

.02 IPV - Administrative Disqualification Procedures – OARC Responsibilities

The responsibilities of the [Office of Accounts Receivable and Collections](#) (OARC) regarding [Intentional Program Violation](#) (IPV) administrative disqualification procedures are as follows:

- Review all overpayment determinations identified as potential IPV's for possible referral for either of the following:
Administrative Disqualification Appeal [Referral for Prosecution](#)

NOTE For NA, when an IPV is suspected due to unreported earned income, the overpayment is recalculated for overpayment months before August, 1996. The 20% earned income deduction is not allowed for the portion of earnings that may have been willfully unreported.

The recalculated amount is shown on the NA [Waiver of the Right to an Administrative Disqualification Appeal](#) (OARC1) form. Copies of the revised overpayments are sent to the appropriate local office and the [OARC Collections Unit](#) when an IPV determination has been made.

- Refer all household error overpayments of \$2000 or more to OSI. This includes all of the following:
CA or NA overpayments of \$2000 or more.
Combination CA and NA overpayments that have a combined dollar amount of \$2000 or more.
Potential IPV overpayments less than \$2000 when previously discovered or enhanced by OSI investigations.

NOTE OSI reviews the overpayment to determine investigative assignment and possible prosecution.

- Postpone collection action, consideration for an administrative [disqualification appeal](#), and participant notification on overpayments referred to OSI pending investigation.
- Refer cases to the Appellate Services Administration (ASA) for an administrative disqualification appeal.