



NORTH DAKOTA DEPARTMENT OF HUMAN SERVICES

STATE CAPITOL - JUDICIAL WING
600 E BOULEVARD
BISMARCK, NORTH DAKOTA 58505-0250



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P

on, Executive Director

November 25, 1997

Edward T. Schafer, Governor

Mr. Allan C. Nickels, Regional Director
Food Stamp Program, Food & Consumer Services - Mountain Plains Region
244 Speer Blvd. - Suite 903
Denver, Colorado 80204-3585

RE: ABAWD WAIVER RE-NEWAL REQUEST

Dear Mr. Nickels,

Enclosed is our State's request to re-new the ABAWD waiver for several project areas. This particular request asks the waive work requirements for ABAWD's in Rolette, Mountrail and Benson Counties. It appears these counties qualify based on designated LSA status.

Of the 10 project areas currently waived from ABAWD work requirements, four counties requested not to re-new the waiver. Three counties may qualify under the option which accounts for "insufficient availability of jobs." A request for waiver re-newal for these counties will come separately later in December, but prior to the December 31, 1997 deadline

Sincerely,

Royce Roberson, Director
Energy & Nutrition Division

Carol K. Olson, Executive Director
Yvonne M. Smith, Deputy Director

INFORMATION

(701) 328-2310

ECONOMIC ASSISTANCE

(701) 328-2332

(701) 328-2359

EXECUTIVE OFFICE

(701) 328-2538

FIELD SERVICES

(701) 328-2310

1-800-366-6888

PROGRAM & POLICY

(701) 328-2310

WAIVER REQUEST

1. **Serial Number:** 970116 and 970125

2. **Type of Request:** Renewal

3. **Primary regulation citation:** Section 6(o) of the Food Stamp Act, as amended by Section 824 of the Personal Responsibility and Work Opportunity Reconciliation Act (PRWORA) of 1996, P.L. 104-193.

4. **Secondary regulation citation:**

5. **State:** North Dakota

6. **Region:** MPRO

7. **Regulatory Requirements:** Section 6(o) of the Food Stamp Act, as amended by Section 824 of the Personal Responsibility and Work Opportunity Reconciliation Act (PRWORA) of 1996, P.L. 104-193, provides that no individual shall be eligible to participate in the Food Stamp Program as a member of any household if, during the preceding 36-month period, the individual received food stamp benefits for not less than 3-months (consecutive or otherwise), during which the individual did not work 20 hours or more per week, averaged monthly; did not participate in and comply with the requirements of a work program for 20 hours or more per week; or did not participate in and comply with requirements of a program under Section 20 or a comparable program established by the State.

Section 6(o) of the Food Stamp Act, as amended by Section 824 of the (PRWORA), also provides that, upon the request of a State agency, the Secretary may waive the applicability of the above provision for any group of individuals in the State if the Secretary makes a determination that the area in which the individuals reside has an unemployment rate of over 10%, or does not have a sufficient number of jobs to provide employment for the individuals.

8. **Proposed alternative procedures:** The State agency is requesting to exempt individuals residing in these three counties from the work requirements of Section 6(o) of the Food Stamp Act, as amended by Section 824 of the (PRWORA).

9. **Justification for request:** The unemployment rates found in these counties were higher than the national unemployment rate and the Department of Labor has designated Labor Surplus Area, or LSA, status to these counties for 1998 as verified in the attached copy of LSA's by state, nation wide.

10. **Anticipated impact on households and state agency operations:** None. This waiver application is for three counties: Rolette, Benson, and Mountrail.

Waiver Request

November 25, 1997

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11. **Caseload information:** An estimate 400 household members would otherwise be subject to the work requirements of Section 824. These counties all include Indian Reservations which are rural and have limited job development.
12. **Anticipated implementation date and period for which waiver is needed:** March 1, 1998 for a period of 12 months ending February 28, 1999.
13. **Proposed quality control review procedures:** No special review procedures required.
14. **Signature and title of requesting official:**

Royce Roberson, Director
Energy & Nutrition Division
15. **Date of Request:** November 25, 1997

LABOR SURPLUS AREAS
ELIGIBLE FOR FEDERAL PROCUREMENT PREFERENCE
OCTOBER 1, 1997 THROUGH SEPTEMBER 30, 1998

ELIGIBLE LABOR SURPLUS AREAS

CIVIL JURISDICTIONS INCLUDED

ORTH DAKOTA

NSON COUNTY
UNTRAIL COUNTY
LETTE COUNTY

BENSON COUNTY
MOUNTRAIL COUNTY
ROLETTE COUNTY

MS COUNTY
TABULA COUNTY
TON CITY

ADAMS COUNTY
ASHTABULA COUNTY
CANTON CITY IN
STARK COUNTY
CLEVELAND CITY IN
CUYAHOGA COUNTY
DAYTON CITY IN
MONTGOMERY COUNTY
EAST CLEVELAND CITY IN
CUYAHOGA COUNTY
ELYRIA CITY IN
LORAIN COUNTY
GALLIA COUNTY
GUERNSEY COUNTY
HARRISON COUNTY
HOCKING COUNTY
HURON COUNTY
JACKSON COUNTY
JEFFERSON COUNTY
LIMA CITY IN
ALLEN COUNTY
LORAIN CITY IN
LORAIN COUNTY
MANSFIELD CITY IN
RICHLAND COUNTY
MARION CITY IN
MARION COUNTY
MEIGS COUNTY
MERCER COUNTY
MONROE COUNTY
MORGAN COUNTY
NOBLE COUNTY

VELAND CITY

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