

B Restored FS Benefits

Restored FS benefits are benefits that are issued to an FS budgetary unit when ALL of the following conditions are met:

- The budgetary unit received fewer FS benefits than it was entitled to receive.
- The under issuance was FAA caused.
- The benefits in question are not for the current month.

Participants residing in the original budgetary unit at the time the loss occurred may currently be receiving FS in another budgetary unit. When this occurs, restore benefits to the budgetary unit that has the majority of the participants of the original budgetary unit.

When the local office cannot locate or determine which budgetary unit includes the majority of budgetary unit participants, restore benefits to the budgetary unit that included the PI at the time the loss occurred.

Restore FS benefits for NOT MORE than 12 months PRIOR to whichever of the following occurs first:

- The date FAA received a request for restoration of benefits from a budgetary unit.
- The date FAA was notified or discovered that a loss of benefits occurred.
- The date the budgetary unit requested a [fair hearing](#) because it disagreed with an adverse action that resulted in a loss of benefits.
- The date of notification that an [Intentional Program Violation \(IPV\)](#) disqualification was reversed.
- The date the budgetary unit receives a favorable decision through the fair hearing process, a judicial action, or other court action.

EXCEPTION

[Categorically eligible](#) (Basic or Expanded) budgetary units are not limited to the 12-month provision. FS benefits can be restored from December 23, 1985 to present when the budgetary unit is categorically eligible.

Issue restored benefits when it is discovered that the budgetary unit is entitled to them. The budgetary unit is not required to take any action.

(See [Calculating the Underpayment](#))