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Bulletin No.11-02

P-2127 A

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P-2127      Fair Hearing ProceduresA.      Overview

Fair hearings are heard before the Human Services Board pursuant to their rules (see P-2127 F). A fair hearing request may be either oral or written. The date of the client's request for a hearing via the mail will be governed by the postmark date. In all programs, a person is allowed 90 days from the date the Notice of Decision was mailed to request a fair hearing.

In addition: in the Fuel program, the client may request a Director's Hearing within 5 working days after the date of the adverse action notice; in the 3SquaresVT program, a request can be made at any time during a certification period to dispute the current level of benefits.

For General Assistance and Emergency Assistance, there is an expedited fair hearing process as outlined at P-2610 E and P-2800 G, respectively.

If the fair hearing request is received more than 90 days after the adverse action notification, note this when forwarding the request. Timeliness is a matter which must be proved by the Department. Process these as you would a timely request.