



March 1, 2007

Sarah Helvey, Staff Attorney
Welfare Due Process Project
Nebraska Appleseed
941 "O" Street, Suite 920
Lincoln, NE 68508

Dear Ms. Helvey:

Staff has reviewed the information you provided and referred to regarding the Department's Food Stamp Demand Letter for Overissuance. Staff also reviewed the Demand letters which Iowa began using after the 8th Circuit Court decision. As a result of the review, the Demand Letter is being revised. The following language regarding settlement is being added.

"You have the right to ask ICC not to collect some or all of your overpayment. We may reduce any part or all of the claim if we believe you are not able to repay the claim. If you want to ask us to lower part or all of your overpayment, write us a letter telling us: your mailing address, a phone number where we can reach you or leave a message for you, your social security number, and why you cannot pay part or all of your overpayment. When you ask to lower part or all of the amount you owe, we will look at things like: how much you owe, when (the date) the overpayment happened, and things that make it hard for you to pay, like financial hardship or other unusual problems. We may then agree to settle, adjust, compromise or deny part or all of the overpayment. In other words we may agree that you don't have to pay back any of the overpayment or that you only have to pay back part of it. **NOTE:** If your family's income changes, you can ask to change your repayment agreement to lower the amount you pay."

This notice is computer generated and the computer is expected to be reprogrammed on or about March 21, 2007.

If you have additional questions or if you need further information, please feel free to contact Mike Harris or Trish Bergman at (402) 471-9325.

Sincerely,

Christine Z. Peterson
Acting Director
Department of Health and Human Services

cc: Daryl Wusk
Mike Harris