

B Fair Hearings - Request Time Limits

REVISION 40
(02/01/16 – 03/31/16)

From the date the eligibility determination notice is mailed, the appellant has the following timeframes to request a hearing:

- CA – 30 calendar days
- NA – 90 calendar days

EXCEPTION

When the 30th or 90th day falls on a weekend or holiday, consider hearing requests received the first workday following the weekend or holiday as timely.

NOTE The notice may have been sent by FAA or the Office of Accounts Receivable and Collections (OARC). When the hearing request involves an overpayment, see [OARC Hearing Request Procedures](#).

Do not refuse any request for filing an appeal received after the deadline. A good cause determination regarding timeliness will be held by the appropriate appeal jurisdiction.

CA EXCEPTION

The participant only has 10 days from the date of the notice to request a timely hearing for the Tribal TANF Program.

- Immediately forward the request for hearing to the appropriate Tribal TANF Program.
- Do NOT send a FAA Fair Hearing Request E-form for Tribal TANF Hearing requests.

The date of the hearing request is the earliest of the following:

- Postmark or postage meter mark on the envelope when the request is received through the mail.
- Date written on the request when the postmark is illegible.
- Date received by FAA when either of the following apply:

The request is delivered other than by mail.

The postmark is illegible and there is no date on the request.

ARCHIVED (Valid until 01/29/17)