



# SNAP QUARTERLY REPORT OF FRAUD CONTROL ACTIVITIES

NORTH DAKOTA DEPARTMENT OF HUMAN SERVICES

SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

SFN 384 (Rev. 9-2016)

County	Reporting Period <input type="checkbox"/> Oct - Dec <input type="checkbox"/> Jan - Mar <input type="checkbox"/> Apr - Jun <input type="checkbox"/> Jul - Sep
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## I. INTENTIONAL PROGRAM VIOLATIONS

IPV's	ELIGIBILITY FRAUD					TRAFFICKING			
	(a) Evidence Found to Reduce or Deny Benefits	(b) No Evidence Found to Reduce or Deny Benefits	(c) Resulted in Referral for ADH or Prosecution	(d) Average Number of Days per Concluded Investigation	(e) Open Investigations	(f) Resulted in Referral for ADH or Prosecution	(g) Resulted in No Referral for ADH or Prosecution	(h) Average Number of Days per Concluded Investigation	(i) Open Investigations
<b>Cases/Days/Hours</b>									

## II. COURT PROSECUTIONS

PROSECUTIONS	ELIGIBILITY FRAUD				TRAFFICKING			
	(a) Prosecution, Concluded, Individual Disqualified	(b) *DCA Signed, Individual Disqualified	(c) Prosecution, Concluded, Individual Not Disqualified	(d) Amount Subject to Claim	(e) Prosecution, Concluded, Individual Disqualified	(f) *DCA Signed, Individual Disqualified	(g) Prosecution, Concluded, Individual Not Disqualified	(h) Amount Subject to Claim
<b>Individuals/Amount/Days</b>								

\* DCA-Disqualification Consent Agreement

Signature of Reporting Official	Date
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This report is due in the **State Office** not later than the 10th of each January, April, July, and October.

### DISTRIBUTION:

**Original** - State SNAP Office

**Copy** - County File

## INSTRUCTIONS FOR COMPLETING SFN 384

County level information regarding cases reviewed for possible intentional program violations and prosecutions is obtained from this report for a consolidated statewide report which also includes certification, fair hearing, and disqualification hearing activities, as required by the U.S. Department of Agriculture's Food and Nutrition Service. **This report must be submitted to the State Office on a quarterly basis, even when there is nothing to report.**

### Trafficking is defined as:

1. The buying, selling, stealing, or otherwise affecting an exchange of SNAP benefits for cash or consideration other than eligible food, either directly, indirectly, in complicity or collusion with others, or acting alone;
2. The exchange of firearms, ammunition, explosives, or controlled substances for SNAP benefits;
3. Purchasing a product with SNAP benefits that has a container requiring a rerun deposit with the intent of obtaining cash by discarding the product and returning the container for deposit amount, intentionally discarding the product, and intentionally returning the container for the deposit amount;
4. Purchasing a production with SNAP benefits with the intent of obtaining cash or consideration other than eligible food by reselling the product, and subsequently intentionally reselling the product purchased with SNAP benefits in exchange for cash or consideration other than eligible food; or
5. Intentionally purchasing products originally purchased with SNAP benefits in exchange for cash or consideration other than eligible food.

## I. INTENTIONAL PROGRAM VIOLATIONS

This section reflects activity of fraud control unit(s), or similar investigative entities, within a State to investigate individuals suspected of SNAP eligibility fraud and/or trafficking benefits.

Investigations are: Effort by designated investigators (or investigator's representatives) to develop a record of fact used to determine whether sufficient documentary evidence of SNAP fraud or abuse exists to warrant civil, criminal or administrative legal action against an individual.

Each investigation (case) must be reported under either Eligibility Fraud or Trafficking, and, when applicable, Combined. The type of fraud that most appropriately reflects the matter investigated must be determined for each investigation. A case wherein multiple people are investigated is counted as one case.

### CASES/DAYS/HOURS

**ELIGIBILITY FRAUD:** Investigated individual(s) suspected of intentionally making a false or misleading statement, or misrepresenting, concealing or withholding facts at application, required reporting, or recertification period with the intent to influence a SNAP eligibility determination.

- a. **EVIDENCE FOUND TO REDUCE OR DENY BENEFITS** - Report the total number of eligibility fraud investigations (cases) that concluded with a finding of sufficient evidence to reduce or deny benefits of investigated individual(s). This includes both investigations concluded before certification that affect the final determination of eligibility/benefit allotment, and investigations concluded after certification that affect ongoing eligibility/benefit allotment.
- b. **NO EVIDENCE FOUND TO REDUCE OR DENY BENEFITS** - Report the total number of eligibility fraud investigations (cases) that concluded without a finding of sufficient evidence to reduce or deny benefits of investigated individuals. This includes investigations where allegations/suspicions are not corroborated, allegations/suspicions are corroborated, but do not impact eligibility/benefit allotment, and investigations that are canceled or suspended without a final determination of guilt.
- c. **RESULTED IN REFERRAL FOR ADH OR PROSECUTION** - Of the eligibility fraud investigations reported in box 8(a), report the total number of concluded investigations (cases) that resulted in the referral of an individual for an Administrative Disqualification Hearing or Prosecution due to a suspected Intentional Program Violation. Count only investigations, not individuals. For example, if a single investigation of a household leads to the referral of multiple individuals for ADH or prosecution, count the investigation once. ADH and prosecution outcomes for individuals are reported on lines 9 and 10.
- d. **AVERAGE # OF DAYS PER CONCLUDED INVESTIGATION** - Report the average length in days of all eligibility fraud investigations (cases) reported in 8(a) and 8(b): determine for each eligibility fraud investigation the total days from the day a case was referred for investigation to the day the investigation concluded and/or was canceled. Sum together the individual investigation lengths. Then, divide this sum by the total of 8(a) + 8(b). For cases that require additional investigation after ADH/prosecution referral is made, consider the referral date as the conclusion date.
- e. **OPEN INVESTIGATIONS** - Report the number of ongoing/unresolved eligibility fraud investigations (cases) at the time of reporting.
- f. **RESULTED IN REFERRAL FOR ADH OR PROSECUTION** - Report the total number of trafficking investigations (cases) that concluded with a finding of sufficient evidence to refer individual(s) for Administrative Disqualification Hearing and/or Prosecution. Count only investigations, not individuals.
- g. **RESULTED IN NO REFERRAL FOR ADH OR PROSECUTION** - Report the total number of trafficking investigations (cases) that concluded without a finding of sufficient evidence to refer individual(s) for Administrative Disqualification Hearing and/or Prosecution.
- h. **AVERAGE# OF DAYS PER CONCLUDED INVESTIGATION** - Report the average length in days of all trafficking investigations (cases) reported in boxes 8(f) and 8(g): Determine for each trafficking investigation the total days from the day the case was referred for investigation to the day the investigation concluded. Sum together the individual lengths. Then, divide this sum by the total of 8(f) + 8(g). For cases that require additional investigation after ADH/prosecution referral is made, consider the referral date as the conclusion date.
- i. **OPEN INVESTIGATIONS** - Report the number of ongoing/unresolved trafficking investigations (cases) at the time of reporting.

## II. COURT PROSECUTIONS

This section reflects action taken against individuals referred for civil or criminal prosecution after an investigation yielded sufficient documentary evidence to substantiate and pursue an IPV through the appropriate court of jurisdiction.

Each individual must be counted under either Eligibility Fraud or Trafficking and, when applicable, Combined. The type of fraud that most appropriately reflects the case circumstances must be determined for each individual. Count each accused person that completed prosecution or signed a DCA individually.

### INDIVIDUALS/MONEY/DAYS

**ELIGIBILITY FRAUD:** Referred individual charged with intentionally making a false or misleading statement, or misrepresenting, concealing or withholding facts at application, required reporting, or recertification period with the intent to influence a SNAP eligibility determination.

- a. PROSECUTION CONCLUDED, INDIVIDUAL DISQUALIFIED - Report the number of individuals that were disqualified after a court ruling confirmed the commission of SNAP eligibility fraud. Do not include DCAs or similarly enforceable prosecutorial agreements.
- b. DCA SIGNED, INDIVIDUAL DISQUALIFIED - Report the number of individuals that were disqualified after signing a disqualification consent agreement or similarly enforceable prosecutorial agreement for SNAP eligibility fraud.
- c. PROSECUTION CONCLUDED, INDIVIDUAL NOT DISQUALIFIED - Report the number of individuals for whom the prosecution resulted in an acquittal, or a ruling or agreement otherwise insufficient to enforce a disqualification for SNAP eligibility fraud.
- d. AMOUNT SUBJECT TO CLAIM - Report the estimated dollar /value of benefits that may be recovered due to the eligibility disqualifications counted in 10(a) and 10(b). Sum all individual dollar value determinations, and report the total amount.
- e. PROSECUTION CONCLUDED, INDIVIDUAL DISQUALIFIED - Report the number of individuals that were disqualified after a court ruling confirmed the trafficking of SNAP benefits. Do not include DCAs or similarly enforceable prosecutorial agreements.
- f. DCA SIGNED, INDIVIDUAL DISQUALIFIED - Report the number of individuals that were disqualified after signing a disqualification consent agreement or similarly enforceable prosecutorial agreement for trafficking SNAP benefits.
- g. PROSECUTION CONCLUDED, INDIVIDUAL NOT DISQUALIFIED - Report the number of individuals for whom the prosecution resulted in an acquittal, or a ruling or agreement otherwise insufficient to enforce a disqualification for trafficking SNAP benefits .
- h. AMOUNT SUBJECT TO CLAIM - Report the estimated dollar value of benefits that may be recovered due to the trafficking disqualifications counted in 10(e) and 10(f). Sum all individual dollar value determinations, and report the total amount.