

#### **.04 LIBL Hardship Extension Eligibility – Victim of Violence, Crime, or Domestic Violence**

**REVISION 07**  
(01/01/09 – 03/31/09)

A participant may request an LIBL hardship extension on the basis that any member of the budgetary unit is a victim of violence, crime, or domestic violence. The result of the violence or crime must prevent an adult participant from working or engaging in work activities.

Victim of Violence: Violence is defined as battery or extreme cruelty inflicted on any member of a budgetary unit by a stranger or by a person known to any member of the budgetary unit. Battery or extreme cruelty includes, but is not limited to, any of the following:

- Physical acts that threatened or resulted in physical injury
- Threats of, or attempts at, physical or sexual abuse
- Sexual abuse
- Sexual activity involving a child
- Being forced as the caretaker of a child to engage in non-consensual sexual acts or activities
- Mental or emotional abuse
- Neglect or deprivation of basic necessities such as food or medical care

Victim of Crime: A crime includes any unlawful act against any member of a budgetary unit that creates a hardship.

Victim of Domestic Violence: Domestic Violence (DV) is a pattern of behavior in which one family member or intimate partner uses any of the following to control another family member or the other intimate partner in the relationship:

- Physical violence
- Coercion
- Threats
- Intimidation
- Isolation
- Emotional abuse

- Sexual abuse
- Economic abuse

Circumstances that support the claim related to a victim of crime, domestic violence, or other violence include, but are not limited to, the following:

- Residence in an emergency or transitional shelter or housing for victims of abuse.
- Obtaining or having obtained a protective or restraining order against an abuser.
- Receiving protective or supportive services related to the abuse or violence.
- Being a party to a legal action such as a divorce or custody which involves issues of current or past abuse or violence.
- Staying with a friend or relative after fleeing to avoid or escape abuse.
- Violence or abuse against the victim resulted in the arrest, arraignment, or conviction of the abuser or perpetrator.
- Receiving or having received inpatient or outpatient treatment for psychological, physical, emotional or mental abuse, or violence.
- Being hospitalized or receiving emergency room treatment for medical or psychological injuries as a result of the abuse or violence.

**NOTE** Any of the above circumstances could be a past or current circumstance.

Verification must be provided that supports the determination of the crime or act of violence. (See [LIBL Hardship Extension – Victim of Violence, Crime, or Domestic Violence Verification](#))

#### **WARNING**

**Residing with a Perpetrator or Abuser:**

When the perpetrator or abuser resides with a participant or the budgetary unit, that person must be actively working with the Department of Child Safety (DCS) prior to authorizing a hardship extension based on a victim of violence claim. In this situation, all of the following apply:

- DCS must verify the active participation of the perpetrator or abuser
- The facts and the DCS verification must be elevated to the [Research and Analysis Unit](#) (R&A) via e-mail, to determine whether the budgetary unit is eligible for an LIBL hardship extension
- When abuse is reported under any circumstances, the victim should be offered a referral for DV services through either of the following:

[Arizona Coalition Against Domestic Violence](#)

[National Domestic Violence Hotline](#)

When verification of an LIBL hardship extension reason is received, follow the procedures in [LIBL Hardship Extension Keying Procedures](#).

**WARNING**

All potential LIBL hardship extension denials must be elevated to the [Research and Analysis Unit](#) (R&A) prior to taking action.