood, coal, natural gas, solar and liquid propane gas.
- B. If the applicant lives in multifamily housing or rents their residence, the applicant must provide a statement from their landlord stating that:
 - 1. Home energy costs are not included in their rent. A lease agreement that includes this information is acceptable
 - 2. The address of the applicant
 - 3. The signature, address and telephone number of the landlord, and
 - 4. If the applicant and landlord share the same living space, the applicant must provide a statement that he or she is not the spouse of the landlord.

If the landlord is applying, then he or she must provide a statement that he or she is not the spouse of the roomer/boarder

- C. Failure by the applicant to request assistance or to provide a fuel bill/receipt or a written statement from the landlord verifying a home energy obligation will result in the application being denied
- D. A subrecipient must provide reasonable assistance to help an applicant with the verification of a fuel obligation. When requested by the applicant, the subrecipient may contact the landlord or fuel provider and document it in the client file.

Part 1200 -- Determining Income Eligibility

.01 General Requirements

- A. A household's total gross countable income shall not exceed 150% of the Federal Poverty Guidelines.
- B. Earned and/or unearned income will be considered in determining eligibility for services. The gross amount of income prior to deductions will be counted unless otherwise specified.
- C. Income will be counted as received at the time it is made available to the household. A check is considered received when it is added to the deposited account, put in the hands of the client, or made available to the client.
- D. *Individuals whose income must be counted* - Any income of a household member 18 and older will be counted, including ineligible household members. Income for any persons ages 16 and 17 who do not attend school full time will be counted.
- E. Earned income is defined as either cash or in-kind income that is received as compensation for wages, salaries, commissions, or profit through employment or self-employment.
- F. Unearned income is defined as income which was not received as a result of the performance of a service, or that was earned from sources other than employment, self-employment or in-kind income.
- G. Acceptable Documentation of Income can include, but not be limited to:
 - 1. Paycheck stub(s)
 - 2. Copy of check where gross earnings are listed
 - 3. Employer's statement that is signed and dated. (If employer verification would jeopardize the applicant's job, then other means of verification must be pursued.)

The employer's statement must include the following:

- (a.) Name, address and telephone number of employer
 - (b.) Frequency of receipt
 - (c.) Gross amount of income
 - (d.) Day of the week pay is received.
- 4. Assistance payment records

5. Award letter from SSD:
 - (a.) When a check is used to verify the social security benefit amount, care must be taken to add the Medicare premium amount to the amount of the check if the individual has Medicare coverage and is not an SSI recipient.
6. Court records
7. Local subrecipient records
8. Divorce or separation papers or contact with the Clerk of the Court
9. For applicants or any members of their household receiving Supplemental Nutrition Assistance Program (SNAP) or Supplemental Security Income (SSI), or Temporary Assistance for Needy Families (TANF) program will not be subject to income eligibility as these clients will be considered as categorically eligible or automatically qualified.
10. A written statement from the source of a regularly received cash contribution.
11. Applicant's statement, WHEN NO OTHER VERIFICATION CAN BE OBTAINED.
 - (a.) All other possible verification sources must be exhausted before accepting a self-declaration statement. Document all attempts to verify and why the applicant's statement is being allowed.
 - (b.) The statement must be signed by the applicant.
 - (c.) The statement does not need to be notarized. If the subrecipient chooses to have the statements notarized, it must be done at no expense or additional hardship to the applicant.
 - (d.) An applicant cannot be denied for the reasons listed on the statement.
 - (e.) If the applicant and/or household members do not receive food stamps, they must also provide a statement on how they are meeting basic living expenses such as food, housing and transportation. See #13 on the next page.
12. Self-Employment Documentation: When calculating self-employment income, the applicant may deduct any business expenses. Gross income minus business expenses equals countable income. Acceptable verification for self-employment includes, but is not limited to:
 - (a.) IRS Form 1099,

- (b.) Ledger statement, or
- (c.) Client statement

- 13.** Required Management Explanation: If the total household income is less than 50% of the current Federal Poverty Guidelines and no one in the household is receiving SNAP, SSI and TANF assistance, then a signed statement is required from the applicant explaining how basic living expenses i.e., food, shelter and transportation are being met. A subrecipient cannot deny assistance due to the household's lack of resources.

.02 Included and excluded income

All subrecipients must use the most recent Sources of Allowable/Unallowable Income published and disseminated by DEO to all LIHEAP subrecipients.

.03 Calculating Income

- A. Use the past 30 days' earnings for all occupants of the household (as defined) annualized, or the applicant's most current economic situation, whichever is lower.
1. Determine if the income is a continuous or annual source. A continuous or annual source would include annual salaries paid in less than 12 equal monthly installments. If the income source is a short-term source (i.e., a 6-month contract, etc.), determine the total timeframe to be used (6 months, 9 months, etc.).
 2. Total all countable income for the household within the past 30-day period.
 - (a) If the source is continuous/annual: Multiply by 12 to calculate the gross income. Determine the household size and use the LIHEAP Poverty Income Guidelines to determine if the household is income eligible (equal to or less than 150% of the FPG).
 - (b) If the source is less than an annual amount: Multiply by the maximum number of months that the income source is available.
 3. If using most current economic situation, subrecipients should consider if an applicant had been unemployed and just got a job, or if the applicant recently became unemployed and is still unemployed at the time of application.

4. A good rule of thumb when computing annual income is to use whichever method will provide the most accurate representation of the applicant's current economic situation.
5. For salaried employees, such as teachers and select school board employees, who may periodically go unpaid during periods of employment (such as summer vacation), the subrecipient will reserve the right to calculate income based on their gross salary and any additional overtime payments they may have received over the past 12 months.

Part 1300 -- Required Notices and Appeals

All subrecipients are required to have a written appeals and complaint policy that provides an opportunity for a fair administrative hearing to applicants or clients whose applications for assistance are either denied or not acted upon with Reasonable Promptness. The subrecipient must post its appeal and complaint policy in a prominent place where it is viewable by all applicants and clients.

.01 Notice of Approval and Appeals

Within fifteen (15) working days of the application date, a subrecipient must furnish in writing to each approved applicant a Notice of Approval and Appeals which includes:

- A. Type and amount of assistance;
- B. Name of the energy vendor to be paid on the client's behalf;
- C. Subrecipient's Appeal policy; and
- D. The appeals and fair hearing policy.

.02 Notice of Denial and Appeals

Within fifteen (15) working days of the application date, a subrecipient must furnish a written Notice of Denial and Appeals for each applicant denied assistance. At a minimum, the written Notice of Denial and Appeals shall contain:

- A. Name of applicant
- B. Date of Application
- C. Type of benefit sought
- D. Reason(s) for denial
- E. Statement on Recipient's benefit limits, if applicable
- F. Statement of appeals process
- G. Explanation of the circumstances under which the applicant may reapply
- H. Explanation of the information or documentation needed for the applicant to reapply
- I. Name, phone number, and address applicable to the appeal process; and
- J. Number of days the applicant allowed to file an appeal

.03 Appeals Process

At a minimum, a subrecipient's appeals process must provide an opportunity for an applicant or client to file a written appeal or complaint with Recipient's Program supervisor within ten (10) working days of receipt of the written Notice of Denial and Appeal or the written Notice of Approval and Appeal:

- A. Upon receipt of a validly filed appeal or complaint, subrecipient must respond in writing within ten (10) working days.
- B. The applicant or client may appeal subrecipient's first response by filing its objections with the subrecipient's Director, Executive Director or Board Chair, as applicable, within five (5) working days of receipt of the first response.
- C. Upon receipt of a validly filed objection to the first response, subrecipient must respond in writing within ten (10) working days. The response must clearly state the final outcome of the appeal, emphasize that the decision is final, and, if applicable, the circumstances under which the applicant or client may re-apply for services.

.04 Fair Hearing Procedures

A. Right to a Fair Hearing

LIHEAP Assurance 13 provides an opportunity for a fair administrative hearing to applicants whose claims for assistance were denied or were not acted upon with reasonable promptness.

B. How Applicants Appeal If They Have Been Denied Assistance

(1) Hearing Request – Local Level:

- a. If the applicant feels that their application was denied unfairly, then they can ask for an informal conference at the local LIHEAP provider within thirty (30) days of receiving their denial notice. This can be done by completing the Fair Hearing Application and submitting it to the local subrecipient.
- b. Hearings can be requested by the applicant, an authorized representative, friend, relative, or legal representative.
- c. The applicant must contact their local provider to find out how to obtain the Fair Hearing Application. DEO does not have access to applicant records and is unable to provide any further information about applications or status.

(2) The State Fair Hearing Review Process:

- a. If the applicant is not satisfied with the Local Subrecipient Level decision, they can request a State review within thirty (30) days of the

decision reached in the informal conference. A staff person from DEO will review the applicant's file and will send a decision in writing to the applicant within thirty (30) days of review.

- b. To file a dispute, write, or contact:
 - i. Matthew Treadwell, Community Program Manager
Bureau of Economic Self-Sufficiency
Division of Community Development
Florida Department of Economic Opportunity
107 East Madison Street
Caldwell Building, MSC-400
Tallahassee, Florida 32399-4120
Office Number: (850) 717-8469
Email: Matthew.Treadwell@deo.myflorida.com
The Federal Fair Hearing Process:
- c. If the applicant is not satisfied with the State Level Subrecipient review, provided by the Florida DEO, they can request assistance from the Federal level.
- d. To file a dispute, write or contact:
 - i. The Department of Health and Human Services
Division of Energy Assistance
Low-Income Home Energy Assistance
Office of Community Services
330 C Street, SW
Washington, DC 20201
Phone Number: (202) 401-9351
Fax number: (202) 401-5661

.05 Reconsideration

- A. Reconsideration means to re-evaluate eligibility, ineligibility, or the payment amount based on information that was unavailable or used incorrectly when the subrecipient decided eligibility.
- B. DEO suggests a supervisory review when:
 - 1. An Applicant received a denial notice; and,
 - (a.) The applicant requested reconsideration within the required timeframe stated in the Notice of Denial and Appeals.
 - (b.) The applicant requested reconsideration while funds remained.
 - 2. An applicant, who is denied due to failure to provide requested information or verification, submits the required information and funds remain.

3. A denied applicant complains about the decision and, in reviewing the case, the staff finds that the complaint has merit.
4. An approved applicant complains about the amount of the benefit and the Subrecipient finds that the payment was calculated incorrectly.
5. During case monitoring, it is found that the original decision (approved or denied) was possibly incorrect.

.06 Notice Regarding Collection of Social Security Numbers

All applicants must sign the Notice Regarding Collection of Social Security Numbers. A sample form is provided at **Exhibit 3** of this manual.

.07 Signed Waiver for Release of Energy Information

- A. The new Performance Measurement data requires the collection and reporting of energy usage, annual income, energy costs, etc. for all clients.
- B. All applicants should be encouraged to sign the Authorization for Release of General and/or Confidential Information (the “Waiver”), but it is not required.
- C. Subrecipients must use the approved Waiver form provided by DEO.
- D. The subrecipient must keep a copy of the waiver in the client file.
 1. All Waivers must be available for inspection by DEO and/or utility vendors.
 2. Best Practice Tip: subrecipients should keep the original signed waivers in a separate file for inspection or audit.
- E. An applicant’s refusal to sign the waiver does not affect their eligibility for services.
- F. The type of benefit that the applicant receives (or is eligible to receive) is not based upon whether or not they meet the restoration or imminent risk definitions (see Part 1500.02).

Part 1400 -- Vendor Relations

.01 Vendor Agreements

Unless special circumstances exist, which permit a subrecipient to make a payment in the form of a two-party check made payable to the client and the energy vendor, the subrecipient shall negotiate and maintain written agreements (the "Vendor Agreement") with energy vendors which shall at a minimum include:

- A. The beginning and ending date of the Vendor Agreement.
- B. The subrecipient's representative(s) that are authorized to resolve a crisis situation and make a payment commitment on behalf of a client.
- C. The energy vendor's representative(s) authorized to resolve a crisis.
- D. A description of how subrecipient shall make energy payments directly to the energy vendor on behalf of LIHEAP clients.
- E. Assurance from the energy vendor that no household receiving LIHEAP assistance will be treated adversely by the energy vendor because of such assistance under applicable provisions of state law or public regulatory requirements.
- F. Assurance from the energy vendor that it will not discriminate, either in the cost of goods supplied or the services provided, against the eligible household on whose behalf payments are made.
- G. A statement that only energy related elements of a utility bill are to be paid. **No water or sewage charges may be paid by the energy vendor to resolve the crisis.**
- H. A statement that the subrecipient may not pay for charges that result from illegal activities such as a bad check or meter tampering. A statement that the energy vendor is aware of those charges are the responsibility of the client.
- I. A statement that the energy vendor is aware that when the benefit amount does not pay for the complete charges owed by a client, then the client is responsible for paying the remaining amount owed.
- J. Details on how the energy vendor will assist the subrecipient in verifying the LIHEAP client's account information and, in the case of crisis assistance, make timely commitments to resolve the crisis. A process should be in place to verify the current amount owed and needed to resolve the crisis situation.
- K. The subrecipient's commitment to make payment to the energy vendor no more than forty-five (45) calendar days from the application date.
- L. A statement that the energy vendor is aware that if LIHEAP payments made to the energy vendor cannot be applied to the client's account, then the funds will

be returned to subrecipient or, with subrecipient's approval, applied to another eligible client's account.

If the energy vendor will participate in the Annual Performance Measure Data Collection, then the Vendor Agreement shall also contain:

- M. An assurance that the Subrecipient shall collect signed Authorization for Release of General and/or Confidential Information for LIHEAP Data from eligible applicants who chose to allow their data to be collected as part of the annual performance measures, and ensure the signed releases are available for inspection by the energy vendor.
- N. An assurance that the energy vendor is aware that as long as signed Authorizations for Release of General and/or Confidential Information for LIHEAP Data are collected and available, the energy vendor will provide the requested customer data to DEO.

.02 Other Requirements

- A. The energy vendor must be in "active" status with the State of Florida: <http://sunbiz.org/search.html> and the energy vendor's name must be checked on the System for Award Management (SAMS) at <https://www.sam.gov>. The name on the Vendor Agreement must match the legal business name on the State of Florida website. Municipal providers are excluded from this requirement.
- B. The Vendor Agreement shall be reviewed by both parties at least every two years. CONSENSUS to change to every 5 years (North and Central).
- C. The Vendor Agreement must be signed by upper level management.
- D. A subrecipient should seek to add to the above list of required elements information on how the energy vendor will help the subrecipient secure energy usage for clients. This can include: agreements to allow subrecipients to access specific information on an energy vendor's site, waivers to allow vendors to send client data to subrecipients, etc.
- E. For all approved applications, the subrecipient must make payments to vendors on behalf of approved applicants no more than forty-five (45) calendar days from the application date (or the number of days agreed upon by both the subrecipient and the vendor in the Vendor Agreement).

Part 1500 -- Quarterly and Annual Reporting

.01 LIHEAP Annual Household Report

This report is currently collected via an Excel spreadsheet. It is due by November 15 of each year. Subrecipients must report out on the following information:

- A. Total number of assisted households
- B. Total number of unduplicated assisted households
- C. Total number of assisted households per poverty category (under 50%, over 50% but less than 75%, at least 75% but no more than 100%, over 100% but no more than 125%, over 125%- but no more than 150%, over 150%)
- D. Total number of assisted households per demographic (60 years or older, disabled, child 5 and under)
- E. Total number of assisted households with children 2 years or younger and children 3-5 years
- F. Number of Applicant Households per poverty category

.02 LIHEAP Annual Performance Measures Report

A. This report is currently collected via an Excel spreadsheet and is NEW data that subrecipients must begin collecting as of the first day of the new Federal Fiscal Year (October 1st), to be first reported on an annual basis by November 15th after the end of that Federal Fiscal Year. Subrecipients must report out on the following information for each household served:

- 1. Client name and customer name on the account (if not the client)
- 2. Service address
- 3. Total annual LIHEAP benefit per household
- 4. Total *average* annual income per household
- 5. Vendor name
- 6. Utility account number
- 7. Waiver signed by client and/or customer of record
- 8. If LIHEAP prevented disconnection
- 9. If LIHEAP restored energy already disconnected

B. For the collection and reporting of performance measures, the following definitions shall apply:

1. *Imminent Risk* – The household is considered to be in Imminent Risk if it meets one or more of the criteria in having a Home Energy Crisis, regardless of whether or not the household is eligible for or receives a Crisis Benefit. The household shall be counted as an assisted household where energy loss was prevented.
2. *Restoration of Energy* – The household is currently without energy, has exhausted its refillable fuel, and/or receives repair or replacement of home energy equipment that was inoperable, regardless of whether or not the household is eligible for or receives a Crisis Benefit. The household shall be counted as an assisted household where energy loss was restored.
 - (a) A Household assisted through a Home Energy Benefit or Crisis Benefit with a deposit to establish a new household's energy service shall not be counted in this category.
3. *Energy Source* – The main fuel type or source which provides energy to heat and/or cool the home.
4. *Fuel Type* – For Florida, the following are the only two main fuel types to be considered in collection and reporting of Performance Measures Data:
 - (a) Electric
 - (b) Gas

.03 Reporting Time Periods

A. Annual Reports:

1. The time period covered by both the LIHEAP Annual Household Report and the LIHEAP Annual Performance Measures Report is the Federal Fiscal Year (FFY) from October 1 through September 30 of each year. The data to be reported are not per Agreement, but per the FFY.
2. Subrecipients must be able to collect unduplicated numbers of households served and the specific demographic data collected.
3. The number of benefits provided can and should be greater than the number of unduplicated households served as one household may receive multiple benefits during the defined time period.



LIHEAP
POLICIES AND PROCEDURES MANUAL
EXHIBITS

EXHIBIT 1
Frequently Asked Questions

NOTE:

The following questions and answers are *guidance only* and should not be interpreted to be final policy. Subrecipients must comply with all applicable rules, agreements and statutes governing the program. In the event any of the Q&A's differ from the governing statutes, the Subrecipient is encouraged to contact the State office for clarification.

As of the date of publication, there are no frequently asked questions.

LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM (LIHEAP) APPLICATION AND PAYMENT PROCESS EXHIBIT 2

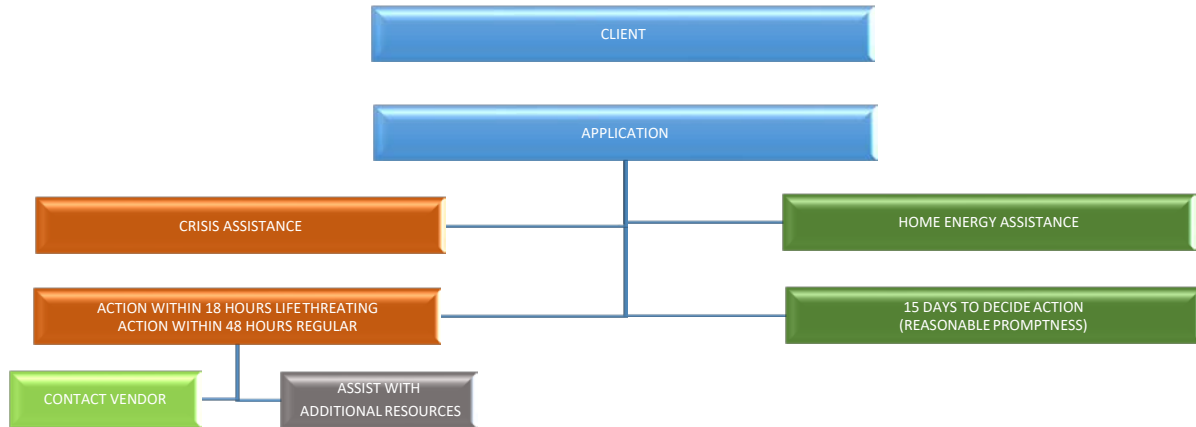


EXHIBIT 3

Notice of Collection of Social Security Numbers

The following disclosure is being made pursuant to section 119.071(5), Florida Statutes.

Social security numbers of applicants and household members are requested because this information is crucial for the performance of the duties and responsibilities prescribed by law under the Low-Income Home Energy Assistance Program. This information is not required by state or federal law; however, social security numbers are necessary to determine eligibility for program services and specifically for the following purposes:

1. To verify an applicant's identity
2. To verify household size
3. To verify household income

A social security number collected pursuant to this notice can only be used by the Florida Department of Economic Opportunity and _____(Sub-Recipient) for the purposes specified above.

Nondisclosure except under limited circumstances.

Social security numbers will not be disclosed to others unless required or authorized by Florida law. Section 119.071(5), Florida Statutes, allows disclosure of a person's social security number under the following specific, limited circumstances:

- If disclosure is expressly required by Federal or Florida law or is necessary for the subrecipient or governmental entity to perform its duties and responsibilities
- If the individual expressly consents to disclosure in writing
- If disclosure is made to prevent and combat terrorism pursuant to the U.S. Patriot Act of 2001 or Presidential Executive Order 13224 (blocking property and prohibiting business transactions with persons who commit, threaten to commit, or support terrorism)
- (For a subrecipient employee and dependents), if disclosure is necessary to administer the person's health benefits or pension plan funds, or
- If disclosure is for the purpose of the administration of the Uniform Commercial Code by the office of the Secretary of State
- If disclosure is requested by a commercial entity for permissible uses under the federal Driver's Privacy Protection Act of 1994, the federal Fair Credit Reporting Act, or the federal Financial Services Modernization Act of 1999 (for example, to verify the accuracy of personal information provided by the individual to the commercial entity; use by an insurer in connection with claims investigation or anti-fraud activities; for use in connection with a credit transaction).

Acknowledgment of Receipt of Notice

I confirm that I have been provided a copy of this Notice regarding the collection of my social security number and the social security numbers of all household occupants as part of the application process for the Florida Low Income Home Energy Assistance Program.

Signature of Applicant

Signature of Subrecipient Staff

EXHIBIT 4

LIHEAP Performance Measures Data Collection Worksheet

PART 1 - CLIENT INFORMATION

Complete the following information based on the Applicant's LIHEAP Application

Applicant Name	
Customer of Record (if not Applicant)	
Vendor (Electric)	
Account Number	
Vendor (Gas)	
Account Number	

PART 2 - MAIN ENERGY SOURCE

Check which source is used for each energy need

ENERGY NEED	ELECTRIC	GAS	OTHER - Describe
HEATING			
COOLING			
OTHER (cooking, water, etc.)			

PART 3 - IMMINENT RISK

YES	NO	QUESTION
		<p>Was the applicant considered to be at imminent risk of losing needed home energy source, and disruption was halted as a result of the applicant receiving a LIHEAP benefit, either Home Energy or Crisis (alone or in combination with another program)?</p> <ul style="list-style-type: none"> • If Yes, count the Applicant as having home energy disruption halted as a result of LIHEAP assistance • If No, do NOT count the applicant as having home energy disruption halted as a result of LIHEAP assistance, however, the applicant may still be eligible for services

Some additional questions to consider if assistance is needed in determining if the Applicant should be counted in this category

YES	NO	QUESTION
		Does the applicant have a shut-off notice? This does not include a late bill or late notice.
		Does the applicant have less than 7 days of pre-paid electricity usage or fuel?
		Is the applicant using an alternative source for heating or cooling, i.e., they are using a fan because the HVAC unit is operable but not running correctly?

PART 4 – RESTORATION

YES	NO	QUESTION
		<p>Was the home energy source restored as a result of the applicant receiving a LIHEAP benefit, either Home Energy or Crisis (alone or in combination with another program)?</p> <ul style="list-style-type: none"> • If Yes, count the applicant as having home energy restored as a result of LIHEAP assistance • If No, do NOT count the applicant as having home energy restored as a result of LIHEAP assistance, however, the Applicant may still be eligible for services

Some additional questions to consider if assistance is needed in determining if the Applicant should be counted in this category

YES	NO	QUESTION
		<p>Is the applicant currently without any energy source, i.e., the utility has been disconnected or the tank is empty?</p>
		<p>Is the applicant using an alternative source for heating or cooling, i.e., they are using a fan because the HVAC unit is inoperable?</p>

PART 5 - WAIVER

YES	NO	QUESTION
		<p>Did the applicant sign the Authorization for Release of General and/or Confidential Information?</p> <ul style="list-style-type: none"> • If Yes, maintain a copy of the Release in the client file. • If No, make sure to note; however, the Applicant CANNOT be denied services because of refusal to sign the waiver.

EXHIBIT 5

LIHEAP Authorization for Release of Information Form



Authorization for Release of General and/or Confidential Information For LIHEAP/EHEAP Federal Reporting

The Florida Department of Economic Opportunity's (DEO) Low Income Home Energy Assistance Program (LIHEAP) Program Office is requesting that you authorize your utility service provider to disclose the following information to the LIHEAP office to which you are applying for assistance:

- Your utility account status and history, such as payment history, past due amounts, deposits, current shut-off due dates or disconnection, current life support status, payment arrangements, and history of energy assistance payments.
- Your total annual energy usage and charges for up to twelve months.

The Florida LIHEAP office and its contractors will use this information to develop LIHEAP program performance measures and meet Federal reporting requirements.

Please note that:

- You have a right to receive a copy of this form.
- You are not required to authorize your utility service provider to disclose your customer data.
- Your decision not to authorize the disclosure will not affect your utility services or any LIHEAP assistance you may be eligible for.
- Your utility service provider may not disclose your customer data unless you authorize the disclosure to the LIHEAP office, DEO, or as otherwise permitted or required by laws or regulations.
- Your utility service provider will have no control over the data disclosed pursuant to this consent, and will not be responsible for monitoring or taking any steps to ensure that the Florida LIHEAP office maintains the confidentiality of the data or uses the data as authorized by you.
- The Florida LIHEAP office will not disclose any private applicant information except for the purpose of administering public assistance as defined by State and Federal laws and regulations and developing LIHEAP program performance measures.

ACCOUNT HOLDER (CUSTOMER NAME):	
SERVICE ADDRESS FOR UTILITY:	
NAME OF UTILITY SERVICE PROVIDER:	
UTILITY ACCOUNT NUMBER:	
PHONE NUMBER FOR UTILITY ACCOUNT:	

SECTION A: APPLICANT READS AND COMPLETES THIS SECTION ONLY IF HE/SHE IS THE ACCOUNT HOLDER

I hereby authorize the above named utility and this agency to disclose pertinent information regarding my account to agencies that may provide me financial assistance, including the Florida LIHEAP Office. I understand that the purpose of this disclosure is solely for federal reporting purposes and does not determine my eligibility for assistance. I further understand that some of the information the above named utility may provide to this agency may be considered confidential. I also understand that the above named utility does not and will not have control over any account information provided to agencies pursuant to this Authorization, and I will hold the utility harmless for any claim related to the account information provided. All information is accurate to the best of my knowledge. The agency may verify information contained in the payment assistance application, including the utility account for which I am seeking assistance.

ACCOUNT HOLDER'S SIGNATURE: _____ DATE: _____

SECTION B: APPLICANT READS AND COMPLETES THIS SECTION ONLY IF HE/SHE IS NOT THE ACCOUNT HOLDER

As applicant for payment assistance for the above named utility account, I hereby confirm, under penalty of perjury, that I am an Authorized Representative on behalf of the Account Holder and I have authority to initiate this assistance application on his/her behalf. This may be confirmed at the agency's discretion, by contacting the Account Holder. I, and the Account Holder, understand that the purpose of this disclosure is solely for federal reporting purposes and does not determine my eligibility. I further understand that some of the information the above named utility may provide to this agency may be considered confidential. I also understand that the above named utility does not and will not have control over any account information provided to agencies pursuant to this Authorization, and I will hold the utility harmless for any claim related to the account information provided. All information is accurate to the best of my knowledge. The agency may verify information contained in the payment assistance application, including the utility account for which I am seeking assistance.

APPLICANT'S NAME (NOT ACCOUNT HOLDER): _____

APPLICANT'S PHONE NUMBER: _____

APPLICANT'S SIGNATURE: _____ **DATE:** _____

SECTION C: FOR AGENCY USE ONLY

Agency must maintain this form in the Applicant's file and make it available to the utility vendor of record upon request, for accounting and auditing purposes.

AGENCY NAME: _____

PHONE: _____

AGENCY CASEWORKER'S NAME: _____

AGENCY CASEWORKER'S SIGNATURE: _____

DATE: _____

EXHIBIT 6
Weather Related / Supply Shortage funds policies, usage,
and per-household benefit limit

1. Benefit Limits:

A maximum of **\$2,000** in emergency energy related benefits may be awarded per applicant household for expenses incurred as a result of a declared disaster event within the date range as outlined in the Information Memorandum that would be provided to subrecipient(s) that cover the affected area.

- a. A client **may not** be issued a disaster related benefit solely to supplement the regular home energy and crisis benefits.

2. Subrecipient Responsibilities:

- a. Assess the unmet needs of households within your affected service area.
- b. Target the top identified needs for which your funds will be used.
- c. Determine that all households receiving services are program eligible.
- d. Keep track of services provided and amount per service.
- e. Accurately document the client files with proof that the assistance is both energy and storm event related.
- f. Pay vendors and contractors directly. Clients may not be paid or reimbursed directly, except as provided for in the Subgrant Agreement.
- g. Establish a written policy for determining the conditions under which an applicant is eligible based on need for the purchase and/or repair of heating/cooling equipment. Preference should be given to households containing elderly, young children, and persons with disabilities. The written policy must be submitted to DEO for approval for funds to be released.
- h. Ensure that all weather-related expenditures must be incurred between **the beginning day of the declared disaster event the last day of the Weather Related / Supply Shortage fund usage timeframe.**
 - i. Funding usage timeframe will be outlined in the Information Memorandum provided to the subrecipient(s) in the event of a declared disaster.
- i. Maintain all weather-related client documentation for special review during next on-site monitoring.
- j. Continue to serve clients with regular Home Energy and Crisis benefits. The agency may not decrease the Home Energy line item to below 25% of the total allocation.

3. Client Eligibility:

Because of the nature of the declared disaster, many affected low-income individuals and families will not have in their possession customary documentation of their economic status to substantiate eligibility for LIHEAP supported assistance. Also, due to the devastation these events may have caused, many individuals or families that may not have been eligible for assistance prior to the events, may be eligible now. In either case, Subrecipients are encouraged to use the following possible approaches:

- a. "Presumptive eligibility" determinations are based on all residents affected by the declared disaster event;
- b. Have a total household income at or below the 60 percent State Median Income (SMI) guidelines for households of 1-to-7 individuals and/or 150 percent of the Federal Poverty Guideline (FPG) income guidelines for households of 8-or-more individuals;
- c. Provide current proof of income;

- d. Provide proof that the current crisis is directly related to the declared disaster event. Prior usage, unpaid bills, and past due charges reflected prior to the effective date of notification authorizing use of Weather Related / Supply Shortage funds are not eligible expenses. All assistance must be energy and declared disaster event related;
- e. Applicant must reside within the area affected by the declared disaster whose service are is covered by the LIHEAP subrecipient(s) authorized to use Weather Related / Supply Shortage funds;
- f. Meet all other eligibility criteria as set forth in the current LIHEAP Subrecipient Agreement;
- g. Accepting eligibility certification paperwork from another Federal or State program.

If individuals from an eligible household that was affected by the declared disaster event have evacuated and or temporarily moved in with another household because their original residence is not habitable (regardless of the service are of their temporary habitation), the temporarily housed household should be considered a separate household. The households are not considered to be one household unit (i.e. each household's eligibility should be determined only on their own original family size and income should exclude the other family).

4. Income Exclusions:

In an effort to further decrease administrative burden, the following Income Exclusions will also apply for the covered Weather Related / Supply Shortage funds usage timeframe as outlined in the Information Memorandum that will be provided to Subrecipients in the event of a declared disaster:

- a. Stimulus payments from the federal government in relation to the Coronavirus pandemic **will not** be considered income and **will not** be considered in determining a household's SMI and/or FPG level;
- b. Any type of unemployment payments **will not** be counted as income;
- c. Zero income can be determined with proof of client employment termination or the Zero Income Form;
- d. Zero income can be determined at the time of application and projected forward instead of using the past 30 days. If applicable, clients should note the reason for zero income related the declared disaster;
- e. Although not counted as income for LIHEAP purposes, excluded income sources may be used to determine how a household is meeting its expenses.

5. Signature Waivers:

The following practices can be used to temporarily substitute as client approval until the client signature can be obtained in person:

- a. Client Signatures
 - i. Digital, electronic, scanned, or photographed copies of signatures are allowed on applications and all forms. Subrecipient should have a dedicated email address that is used for clients to send applications.
 - ii. Verbal verification via telephone can be taken for application signatures and form verification. The person obtaining verbal confirmations/verifications must document the following on each item verified:
 - 1. Date of initial contact by client;
 - 2. Name of person taking the verbal information (subrecipient staff);
 - 3. Person they are receiving information from (applicant);

4. Date verbal verification was received;
5. Time of verbal verification.
6. Method of receipt (i.e. telephone)
- iii. The Subrecipient must receive verbal consent from the client to allow verbal verification on each form. The client's consent to allowing verbal verification must be documented on each form. If a client refuses to allow verbal verification, another intake method must be provided (i.e. mail, drop off, electronic).
- b. Emailed documents, scanned documents, faxed documents, and photographed documents should all be accepted.
 - i. Subrecipients should have one dedicated email address for applications and documents to be sent to;
 - ii. Subrecipients must notify clients that the application and/or documents have been received and document the date and name of the individual who provided the documentation or receipt (i.e. phone call or return mail).
- c. In case-by-case situations the client's bank statements, or other non-standard documentation could be used to verify income if approved by DEO.

6. Client Relocation:

If a client/household who was affected by the disaster wishes to relocate to another service area, the current provider may pay for setup costs, such as utility deposits, in the new service area. The client/household should then apply with the new service provider for possible further assistance.

7. Temporary Housing:

Temporary housing is allowable under LIHEAP for a temporary period in declared disaster crisis situations. If a client/household affected by the disaster is forced to relocate to preserve the health and safety of their household members due to damage directly caused by the tornadoes, the subrecipient may use the authorized Weather Related / Supply Shortage funds to cover the cost of a client household for a period of no more than 90 days starting from effective date of funding usage authorization to temporarily move them away from the crisis situation in one of the following:

- a. Hotels/Motels (No AirBnB/VRBO rentals)
- b. Apartment

8. Transportation:

Transportation costs are allowable under LIHEAP for a temporary period in weather-related crisis situations. Subrecipient may use authorized Weather Related / Supply Shortage funds for client households to cover costs for transportation (such as cars, shuttles, buses) to move individuals away from the crisis area to shelters, when health and safety is endangered by loss of access to heating or cooling.

9. Generator Purchase:

The purchase of generators to maintain power during and immediately after a disaster is allowable. However, we strongly recommend that safety guidance be provided along with the generators to avoid injury and/or loss of life due to inappropriate operations of the generators. Additionally, Subrecipients should secure a liability waiver signature from the client prior to placement of generators.

10. Generator Safety Outreach:

Generators have hazards ranging from shock and electrocution to carbon monoxide poisoning, fire hazards, and noise and vibration hazards. Some key reminders about using generators safely include:

- a. When using portable generators, use them only outdoors in well ventilated areas.
- b. Do not use generators in garages, near doors, windows, or vents. Fatal fumes from generators can build up, that neither a fan nor open doors and windows can provide enough fresh air.
- c. Use a battery-powered carbon monoxide detector in the area you're running a generator. Carbon monoxide (CO) is an odorless, colorless byproduct of combustion engines that can cause illness and death. If you or others show symptoms of CO poisoning, such as dizziness, headaches, nausea, and tiredness, immediately get to fresh air and seek medical attention.
- d. Never add fuel to a running or hot generator. Let it cool at least 2 minutes before you add fuel. Gasoline and its vapors are extremely flammable.
- e. If you do not plan to use your generator in 30 days, don't forget to stabilize the gas with fuel stabilizer.
- f. Gasoline and other generator fuels should be stored and transported in approved containers that are properly designed and marked for their contents and vented.
- g. Keep fuel containers away from flame producing and heat generating devices (such as the generator itself, water heaters, cigarettes, lighters, and matches). Do not smoke around fuel containers.
- h. Never operate the generator near combustible materials.
- i. If you must use an extension cord, be sure they are of the grounded type and are rated for the application. Coiled cords can get extremely hot; always uncoil cords and lay them in flat open locations.
- j. Never plug your generator directly into your home outlet. If you are connecting a generator into your home electrical system, have a qualified electrician install a Power Transfer Switch.
- k. Generators produce powerful voltage - Never operate under wet conditions. Take precautions to protect your generator from exposure to inclement weather.
- l. Wear hearing protection (such as ear plugs or headphones) while operator a generator. Generator engines vibrate and create noise. Excessive noise and vibration could cause hearing loss and fatigue.
- m. Maintain your generator according to the manufacturer's maintenance schedule and read the user manual thoroughly.

11. Electrical Power Cable Connection:

The cost to repair the electrical wiring necessary from the utility's service point to a home is allowable. Flooding can damage electrical systems, and inspection and repairs by a licensed electrician may be required before a home can receive power. Some income-eligible clients may not be able to receive power to their homes after it's restored because of damage. Subrecipients may hire a licensed electrician to make the necessary repairs on behalf of the client.

12. Eligible Services:

Eligible services include, but are not limited to:

LIHEAP
Assistance necessary to restore home power lost due to flooding, including utility deposits, late fees and reconnect fees.
The following may be paid for with these funds, as needed, to install or repair heating/cooling equipment or to restore power lost due to flooding: <ul style="list-style-type: none"> • Building electrical wiring or gas line inspection. • Utility box replacement. • Contractor’s/subcontractor’s cost to repair electrical wiring or gas lines. • Other fees required to assure resumption of services.
For purchase and/or repair of air conditioning systems or cooling equipment: <ul style="list-style-type: none"> • Equipment must meet the Underwriter Laboratory (UL) listings and local codes. • All equipment repair or replacement must be conducted by a licensed repairman. • Vouchers for purchase of cooling equipment, such as portable air conditioners are not allowed. • Must follow the agency’s written guidelines for eligibility. • Any equipment should be purchased in a manner to obtain the best possible product and price. • Central cooling equipment may be repaired or replaced in rental housing only with the written consent of the landlord. <p>NOTE: These funds may not be used to purchase, install, or repair any <i>unvented</i> appliances.</p>
Temporary shelter or house individuals in hotels or apartments
Cost for transportation (i.e. cars, shuttles, buses) from crisis area to shelters.
Utility reconnection costs.
Utility Box Replacement.
Contractor cost to repair electrical wiring or gas lines.
Fees required to assure resumption of services.
Repair or replacement cost for furnaces and air conditions.
Insulation repair.
Coats and blankets, as tangible benefits to keep individuals warm.
Crisis payments for utilities and utility deposits.
Purchase and installation of fans and air conditioners.
Purchase of generators.
Fuel Assistance: For pre-paid fuel assistance such as fuel oil or propane, the subrecipient is encouraged to purchase enough fuel to supply the client through the end of the Fiscal Year (September 30 th of that calendar year). The loss of fuel oil or propane must be directly caused by the declared disaster event. Fuel oil or propane used up under regular living conditions is not eligible for refill under this policy.